

# COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION BUREAU OF CLEAN WATER FISH AND BOAT COMMISSION



## JOINT PERMIT FOR USE OF AN ALGICIDE, HERBICIDE OR FISH CONTROL CHEMICAL IN WATERS OF THE COMMONWEALTH

**PERMIT NO.: 1516840** 

In compliance with the provisions of Pennsylvania's Clean Streams Law, as amended, 35 P.S. §§ 691.1 *et seq.*, the regulations at 25 Pa. Code § 91.38, and the Fish and Boat Code, 30 Pa. C.S. § 2504(a)(1),

### Longwood Gardens Inc. PO Box 501 Kennett Square, PA 19348-0501

is authorized to use the algicide(s), herbicide(s) or fish control chemical(s) ("pesticides") specified below, in accordance with the conditions and requirements set forth herein.

#### THIS PERMIT SHALL BECOME EFFECTIVE ON AUGUST 15, 2022

#### THIS PERMIT SHALL EXPIRE AT MIDNIGHT ON AUGUST 14, 2027

| Municipality:                    | East Marlborough Township                |                  | County:                   | Chester                  |                          |  |  |  |  |  |
|----------------------------------|--|------------------|---------------------------|--------------------------|--------------------------|--|--|--|--|--|
| Water Body:                      | Small Lake                               |                  | Total Area:               | 0.75                     | acres                    |  |  |  |  |  |
| Receiving Stream:                | UNT Pocopson Creek                       |                  | Avg Depth:                | 4                        | feet                     |  |  |  |  |  |
|                                  | TREATMENT INFORMATION                    |                  |                           |                          |                          |  |  |  |  |  |
| Chemical                         | Maximum Dose                             | Treatment Area   | Treatment<br>Depth        | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |  |  |
| Green Clean Pro                  | 90 gal/acre                              | 0.75 acres       | 4 feet                    | 120 gal                  | 8                        |  |  |  |  |  |
| Cutrine Plus                     | 2.4 gal/acre                             | 0.75 acres       | 4 feet                    | 7.2 gal                  | 8                        |  |  |  |  |  |
| Rodeo                            | 0.75 gal/acre                            | 0.75 acres       | 4 feet                    | 0.56 gal                 | 8                        |  |  |  |  |  |
| Water Body:<br>Receiving Stream: | Abbondi Basin UNT East Branch Red Clay C | Creek            | Total Area:<br>Avg Depth: |                          | acres                    |  |  |  |  |  |
|                                  | TF                                       | REATMENT INFORMA | ATION                     |                          |                          |  |  |  |  |  |
| Chemical                         | Maximum Dose                             | Treatment Area   | Treatment<br>Depth        | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |  |  |
| Vastlan                          | 6 qt/acre                                | 0.7 acres        | 1 feet                    | 0.5 gal                  | 2                        |  |  |  |  |  |
| Rodeo                            | 3 gal/acre                               | 0.7 acres        | 1 feet                    | 0.25 gal                 | 2                        |  |  |  |  |  |
| Water Body:                      | Big Abbondi Wetland                      |                  | Total Area:               | 4.3                      | acres                    |  |  |  |  |  |
| Receiving Stream:                | UNT East Branch Red Clay C               | Creek            | Avg Depth:                | 12                       | feet                     |  |  |  |  |  |
|                                  | TF                                       | REATMENT INFORMA | ATION                     |                          |                          |  |  |  |  |  |
| Chemical                         | Maximum Dose                             | Treatment Area   | Treatment<br>Depth        | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |  |  |
| Vastlan                          | 6 qt/acre                                | 4.3 acres        | 1 feet                    | 3.2 gal                  | 2                        |  |  |  |  |  |
| Rodeo                            | 3 gal/acre                               | 4.3 acres        | 1 feet                    | 1.6 gal                  | 2                        |  |  |  |  |  |

**Permit** 

 Water Body:
 Gun Club Riparian Forest
 Total Area:
 3
 acres

 Receiving Stream:
 UNT East Branch Red Clay Creek
 Avg Depth:
 1
 feet

|          | TREATMENT INFORMATION |                |                    |                          |                          |  |  |  |  |
|----------|-----------------------|----------------|--------------------|--------------------------|--------------------------|--|--|--|--|
| Chemical | Maximum Dose          | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |  |
| Vastlan  | 6 qt/acre             | 3 acres        | 1 feet             | 2.25 gal                 | 2                        |  |  |  |  |
| Rodeo    | 3 gal/acre            | 3 acres        | 1 feet             | 1.13 gal                 | 2                        |  |  |  |  |

