



## PERMIT TO CONDUCT RIGHT-OF-WAY TREATMENT

Permit number: ROW 2022\_02

Effective April 19, 2022

**Office of the Secretary, Anson B. Tebbetts**[www.agriculture.vermont.gov](http://www.agriculture.vermont.gov)

116 State Street • Montpelier, Vermont 05620-2901 • (802) 828-5667 • (802) 828-1410 fax

Permittee: Vermont Electric Power Company (VELCO), 366 Pinnacle Ridge Road, Rutland, Vermont 05701

[Contact Person: Scott Carlson]

Permit conditions:

1. The permittee shall contact the Agency one (1) business day prior to initiating this permit.
2. The permittee shall coordinate one (1) use inspection with the Agency.
3. This permit authorizes the use of pesticides this year in transmission line rights-of-ways in the towns listed in Attachment A of the permit application. This permit does not allow for treatment to control terrestrial invasive plant species, if not required to meet the safety and public health needs. This permit in no way authorizes the applicant to use pesticides on real estate where it has no lawful right to do so.
4. At least one certified applicator shall be a member of each application crew. All label recommendations and requirements for protective clothing shall be adhered to for all applicators.
5. Proof of public notification as detailed in the permit application shall be provided to the Agency as proof that the notification occurred (e.g., copies of newspaper tear sheets, invoices).
6. All distances described in this permit are horizontal (lateral) measurements.
7. Pesticides shall not enter the waters of the State.
  - a. Cut stump and basal bark applications of triclopyr products may be made up to fifteen (15) feet from surface water, as measured from the shoreline.
  - b. Aquatically labeled glyphosate products made be up to ten (10) feet from surface water, as measured from shoreline.
  - c. All other applications shall not occur within thirty (30) feet of surface waters.
8. No foliar application of pesticides shall take place within one hundred (100) feet of domiciles without notification.
9. All-terrain vehicles (ATVs) may be used to apply the herbicides within the right-of-way if easements or other covenants do not prohibit the use of such equipment. ATVs shall be equipped with a spill kit capable of containing 125% of the combined storage total of the pesticide stored on the ATV.
10. Public and private water supplies are to be avoided.
  - a. Applications shall not be made within 200 feet of a public drinking water source. For sources supplied by surface water the buffer shall be measured from the shoreline. Surface waters in a source protection area that contribute to the source shall have a buffer of 100 feet.

- b. Applications shall not be made within 100 feet of private drinking water source; as identified by the Vermont ANR Atlas, through well owner notification to the permittee, or identified in the field.
11. A copy of this permit and current maps identifying both public and private water supplies shall be provided to the applicator for use during application.
12. Spray reports shall be submitted by the pesticide applicator to the Agency of Agriculture on a weekly basis.

Records may be mailed to:

Agrichemical & Plant Industry Division-Vermont Agency of Agriculture  
116 State Street, Montpelier, VT 05620

Alternatively, they may be submitted electronically to:

[morgan.griffith@vermont.gov](mailto:morgan.griffith@vermont.gov)

13. The following pesticides may be applied up to the rates listed below and in accordance with the label:

| <b>Product</b> | <b>Active ingredient</b>         | <b>EPA registration number</b> | <b>Application rate per acre</b> |
|----------------|----------------------------------|--------------------------------|----------------------------------|
| Garlon 4 Ultra | Triclopyr                        | 62719-527                      | 0.25 to 2.0 gallons              |
| Krenite S      | Fosamine ammonium                | 42750-247                      | 0.1 to 3.0 gallons               |
| Escort XP      | Metsulfuron methyl               | 432-1549                       | 0.15 to 2.0 ounces               |
| Polaris        | Isopropylamine; salt of imazapyr | 228-534                        | 4 to 6 pints                     |
| Rodeo          | Glyphosate                       | 62719-324                      | 0.1 to 2.0 gallons               |
| Aquamaster     | Glyphosate                       | 524-343                        | 0.1 to 2.0 gallons               |

14. In the event the permittee sub-contracts or assigns any of the applications authorized by this permit, the permittee shall continue to remain responsible for the conditions of this permit. This condition does not relieve any sub-contractor or assignee from compliance.
15. All operations shall be conducted in accordance with the representations made by the permittee in its application and in these permit conditions unless, and until, the permit is amended.
16. This application was published for public comment and forwarded with recommendation to the Secretary.
17. The Secretary reserves the right to further limit or restrict the application of pesticides approved under this permit as conditions or circumstances warrant.

Effective date April 19, 2022

DocuSigned by:

*Anson Tebbetts*

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Anson B. Tebbetts, Secretary  
Agency of Agriculture, Food & Markets