

Clearinghouse Rule 96-142

STATE OF WISCONSIN)
) ss. Clearinghouse Rule
DEPARTMENT OF AGRICULTURE,) No. 96-142
TRADE AND CONSUMER PROTECTION)

CERTIFICATION:

I, Alan T. Tracy, Secretary of the State of Wisconsin Department of Agriculture, Trade and Consumer Protection, and custodian of the department's official records, hereby certify that the attached rulemaking order relating to atrazine use restrictions was signed and adopted by the department on March 6, 1997.

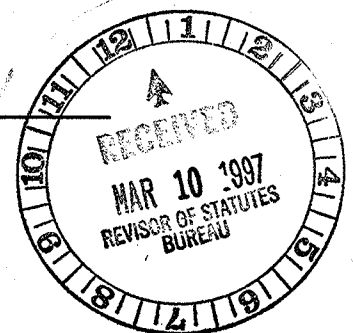
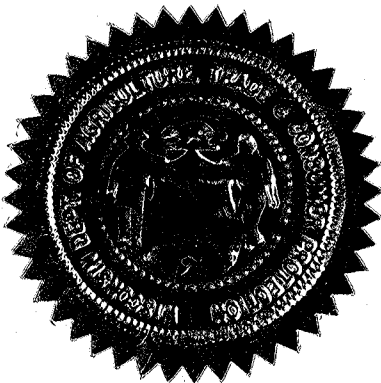
I further certify that I have compared the attached copy to the original on file in the department, and that the attached copy is a complete and accurate copy of the original.

Signed and sealed this 6th day of March, 1997.

STATE OF WISCONSIN
DEPARTMENT OF AGRICULTURE, TRADE
AND CONSUMER PROTECTION

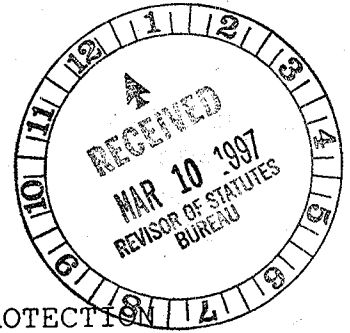
By


Alan T. Tracy, Secretary



5-1-97

Final Draft
12/23/96



ORDER OF THE STATE OF WISCONSIN
DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION
ADOPTING, AMENDING OR REPEALING RULES

The state of Wisconsin department of agriculture, trade and consumer protection proposes the following order to repeal portions of chapter ATCP 30 Appendix A, and to create portions of chapter ATCP 30 Appendix A relating to atrazine use restrictions.

Analysis Prepared by the Department of
Agriculture, Trade and Consumer Protection

Statutory authority: ss. 93.07(1), 94.69(9), 160.19(2), and
160.21(1), Stats.

Statutes interpreted: ss. 94.69, 160.19(2) and 160.21(1),
Stats.

In order to protect Wisconsin groundwater, current rules under ch. ATCP 30, Wis. Adm. Code, restrict the statewide rate at which atrazine pesticides may be applied. Current rules also prohibit the use of atrazine in areas where groundwater contamination levels attain or exceed state enforcement standards.

Based on new groundwater test data, this rule expands the number of areas in which atrazine use is prohibited and repeals one existing atrazine prohibition area.

Atrazine Prohibition Areas

Current rules prohibit the use of atrazine where atrazine contamination of groundwater equals or exceeds the current

groundwater enforcement standard under ch. NR 140, Wis. Adm. Code. Current rules prohibit atrazine use in 91 designated areas, including major prohibition areas in the lower Wisconsin river valley and much of Dane and Columbia counties.

This rule repeals and recreates 2 current prohibition areas to expand those areas, creates 6 new prohibition areas, and repeals 1 current prohibition area, resulting in a new total of 96 prohibition areas throughout the state. The rule includes maps describing each of the new and expanded prohibition areas.

Within every prohibition area, atrazine applications are prohibited. Atrazine mixing and loading operations are also prohibited unless conducted over a spill containment surface which complies with ss. ATCP 29.151(2) to (4), Wis. Adm. Code.

1 **SECTION 1.** The cover page to Appendix A to ch. ATCP 30 is

2 repealed and recreated in the form attached.


3 **SECTION 2.** Prohibition area maps numbered 93-57-01, 94-37-
4 01, and 96-50-01, contained in Appendix A to ch. ATCP 30, are
5 repealed.

6 **SECTION 3.** The attached prohibition area maps, numbered
7 97-27-01, 97-36-01, 97-50-01, 97-50-02, 97-50-03, 97-50-04, 97-
8 54-01 and 97-57-01 are created in Appendix A to ch. ATCP 30.

1 EFFECTIVE DATE. The rules contained in this order shall
2 take effect on the first day of the month following publication
3 in the Wisconsin administrative register, as provided under s.
4 227.22(2)(intro.), Stats.

Dated this 6th day of March, 1997.

