



LANDSCAPE PESTICIDE APPLICATIONS

This document outlines pesticide regulations specific to landscape pesticide applications. Regulations relevant to landscape applications and other types of pesticide applicators, such as record keeping and licensing, is found on the DATCP webpage

https://datcp.wi.gov/Pages/Programs_Services/PesticidesFertilizersCertificationLicensing.aspx

LANDSCAPE REGISTRY

Wis. Adm. Code § ATCP 29.56(7) and ATCP 29.56(8)

Registry of Individuals Requesting Advance Notice

DATCP compiles an annual registry of individuals requesting advance notice of landscape pesticide applications. People may request advance notice for any property on the block where that individual lives, and on immediately adjacent blocks. Tenants may register the property where they live to receive notice of landscape applications that the landlord contracts for.

The Landscape Registry is available on-line as a sortable spreadsheet and in a PDF format at

https://datcp.wi.gov/Pages/Programs_Services/LandPestReg.aspx

New in 2018, is an on-line interactive map which visually displays the location of registered parcels. You can search the map by city and street, however be aware that the map is only a visual reference so you will need to verify your customers location against the spreadsheet data.

The annual registry takes effect on March 15, and expires on March 14 of the following year. Parcels must be registered by the participants every year to be listed in the annual registry. The open enrollment period is November 1 through February 1.

Advance Notice to Registered Individuals

Before making any landscape application, a business must give at least 12 hours advance notice to every individual who is currently registered to receive notice of that specific property. Notice may be given by telephone, mail, or by delivering a notice to the requester's address as listed in the registry. If given by mail, the notice must be postmarked at least two business days before the landscape application is made. If the application date is changed after giving notice, the business must give a revised notice to each individual previously notified.

A notice shall include all of the following:

1. Complete name, business address and telephone number of the person or business making the application.
2. Address of the landscape to be treated.
3. Scheduled date of application.
4. Brand, product or common chemical name of each pesticide that may be applied.

You are responsible if notification is not provided. Be sure your employees are aware of these requirements. Keeping a record of your notifications is a good idea.



PRE-APPLICATION INFORMATION TO CUSTOMERS

Wis. Admin. Code § ATCP 29.56(2)(b)

Before making a pesticide application in a landscape, the business shall provide their customer with a written offer (includes electronic communications) to provide pre-application information. The offer shall be repeated annually before the first landscape application of each year.

If requested, the following pre-application information must be provided to the customer:

1. The brand name, product name or common chemical name of each pesticide that may be applied.
2. A copy of the pesticide label for each pesticide that may be applied.
3. The date on which the pesticide application will be made. The date may be orally communicated, rather than in writing, if the requester agrees to oral notification.
4. The name, business address and telephone number of a person who can provide further information about the pesticide application.

INFORMATION TO OTHER INTERESTED PARTIES

Wis. Adm. Code § ATCP 29.56(6)

Anyone may request information about a landscape pesticide application from the commercial applicator making the application. If asked, the person making the landscape application shall provide the information orally or in writing, except that a copy of the pesticide label shall be provided in writing. The person making the landscape application may require the requester to pay reasonable copying and postage costs before providing a copy of a pesticide label if the requester is not the customer who contracted for the application.

The following information shall be provided to any person who requests information about a specific landscape application:

1. The complete name and address of the person making the landscape application. **Note:** *e.g. name and address of the business entity making the application.*
2. The brand name, product name or common chemical name of each pesticide applied, and the EPA registration number of that pesticide.
3. The concentration and total quantity of each pesticide applied, or the amount of each pesticide product applied per unit area and the total area treated.
4. The date and approximate time of application.
5. All post-application precautions stated on the pesticide label.
6. A copy of the pesticide label for each pesticide applied.



LANDSCAPE PESTICIDE APPLICATION WARNING SIGNS

Wis. Admin. Code § ATCP 29.52(1)(b), 29.56(3), 29.56(4), 29.56(5) and Wis. Stat. § 94.715(g)

The person making a landscape pesticide application must post warning signs at the application site *before* making an application. No person may remove a posted pesticide warning sign until sunset of the day following the landscape pesticide application. Or, until sunset of the day on which the restricted entry interval, that is stated on the pesticide label, expires. Whichever is later. Applicators are not required to remove warning signs.

Where to Post Landscape Warning Signs

At least one pesticide warning sign must be clearly visible from each point at which there is significant potential for human access to the treated area. For example, pesticide warning signs should be posted so as to be clearly visible from potential access points including roads, sidewalks, driveways, doorways, alleys and adjacent yards, unless a fence, wall, hedge or similar feature effectively prevents human access to the treated area from that direction.

Warning Signs for Public School Applications

A pesticide application warning notice for each landscape pesticide application on school grounds must be posted at the time of application and to remain for at least 72 hours following the application.

Responsibility for Posting Warning Signs

The pesticide applicator and their employer are individually and jointly responsible for posting warning signs.

DO NOT use the red and white landscape application warning sign for fertilizer only applications.

