

ATCP 30.18

(b) Limitations on the purpose for which atrazine product may be used, including limitation on the crops and target pests for which atrazine product may be used.

(c) Limitations on the rate at which atrazine product may be applied.

(d) Limitations on the time or frequency of atrazine product use.

(e) Limitations on the method of atrazine product use.

(f) Reporting or permit requirements applicable to the use of atrazine product.

(6) ATRAZINE MANAGEMENT PLAN. For each atrazine management area established under this subchapter, the department shall also establish an atrazine management plan. The atrazine management plan shall include all of the area in the atrazine management area, and any additional area determined by the department as necessary to achieve the purposes of the atrazine management area. The atrazine management plan shall contain:

(a) A delineation of the boundaries of the area subject to the plan.

(b) A groundwater monitoring program.

(c) An information and education program.

(d) A schedule for review of the effectiveness of the prohibitions and restrictions in the atrazine management area.

(e) Any other provisions deemed appropriate by the department.

History: Cr. Register, March, 1991, No. 423, eff. 4-1-91; am. (1), r. (3), Register, March, 1993, No. 447, eff. 4-1-93.

Subchapter III — Prohibition Areas

ATCP 30.25 Creating prohibition areas. The department may prohibit use of atrazine products in any manner authorized under ss. 94.67 to 94.71, Stats., or under ch. 160, Stats., including the following:

(1) SITE-SPECIFIC PROHIBITIONS. The department may prohibit the use of atrazine products on a site-specific basis under ss. ATCP 31.07 and 31.08 (1) and (2).

(2) STATEWIDE OR REGIONAL PROHIBITIONS. The department may prohibit the use of atrazine products on a statewide or regional basis under s. ATCP 31.08 (3).

History: Cr. Register, March, 1991, No. 423, eff. 4-1-91.

ATCP 30.26 Mixing and loading prohibited. No person may mix or load any atrazine product in a prohibition area identified under s. ATCP 30.30 unless the mixing and loading is conducted over a spill containment surface which complies with s. ATCP 29.151 (2) to (4).

History: Cr. Register, March, 1992, No. 435, eff. 4-1-92; correction made under s. 13.93 (2m) (b) 7, Stats., Register, March, 1994, No. 459.

ATCP 30.30 Prohibition areas. No person may apply any atrazine product in any of the following prohibition areas:

(1) The lower Wisconsin river valley except that atrazine may be applied to medium- and fine-textured soils in Township 9 North, Range 1 West, sections 27, 28, 29, 30, 31, 32, 33 and 34 and Township 9 North, Range 2 West, sections 25, 26, 27, 28, 32, 33, 34, 35 and 36 in compliance with ss. ATCP 30.05 through 30.10.

(2) Any of the prohibition areas identified in Appendix A.

History: Cr. Register, March, 1991, No. 423, eff. 4-1-91; r. and recr. Register, March, 1992, No. 435, eff. 4-1-92; r. and recr. Register, March, 1993, No. 447, eff. 4-1-93; am. (1), Register, March, 1994, No. 459, eff. 4-1-94.

ATCP 30.35 Exemptions. (1) RESEARCH EXEMPTION. Notwithstanding any provision of this chapter, the department may issue a written permit authorizing the use of atrazine for bona fide research purposes. An applicant for a research permit shall apply to the department in writing. The application shall describe the proposed research, and the amounts and locations of proposed atrazine applications. The department may require an applicant to file other information which the department considers necessary for its review of the application.

(2) LAND SPREADING SOILS AND WATER. (a) Notwithstanding any provision of this chapter, the department may issue a written permit authorizing any person to land spread soils or water containing residues of atrazine or its metabolites in order to remedy soil or water contamination. The amount of atrazine and atrazine metabolites applied to a site by means of land spreading may not exceed the amount of atrazine active ingredient permitted under s. ATCP 30.10.

(b) A person applying for a permit under par. (a) shall submit a written application to the department describing the proposal to land spread soils or water containing residues of atrazine or its metabolites. The department may require an applicant to file other information which the department considers necessary for its review of the application.

(c) The department shall grant or deny a permit application under par. (b) within 30 days after the department receives a complete application.

History: Cr. Register, March, 1991, No. 423, eff. 4-1-91; renum. to be (1), cr. (2), Register, March, 1993, No. 447, eff. 4-1-93; am. (2) (a) and (b), Register, March, 1994, No. 459, eff. 4-1-94.

ATCP 30.40 Review of provisions. Five years from April 1, 1991, the department shall provide a report to the board evaluating the provisions of this chapter and the need for modifications. The evaluation shall be based on groundwater and related data available to the department. Subject to the availability of funds, the evaluation shall include the results of 2 statistically designed surveys of atrazine in Wisconsin groundwater conducted 2 and 4 years after April 1, 1991. The department shall provide the board with an interim report on each groundwater survey when that survey is completed.

History: Cr. Register, March, 1991, No. 423, eff. 4-1-91.