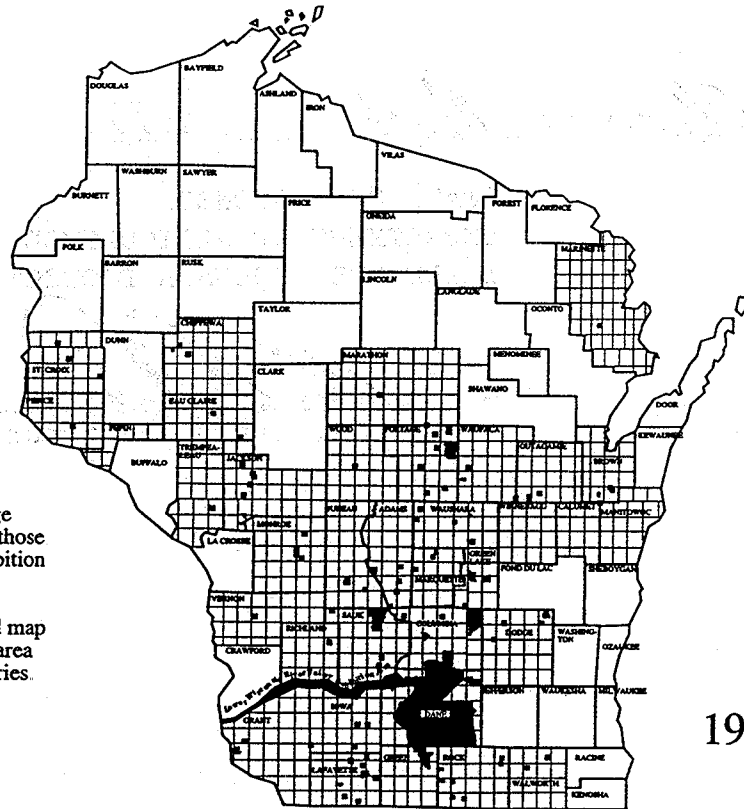
STATE OF WISCONSIN
DEPARTMENT OF AGRICULTURE,
TRADE AND CONSUMER PROTECTION

By 
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Chapter ATCP 30

Appendix A

Atrazine Prohibition Areas



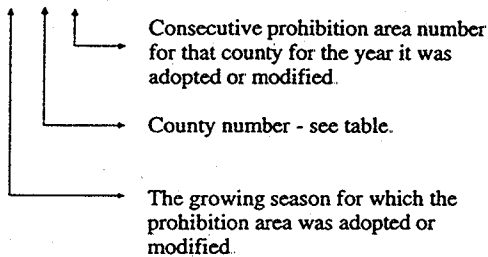
Township and Range lines are shown for those counties with prohibition areas.

Refer to the detailed map of each prohibition area for its exact boundaries.

1997 Rule

Guide to PA numbers

PA 96-01-01



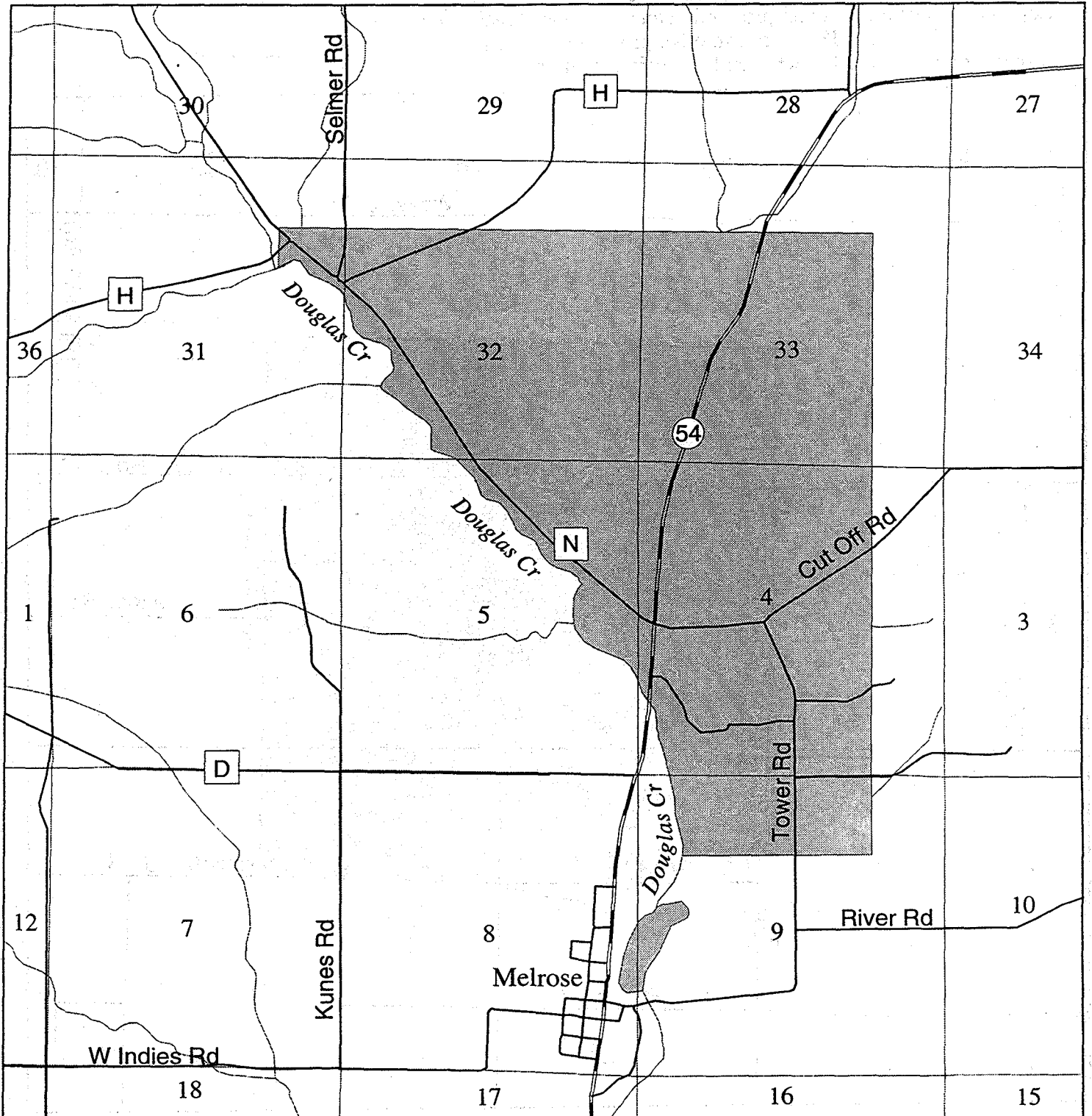
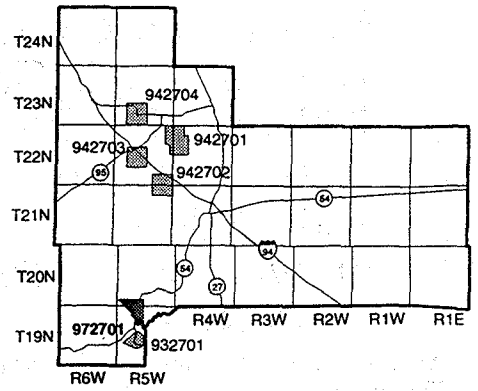
In the above example, the prohibition area was created or modified for the 1995 growing season, is in Adams County, and is the first prohibition area in Adams County adopted or modified for that year.