 Municipality:
 East Marlborough Township
 County:
 Chester

Water Body:Hamorton WetlandTotal Area:1.4acresReceiving Stream:UNT Pocopson CreekAvg Depth:5feet

|          | TREATMENT INFORMATION |                |                 |                          |                          |  |  |  |  |  |
|----------|-----------------------|----------------|-----------------|--------------------------|--------------------------|--|--|--|--|--|
| Chemical | Maximum Dose          | Treatment Area | Treatment Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |  |  |
| Vastlan  | 6 qt/acre             | 1.4 acres      | 1 feet          | 1 gal                    | 2                        |  |  |  |  |  |
| Rodeo    | 3 gal/acre            | 1.4 acres      | 1 feet          | 0.5 gal                  | 2                        |  |  |  |  |  |

 Municipality:
 East Marlborough Township
 County:
 Chester

Water Body:Hourglass LakeTotal Area:1.4acresReceiving Stream:UNT Pocopson CreekAvg Depth:12feet

|          | TREATMENT INFORMATION |                |                    |                          |                          |  |  |  |  |  |
|----------|-----------------------|----------------|--------------------|--------------------------|--------------------------|--|--|--|--|--|
| Chemical | Maximum Dose          | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |  |  |
| Vastlan  | 6 qt/acre             | 1.4 acres      | 1 feet             | 1 gal                    | 2                        |  |  |  |  |  |
| Rodeo    | 3 gal/acre            | 1.4 acres      | 1 feet             | 0.5 gal                  | 2                        |  |  |  |  |  |

Municipality:East Marlborough TownshipCounty:Chester

Water Body:Minner Lane BasinTotal Area:1acresReceiving Stream:UNT Pocopson CreekAvg Depth:8feet

| TREATMENT INFORMATION   |            |         |        |           |   |  |  |  |
|---|------------|---------|--------|-----------|---|--|--|--|
| Chemical Maximum Dose Treatment Area Depth Treatment Treatment Treatment Treatments |            |         |        |           |   |  |  |  |
| Vastlan   | 6 qt/acre  | 1 acres | 1 feet | 0.75 gal  | 2 |  |  |  |
| Rodeo   | 3 gal/acre | 1 acres | 1 feet | 0.375 gal | 2 |  |  |  |

Municipality: East Marlborough Township County: Chester

Water Body:Nursery PondTotal Area:2.9acresReceiving Stream:UNT East Branch Red Clay CreekAvg Depth:8feet

| TREATMENT INFORMATION  |            |           |        |         |   |  |  |
|--|------------|-----------|--------|---------|---|--|--|
| Chemical Maximum Dose Treatment Area Treatment Amount Each No. Annual Depth Treatment Treatments |            |           |        |         |   |  |  |
| Vastlan  | 6 qt/acre  | 2.9 acres | 1 feet | 2.2 gal | 2 |  |  |
| Rodeo  | 3 gal/acre | 2.9 acres | 1 feet | 1.1 gal | 2 |  |  |

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Municipality: East Marlborough Township County: Chester

Water Body: Nursery Rain Gardens Total Area: 1.4 acres

Receiving Stream: UNT East Branch Red Clay Creek Avg Depth: 1 feet

| TREATMENT INFORMATION  |            |           |        |         |   |  |  |  |
|--|------------|-----------|--------|---------|---|--|--|--|
| Chemical Maximum Dose Treatment Area Depth Treatment Treatment Treatment Treatment |            |           |        |         |   |  |  |  |
| Vastlan  | 6 qt/acre  | 1.4 acres | 1 feet | 1 gal   | 2 |  |  |  |
| Rodeo  | 3 gal/acre | 1.4 acres | 1 feet | 0.5 gal | 2 |  |  |  |

Municipality: East Marlborough Township County: Chester

Water Body:Red Lion BasinTotal Area:1.4acresReceiving Stream:UNT Pocopson CreekAvg Depth:1feet

|          | TREATMENT INFORMATION |                |                    |                          |                          |  |  |  |  |
|----------|-----------------------|----------------|--------------------|--------------------------|--------------------------|--|--|--|--|
| Chemical | Maximum Dose          | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |  |
| Vastlan  | 6 qt/acre             | 1 acres        | 1 feet             | 0.75 gal                 | 2                        |  |  |  |  |
| Rodeo    | 3 gal/acre            | 1 acres        | 1 feet             | 0.375 gal                | 2                        |  |  |  |  |