Form and Content of Landscape Warning Signs

Each pesticide warning sign must be at least 4 inches by 5 inches, and attached to a stable-supporting device. The sign must contain the person/dog symbol and shall contain the following information printed in the following format:

Sign Color: White

Print Color: Red

Print Size:

- "Pesticide Application / Please Keep Off" – 36 pt. Minimum
- Symbol Diameter – 2 in. Minimum
- Other statements – 9 pt. Minimum

The sign shall be constructed and posted so that it remains clearly legible for at least 72 hours after it is posted, despite reasonably foreseeable adverse weather conditions. The information must be professionally printed or uniformly stamped with red lettering on a white background, according to the format shown, except that the 'DO NOT REMOVE UNTIL SUNSET ON _____.' sign removal date, may be entered by hand using *semi-permanent ink or marker*. The sign must remain posted at least until sunset of the day following the application.





LANDSCAPE PESTICIDE APPLICATION SIGN SUPPLIERS

The Department of Agriculture, Trade and Consumer Protection does not specifically endorse individual businesses. The following list is provided for your information.

Suppliers of Commercial Landscape Business Posting Signs

A.M. Leonard
241 Fox Dr., P.O. Box 816
Piqua, OH 54356
1-800-543-8955

The Printing Factory
5535 Grandview Dr.
Greendale WI 53129
414-305-1661
1-800-580-6100

Blackburn Manufacturing
P.O. Box 86
Neligh, NE 68756
1-800-942-5816

Precision Specialties Co.
301 N. Montgomery
Sherman, TX 75090-5940
1-903-870-2131

Corporate Press
3126 Sylvania Ave.
Toledo, OH 43613
1-800-622-4769

Real Green Systems
8601 Boulder Court
Walled Lake, MI 48390
1-800-422-7478

Landscaper's Supply
750 Chestnut Ridge Rd.
Spring Valley, NY 10977
1-800-222-4303
Fax: 1-800-669-6733

RND Signs
7605 Equitable Dr.
Eden Prairie, MN 54416
1-800-328-4009

PERFCO
1803 W. Columbia St.
Springfield, OH 45504
1-800-827-7373

Pressing On Towards the Mark Inc.
6127 W. Mitchell St.
West Allis, WI 53214
414-321-1444

Suppliers of Retail Homeowner Lawn Care Posting Signs

Minuteman Press
3952 S. 76th St.
Milwaukee, WI 53220
1-414-327-3600

Gempler's
100 Countryside Dr.
P.O. Box 270
Bellville, WI 53508
1-800-382-8473

The Printing Factory
5535 Grandview Dr.
Greendale WI 53129
414-305-1661
1-800-580-6100



LANDSCAPE PESTICIDE APPLICATIONS TO GOLF COURSES Wis. Admin. Code § ATCP 29.56(9)

Pesticide applications to golf courses must be posted. Businesses contracting applications at a golf course must post the landscape warning sign. Golf course superintendents may post a permanent warning sign, and must also post all pesticide label required restricted entry interval (REI) warning signs. Permanent warning signs must be conspicuously posted at each of the following locations:

1. At or near the place where golfers register to play the course.
2. At or near the first tee of every nine holes.
3. At every point on the golf course boundary at which the non-golfing public is permitted to enter the golf course by means of a road, sidewalk, path or other established thoroughfare.

A permanent warning sign must comply with all of the following requirements:

1. It must be clearly legible at all times.
2. It must be at least 12 inches by 12 inches.
3. It must contain the following statement, in red letters not less than ½ inch high on a white background: **Pesticides are periodically applied to this golf course. You may contact the golf course superintendent for further information.**

If any person requests information about pesticides applied to a golf course, the superintendent must notify the person that the following information is available, and that the information is available in writing upon request:

1. The general description of the types and amounts of pesticides commonly applied to the golf course.
2. An identification of the pesticide applications made to the golf course within the last week prior to the request, including the common chemical or brand names of the pesticides that were applied.
3. A copy of the pesticide label related to each pesticide application in #2 above. The superintendent may require the requester to pay reasonable copying and postage costs before providing the label.

LANDSCAPE PESTICIDE APPLICATIONS TO CEMETERIES Wis. Admin. Code § ATCP 29.56(10)

Pesticide applications to cemeteries must be posted. Businesses contracting applications at a golf course must post the landscape warning sign. Cemetery grounds managers may post a permanent warning sign, and must also post all pesticide label required restricted entry interval (REI) warning signs. Permanent warning signs must be conspicuously posted at each of the established entrances to the cemetery. A permanent warning sign must comply with all of the following requirements:

1. It must be clearly legible at all times.
2. It must be at least 12 inches by 12 inches.
3. It must contain the following statement, in red letters not less than ½ inch high on a white background: **Pesticides are periodically applied to this cemetery. You may contact the cemetery manager for further information.**

If a person asks a cemetery grounds manager for information about pesticide applications to a cemetery, the grounds manager must notify the person that the following information is available, and that the information will be provided in writing, if requested:

1. The general description of the types and amounts of pesticides commonly applied to the cemetery.
2. An identification of the pesticide applications made to the cemetery within the last week prior to the request, including the common chemical or brand names of the pesticides applied, and the areas to which those pesticide were applied.
3. A copy of the pesticide label related to each pesticide application in #2 above. The superintendent may require the requester to pay reasonable copying and postage costs before providing the label.