Adams	01	Jackson	27	Richland	53
Ashland	02	Jefferson	28	Rock	54
Barron	03	Juneau	29	Rusk	55
Bayfield	04	Kenosha	30	St. Croix	56
Brown	05	Kewaunee	31	Sauk	57
Buffalo	06	La Crosse	32	Sawyer	58
Burnett	07	Lafayette	33	Shawano	59
Calumet	08	Langlade	34	Sheboygan	60
Chippewa	09	Lincoln	35	Taylor	61
Clark	10	Manitowoc	36	Trempealeau	62
Columbia	11	Marathon	37	Vernon	63
Crawford	12	Marinette	38	Vilas	64
Dane	13	Marquette	39	Walworth	65
Dodge	14	Menominee	40	Washburn	66
Door	15	Milwaukee	41	Washington	67
Douglas	16	Monroe	42	Waukesha	68
Dunn	17	Oconto	43	Waupaca	69
Eau Claire	18	Oneida	44	Waushara	70
Florence	19	Outagamie	45	Winnebago	71
Fond du Lac	20	Ozaukee	46	Wood	72
Forest	21	Pepin	47		
Grant	22	Pierce	48		
Green	23	Polk	49		
Green Lake	24	Portage	50		
Iowa	25	Price	51		
Iron	26	Racine	52		

Jackson County Towns of Melrose & Irving T19-20N R5W PA 97-27-01



All uses of atrazine are prohibited on lands within the shaded regions. There are six prohibition areas in Jackson County. Refer to each map for specific locations.



Manitowoc County

Town of Maple Grove

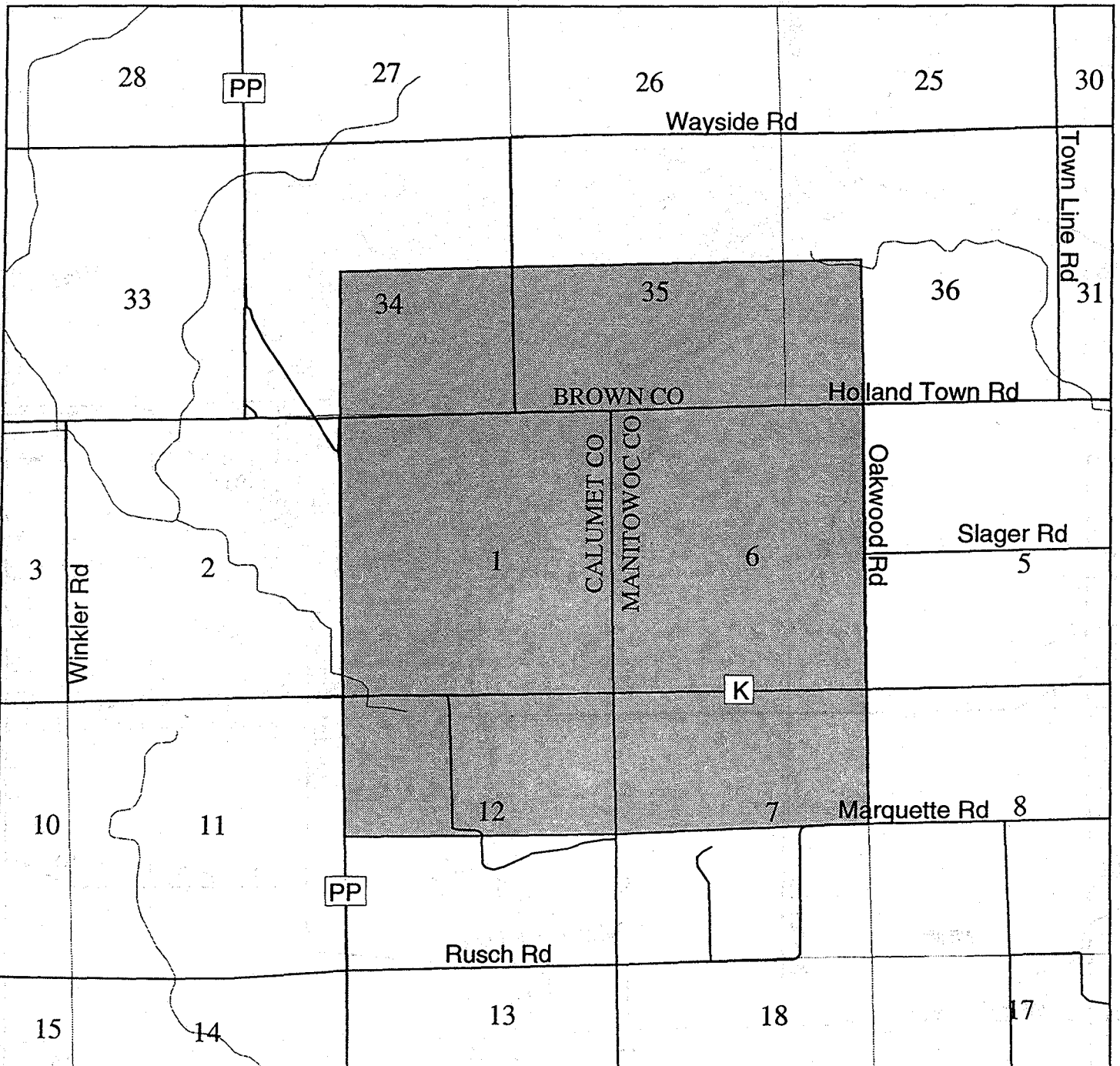
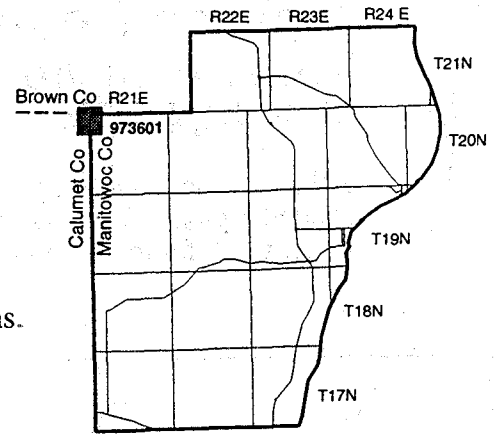
T20N R21E PA 97-36-01