 Municipality:
 East Marlborough Township
 County:
 Chester

Water Body:Rt. 1 BasinTotal Area:0.5acresReceiving Stream:UNT Pocopson CreekAvg Depth:5feet

| TREATMENT INFORMATION |              |                |                    |                          |                          |  |  |  |
|-----------------------|--------------|----------------|--------------------|--------------------------|--------------------------|--|--|--|
| Chemical              | Maximum Dose | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |
| Vastlan               | 6 qt/acre    | 0.5 acres      | 1 feet             | 0.38 gal                 | 2                        |  |  |  |
| Rodeo                 | 3 gal/acre   | 0.5 acres      | 1 feet             | 0.19 gal                 | 2                        |  |  |  |

Municipality: East Marlborough Township County: Chester

Water Body:Schoolhouse Rd. Central MeadowTotal Area:1.7acresReceiving Stream:UNT East Branch Red Clay CreekAvg Depth:1feet

| TREATMENT INFORMATION |              |                |                    |                          |                          |  |  |  |
|-----------------------|--------------|----------------|--------------------|--------------------------|--------------------------|--|--|--|
| Chemical              | Maximum Dose | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |
| Vastlan               | 6 qt/acre    | 1.7 acres      | 1 feet             | 1.25 gal                 | 2                        |  |  |  |
| Rodeo                 | 3 gal/acre   | 1.7 acres      | 1 feet             | 0.63 gal                 | 2                        |  |  |  |

Municipality: East Marlborough Township County: Chester

 Water Body:
 Rt. 926 Basin
 Total Area:
 0.7
 acres

 Receiving Stream:
 UNT Pocopson Creek
 Avg Depth:
 8
 feet

|          | TREATMENT INFORMATION |                |                    |                          |                          |  |  |  |
|----------|-----------------------|----------------|--------------------|--------------------------|--------------------------|--|--|--|
| Chemical | Maximum Dose          | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |
| Vastlan  | 6 qt/acre             | 0.7 acres      | 1 feet             | 0.5 gal                  | 2                        |  |  |  |
| Rodeo    | 3 gal/acre            | 0.7 acres      | 1 feet             | 0.25 gal                 | 2                        |  |  |  |

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Municipality: East Marlborough Township County: Chester

 Water Body:
 Webb Pond One
 Total Area:
 1.8
 acres

Receiving Stream: UNT Pocopson Creek Avg Depth: 12 feet

|          | TREATMENT INFORMATION |                |                    |                          |                          |  |  |  |  |
|----------|-----------------------|----------------|--------------------|--------------------------|--------------------------|--|--|--|--|
| Chemical | Maximum Dose          | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |  |  |  |  |
| Vastlan  | 6 qt/acre             | 1.8 acres      | 1 feet             | 1.35 gal                 | 2                        |  |  |  |  |
| Rodeo    | 3 gal/acre            | 1.8 acres      | 1 feet             | 0.68 gal                 | 2                        |  |  |  |  |

Municipality: East Marlborough Township County: Chester

 Water Body:
 Webb Pond Two
 Total Area:
 2.2
 acres

 Receiving Stream:
 UNT Pocopson Creek
 Avg Depth:
 12
 feet

| TREATMENT INFORMATION |              |                |                    |                          |                          |
|-----------------------|--------------|----------------|--------------------|--------------------------|--------------------------|
| Chemical              | Maximum Dose | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |
| Vastlan               | 6 qt/acre    | 2.2 acres      | 1 feet             | 1.65 gal                 | 2                        |
| Rodeo                 | 3 gal/acre   | 2.2 acres      | 1 feet             | 0.83 gal                 | 2                        |

Municipality:East Marlborough TownshipCounty:Chester

Water Body:Wenn Pond ThreeTotal Area:1.7acresReceiving Stream:UNT Pocopson CreekAvg Depth:12feet

|          | TREATMENT INFORMATION |                |                 |                          |                          |
|----------|-----------------------|----------------|-----------------|--------------------------|--------------------------|
| Chemical | Maximum Dose          | Treatment Area | Treatment Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |
| Vastlan  | 6 qt/acre             | 1.7 acres      | 1 feet          | 1.25 gal                 | 2                        |
| Rodeo    | 3 gal/acre            | 1.7 acres      | 1 feet          | 0.63 gal                 | 2                        |

Municipality: East Marlborough Township County: Chester

Water Body:Small Abbondi WetlandTotal Area:1acresReceiving Stream:UNT East Branch Red Clay CreekAvg Depth:5feet

| TREATMENT INFORMATION |              |                |                    |                          |                          |
|-----------------------|--------------|----------------|--------------------|--------------------------|--------------------------|
| Chemical              | Maximum Dose | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |
| Vastlan               | 6 qt/acre    | 1 acres        | 1 feet             | 0.75 gal                 | 2                        |
| Rodeo                 | 3 gal/acre   | 1 acres        | 1 feet             | 0.375 gal                | 2                        |