Calumet County, Town of Brillion

T20N R20E

Brown County, Town of Holland

T21N R20E

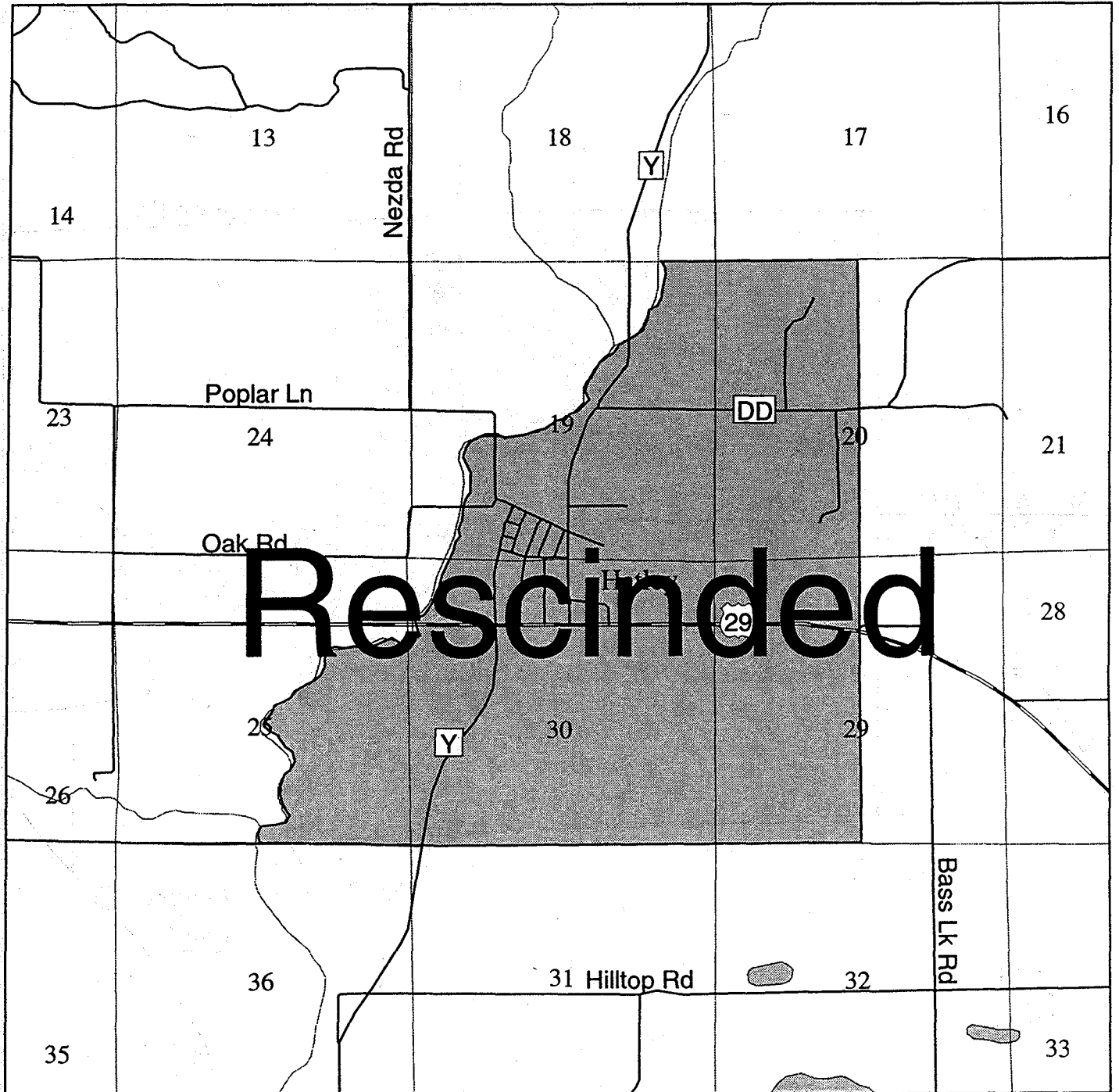
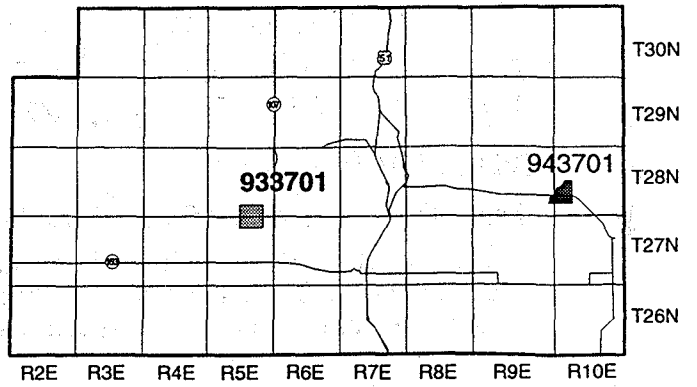


All uses of atrazine are prohibited on lands within the shaded regions. This prohibition area is shared by Manitowoc, Brown and Calumet Counties. There are no other prohibition areas in either Manitowoc or Calumet Counties. There are two other prohibition areas in Brown County. Refer to each map for specific locations.