Municipality: East Marlborough Township County: Chester

 Water Body:
 Large Lake
 Total Area:
 1.5
 acres

 Receiving Stream:
 UNT Pocopson Creek
 Avg Depth:
 5
 feet

| TREATMENT INFORMATION |              |                |                    |                          |                          |
|-----------------------|--------------|----------------|--------------------|--------------------------|--------------------------|
| Chemical              | Maximum Dose | Treatment Area | Treatment<br>Depth | Amount Each<br>Treatment | No. Annual<br>Treatments |
| Green Clean Pro       | 90 gal/acre  | 1.5 acres      | 5 feet             | 675 gal                  | 8                        |
| Cutrine Plus          | 2.4 gal/acre | 1.5 acres      | 5 feet             | 18 gal                   | 8                        |

| Rodeo 0.75 gal/acre | 1.5 acres 5 feet | 1.125 gal | 8 |
|---------------------|------------------|-----------|---|
|---------------------|------------------|-----------|---|

#### THIS PERMIT IS ISSUED UNDER THE FOLLOWING CONDITIONS:

- 1. The permittee shall use pesticides strictly as described by the product label. Chemical applications shall be performed in accordance with the manufacturer's label directions, existing pesticide use laws, and any conditions imposed by local or state agencies.
- 2. The permittee may treat a standing body of water (i.e., pond, lake, reservoir, etc.) only when there is minimal or no outflow occurring or expected.
- 3. The permittee shall not treat Fish and Boat Commission approved stocked trout waters between March 1 and June 15.
- 4. The permittee shall not treat bass waters during the first week of the Commonwealth inland waters harvest season for bass (the first Saturday after June 11 through the following Saturday).
- 5. If copper sulfate will be used, the permittee shall not apply copper sulfate at a dose exceeding 0.5 mg/L Cu<sup>2+</sup> or 1.36 lbs CuSO<sub>4</sub>/acre-foot where the total hardness of the water body is less than 50 mg/L CaCO<sub>3</sub>. Where total hardness exceeds 50 mg/L CaCO<sub>3</sub>, the permittee shall not exceed a dose of 1.0 mg/L Cu<sup>2+</sup> or 2.27 lbs CuSO<sub>4</sub>/acre-foot.
- 6. The permittee shall not treat water bodies containing stocked or wild trout with copper in excess of 0.1 mg/L Cu<sup>2+</sup>.
- 7. The permittee shall treat water bodies containing very high plant densities separately, in sections, to prevent suffocation of fish. Monitoring of dissolved oxygen is recommended under these conditions.
- 8. The permittee is responsible for all damages to aquatic life and human health resulting from treatment.
- 9. Failure of the permittee or agents acting on behalf of the permittee to follow the approved specifications, conditions and requirements immediately renders this permit null and void.
- 10. If applicable, treatments must also comply with the terms and conditions of NPDES permit coverage.
- 11. The permittee shall comply with pesticide licensing requirements established by the Pennsylvania Department of Agriculture for the applications approved under this permit.
- 12. This permit is valid for the treatment information identified above. The permittee shall submit a new application to amend this permit if any of the following changes are proposed:
  - a. Changes to the water bodies being treated.
  - b. Increases in the maximum dose or to the number of annual treatments for any water body.
  - c. Changes in the pesticide(s) used for treatment, unless the new pesticide(s) contain the same active ingredient(s) and the same or lower percent composition of the ingredient in comparison to the pesticide(s) previously approved by DEP/PFBC.

| APPROVALS                                       |                               |            |  |  |  |
|---|-------------------------------|------------|--|--|--|
| For the Pennsylvania Fish and Boat Commission:  |                               |            |  |  |  |
| Heather Smiles                                  | Division Chief                | 08/09/2022 |  |  |  |
| Heather Smiles                                  | Title                         | Date       |  |  |  |
| Additional Requirements:                        |                               |            |  |  |  |
|   |                               |            |  |  |  |
| For the Department of Environmental Protection: |                               |            |  |  |  |
| /s/   | Environmental Program Manager | 8/10/2022  |  |  |  |
| Thomas L. Magge                                 | Title                         | Date       |  |  |  |
| Additional Requirements:                        |                               |            |  |  |  |
|   |                               |            |  |  |  |

3800-PM-BCW0094c Rev. 11/2018 Permit