Marathon County Town of Ringle & Norrie T28N R9-10E PA 94-37-01



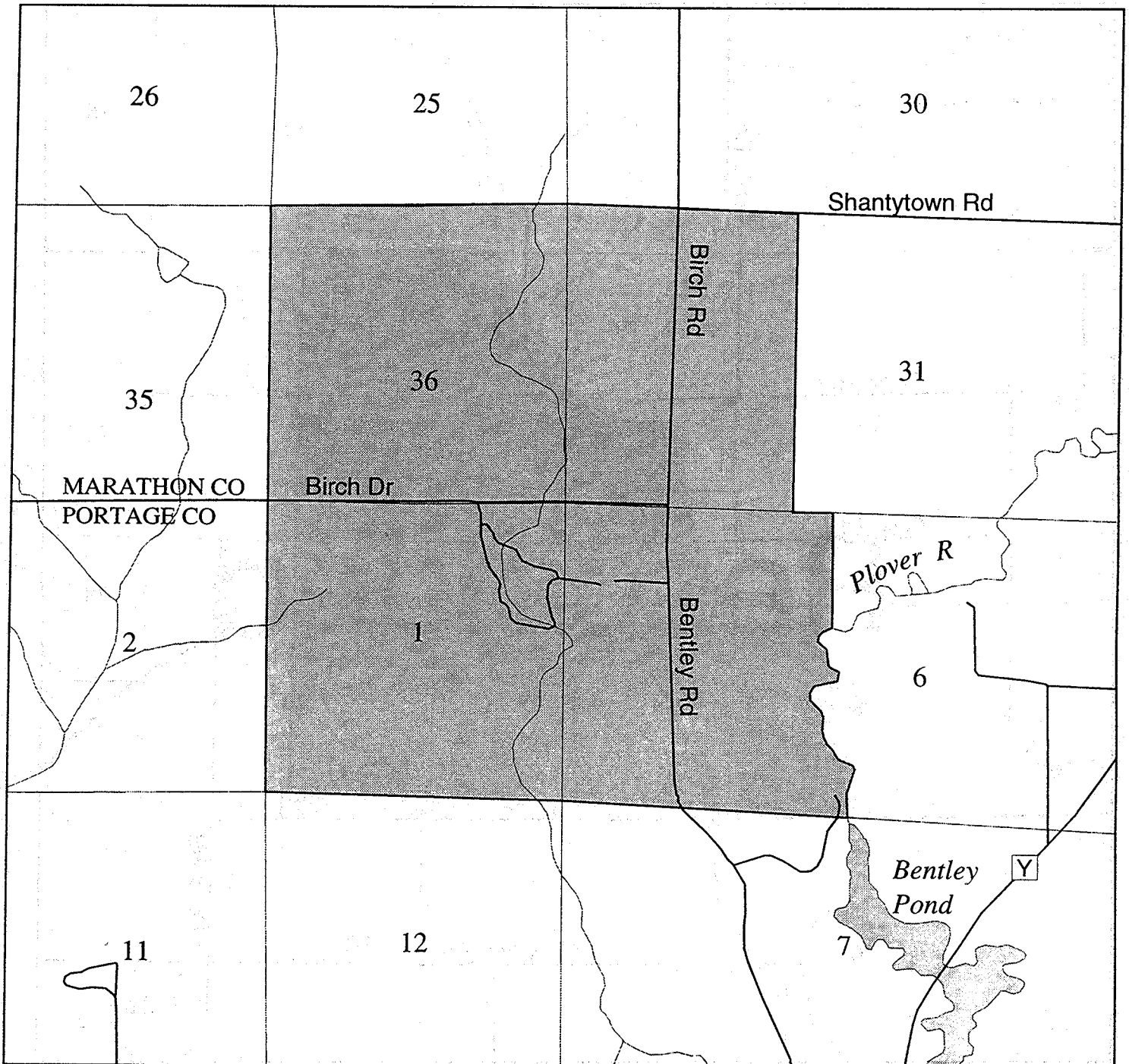
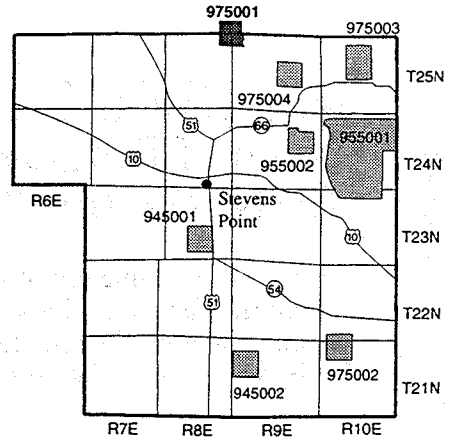
All uses of atrazine are prohibited on lands within the shaded regions. There are two prohibition areas in Marathon County. Refer to each map for specific locations.



Portage County
 Towns of Dewey & Sharon
 T25-26N R8-9E PA 97-50-01
Marathon County
 Towns of Guenther & Bevent



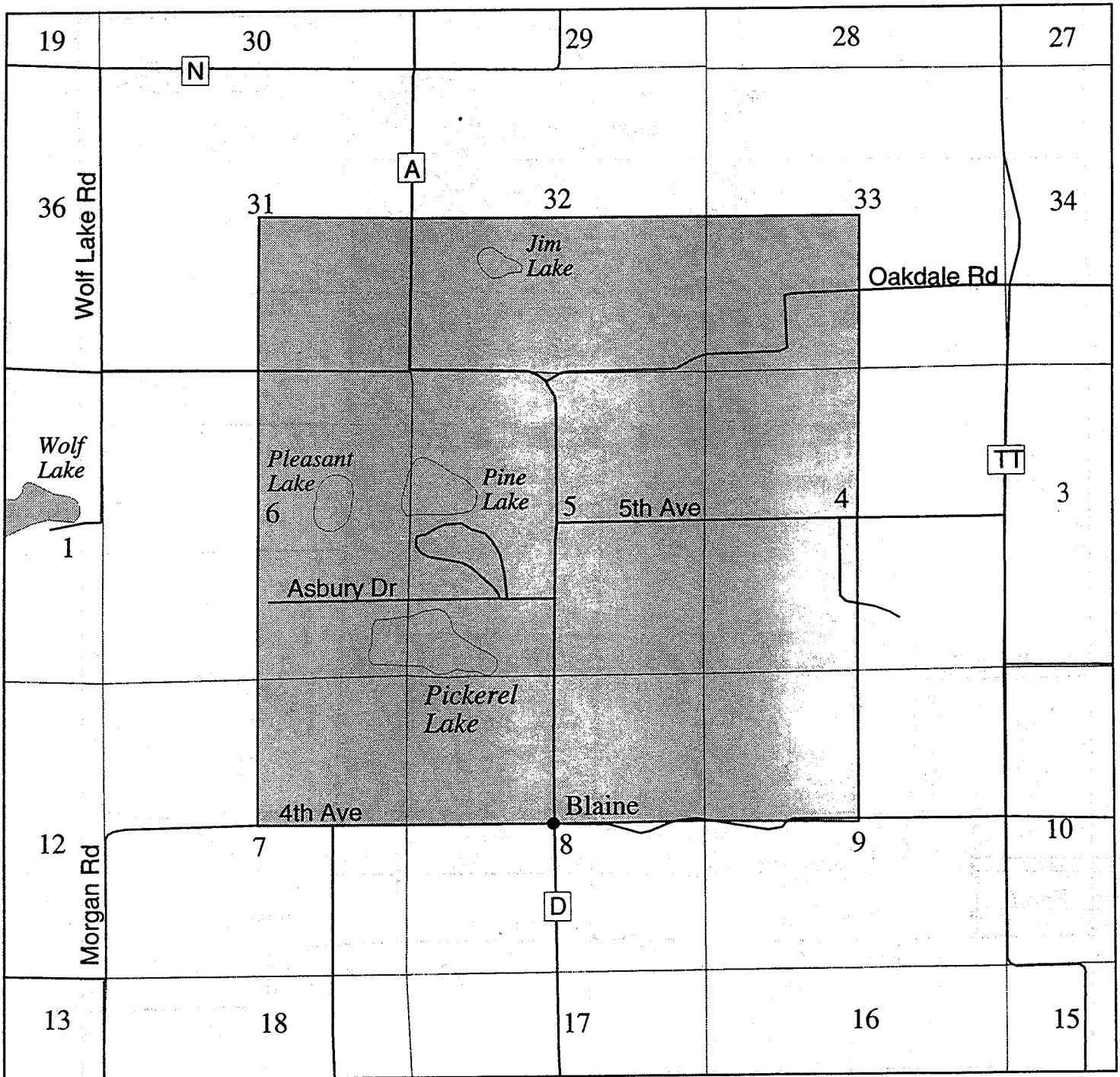
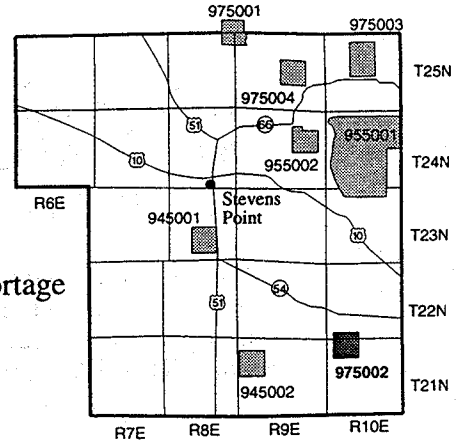
All uses of atrazine are prohibited on lands within the shaded regions. There are eight prohibition areas in Portage County. Refer to each map for specific locations.





Portage County Towns of Belmont & Lanark T21-22N R10E PA 97-50-02

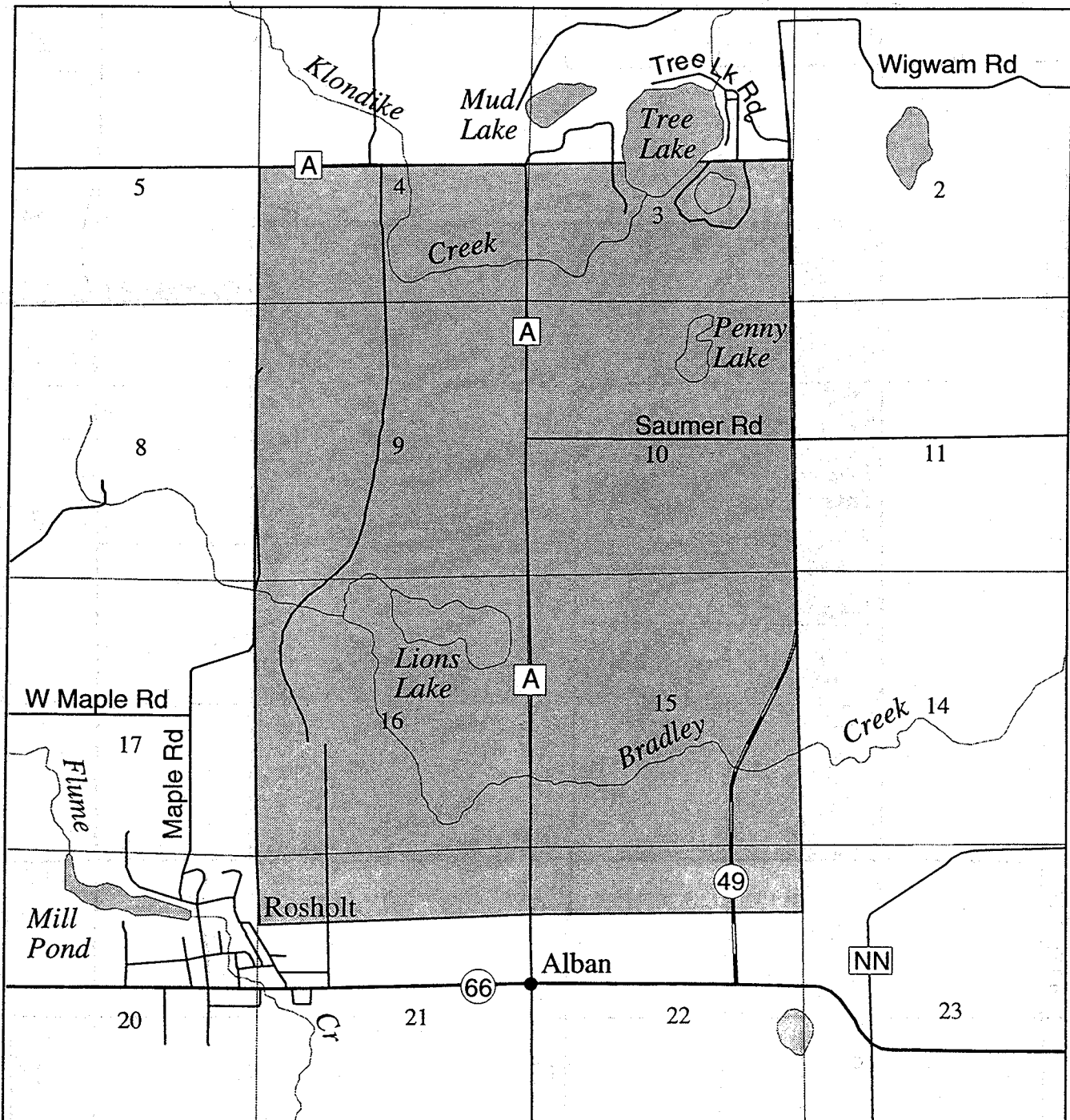
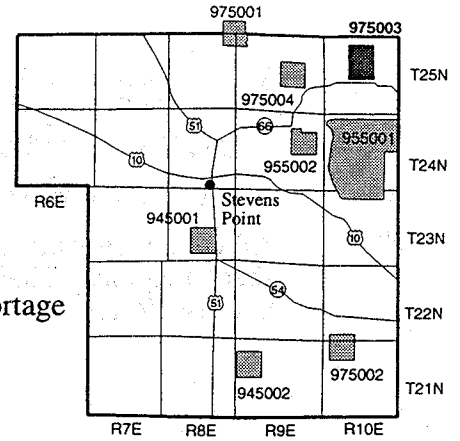
All uses of atrazine are prohibited on lands within the shaded regions. There are eight prohibition areas in Portage County. Refer to each map for specific locations.



Portage County Town of Alban T25N R10E PA 97-50-03*



All uses of atrazine are prohibited on lands within the shaded regions. There are eight prohibition areas in Portage County. Refer to each map for specific locations.
***Note:** This PA is an expansion of PA 96-50-01.



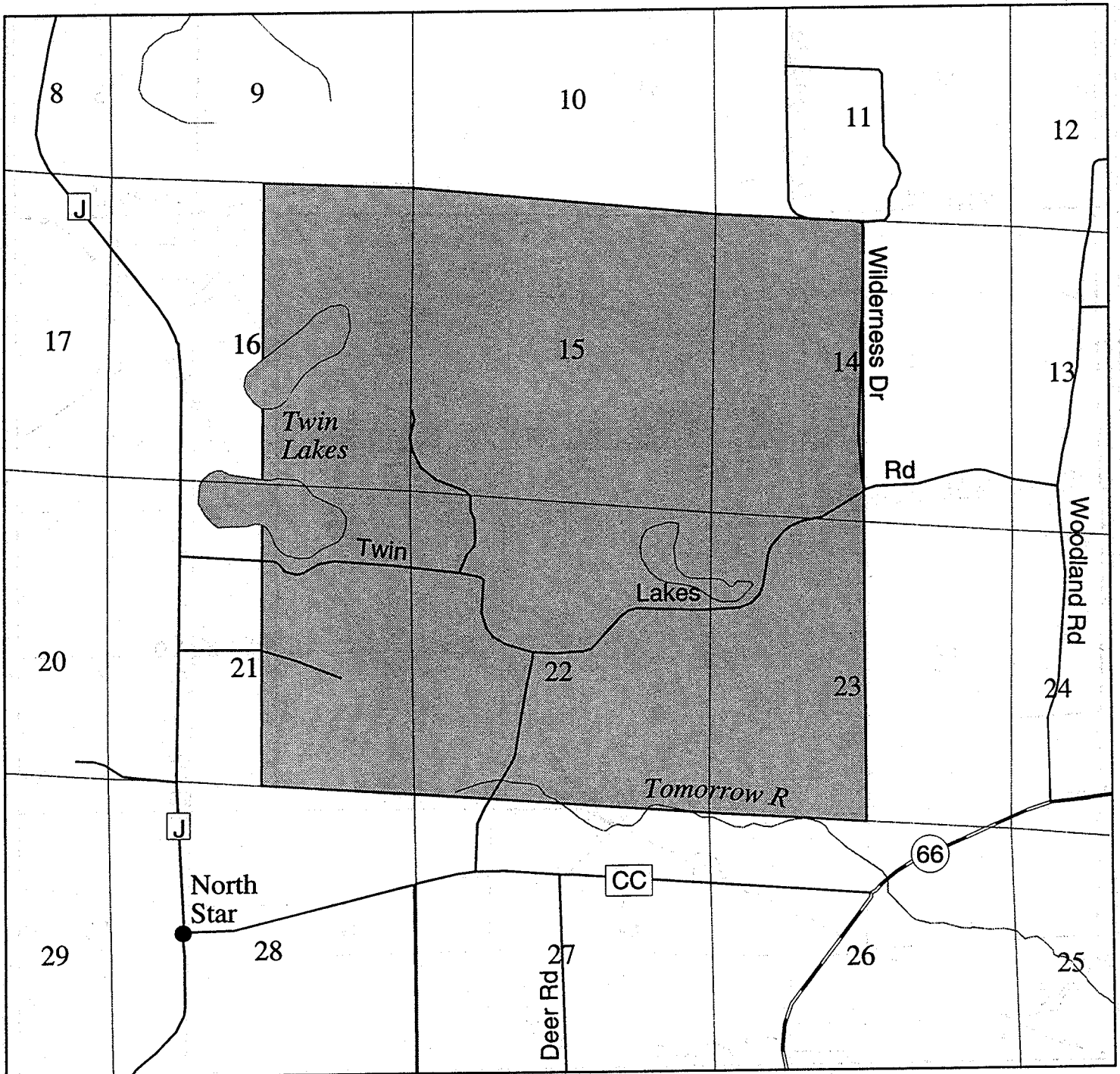
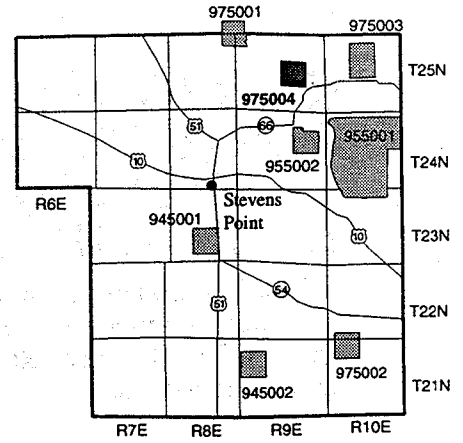
Portage County

Town of Sharon

T25N R9E PA 97-50-04



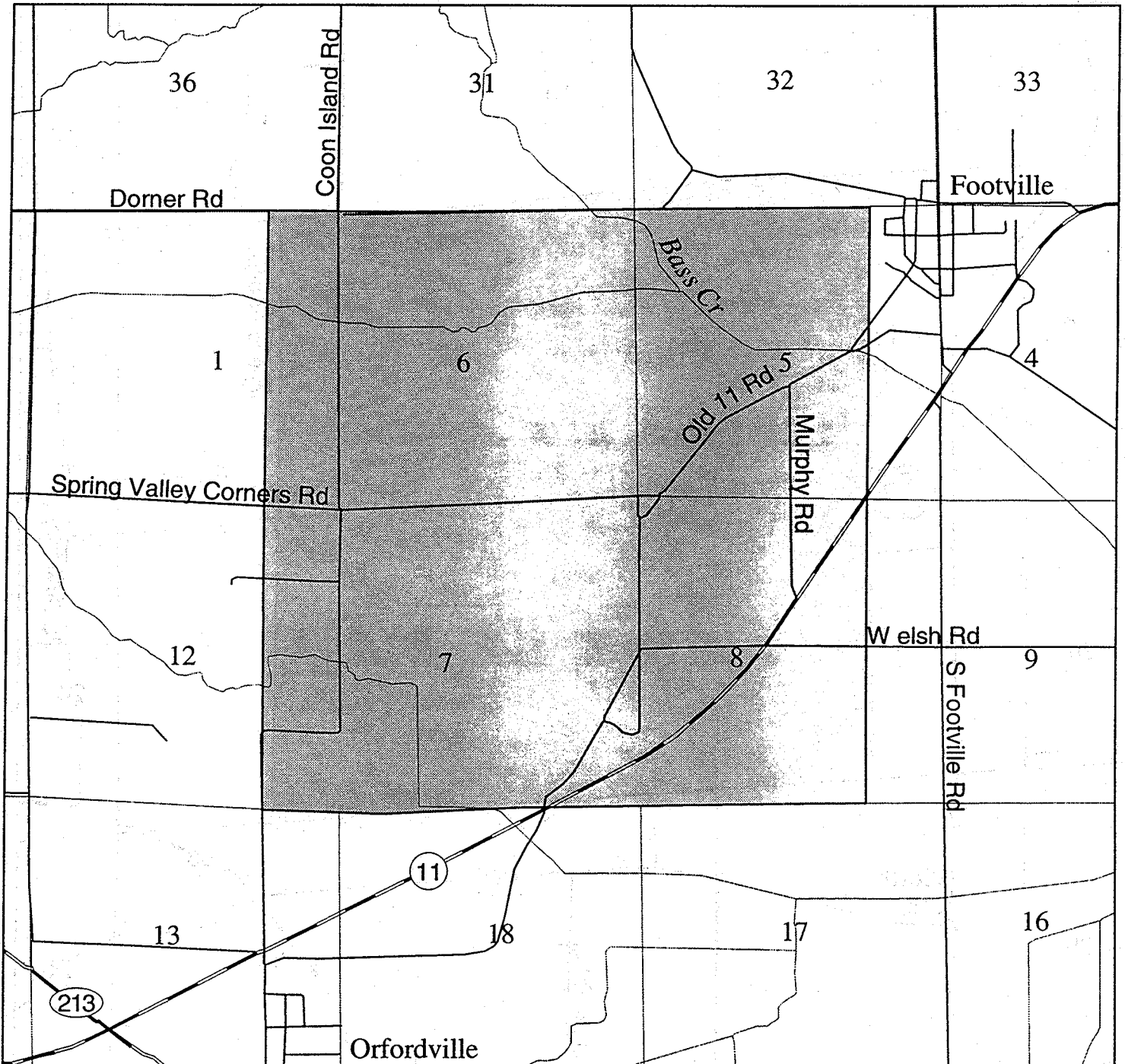
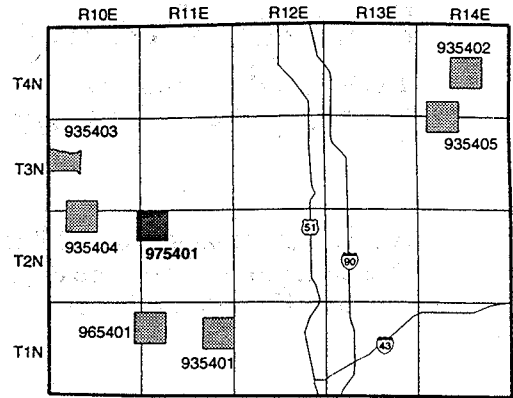
All uses of atrazine are prohibited on lands within the shaded regions. There are eight prohibition areas in Portage County. Refer to each map for specific locations.





Rock County Towns of Plymouth, & Spring Valley T2N R10-11E PA 97-54-01

All uses of atrazine are prohibited on lands within the shaded regions. There are seven prohibition areas in Rock County. Refer to each map for specific locations.



Sauk County Towns of Dellona, Delton & Excelsior

T12N R5E
T13N R5-6E PA 97-57-01*

All uses of atrazine are prohibited on lands within the shaded regions. There are five prohibition areas in Sauk County in addition to the Lower Wisconsin River Valley Prohibition Area. Refer to each map for specific locations.

*Note: This PA is an expansion of PA 93-57-01.

