

2011 Complaints / Inquiries to the Maine Board Of Pesticides Control

Category	Issue	Town	Incident location	Nature of call	Date	Site/ Crop	Equip-ment	Pesticide	Response	Findings	Status
<u>Agricultural: 17</u>											
	drift	Cornish	Cornish	Abutter	6/8/2011	apple orchard	Air Blast	CAPTEC 4L; IMIDAN 70W; DREXAL CARBARYL 4L;	inspector to site, fol-up inspection, 2 samples collected, 1 target, 1 abutter	Both samples positive for Phosmet CA \$300	Closed
	lack of notification to caller who is on the ag registry for 2011	Westfield	Westfield	Abutter	8/15/2011				Inspector called complainant, did not to sign anything. Inspector called Jason Woolard field man at McCrums evening of 8-15-2011. McCrums had field in question sprayed aerially by Maine Helicopter. No notification to Phillips prior to 8-15. Notification now provided	Wife of registry member told McCrums notification not required. Husband said otherwise. Notification now provided	Closed
	drift concerns	Mars Hill	Blaine	Abutter	8/22/2011	potatoes	Fixed Wing	REVUS TOP; CURZATE 60DF;	Inspector met with caller, applicator and field owners, and did a fol-up inspection	No violation	Closed
	alleged drift from potato field.	Fryeburg	Fryeburg	Abutter	7/6/2011	potatoes	Boom	INTENSITY;	On site investigation, samples collected	ND off target or on	Closed
	organic grower asking about BPC regulations, including drift.	Prentiss TWP.	Prentiss TWP	Grower	8/8/2011				Discussed BPC regulations and our website	information request only at this time	Closed
	Caller does not like adjacent farmer's pesticide practices.	Mercer	Mercer	Homeowner	7/19/2011				Inspector met with caller and grower	No pesticides applied	Closed
	Notification, drift	Jonesport	Jonesport	Abutter	6/21/2011				Discussed notification regulation with caller over the phone.	caller was given information he requested	Closed
	drift	Hebron	Hebron	Abutter	6/10/2011	apple orchard	Air Blast	CAPTEC 4L; IMIDAN 70-W;	Inspector on site investigation, 4 samples, fol-up with applicator	drift confirmed, consent agreement not signed, case to AG's office	Open
	alleged pesticide practices affecting neighbor	Mercer	Mercer	Abutter	6/8/2011				Inspector to site interview caller and farmer	No pesticides used, allegation unfounded	Closed

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	notification	Woodland	Woodland	Abutter	6/6/2011	broccoli	Boom		provided notification information to caller, inspector met with her	information request from BPC only, caller to request notification from applicator	Closed
	notification	DRESDEN	abutting property	Abutter	10/5/2011	blueberries	Air Blast		Inspector met with caller and bb land mgr.	requested notification was not provided	Pending
	drift	Hebron	Home	Homeowner	5/23/2011	apple orchard	Air Blast	CAPTEC 4L;	On site inspection/samples	Drift confirmed, combined case to AG's office to settle	Open
	alleged impact of pesticides	Mercer	Mercer	Homeowner	10/20/2011	forage (sorghum etc.)			inspector to site- no pesticide use	Compliant was unfounded	Closed
	drift	Cornish	Cornish	Abutter	5/16/2011	apple orchard	Air Blast	POLYRAM 60DF; PERMETHRIN;	Inspector to site, samples collected, inspection with applicator	Drift confirmed, two cases combined. CA \$300 paid	Closed
	Pesticide use close to abutter's house, concern for her health and her dog, other neighbors also close. Potential impact on well. Burning also an issue	Eastbrook	Eastbrook	Abutter	11/8/2011				Discussed pesticide regulations, provided MFS Fire Control # and Matt Randall Ag. Dept. for burning issue. Directed her to our website.	Caller was fact finding.	Closed
	DRIFT	Hebron	Same	Homeowner	5/10/2011	apple orchard	Air Blast	POLYRAM 80 DF; SOVRAN FUNGICIDE;	Inspector to site, samples collected, inspection with orchard owner	Lab results negative for drift	Closed
	drift	Fort Fairfield	Fort Fairfield	Abutter	7/20/2011	potatoes	Rotary	BAYTHROID XL; BRAVO ZN; PREVICUR FLEX;	Inspector to site, use fol-up, samples taken	Lab results negative	Closed
<u>Disposal/Storage: 1</u>											
	alleged improper storage, spill and posting violations	Lovell	GOLF COURSE		6/27/2011	golf course		algaecide	inspector to site. Records/Operations inspection.	allegations confirmed by inspector, WL sent	Closed
<u>Forestry: 1</u>											
	alleged drift	Howland	Chase Pond, Moscow	Homeowner	9/6/2011	forestry	Rotary	Chopper/Accord/Oust	folup inspection	NO violation	Closed
<u>Government Related: 1</u>											

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	alleged unlic. Municipal pest. Application		Machias	Concerned citizen	6/27/2011				Inspector met with city personnel, provided lic. information	No applications made. Clarified lic. requirements	Closed
Landlord/Tenant: 5											
	bedbug, cockroach infestation- landlord will not acknowledge or act on it, wants someone to id the pests	Portland	Portland	Tenant	2/7/2011				Mailed him a copy of title 14 §6021-A. Treatment of bedbug infestation and the contact information for CES in Orono	ID of pest and landlord responsibilities not jurisdictional to BPC. Directed caller to appropriate agencies.	Closed
	unlicensed commercial application		Lewiston	Tenant	8/8/2011	pest control structural	Other Non-powered Equipment	HOT SHOT BEDBUG +FLEA HOME INSECT;	on site inspection and follow-up	allegation confirmed,\$500 consent agreement	Closed
	tenant alleged unlicensed application made	Augusta	Augusta	Concerned citizen	9/23/2011	pest control structural			Inspector to site	Lic. applicator/tenants involved in applic. Inspector clarified lic. requirements with bldg. mgr.	Closed
	Posting outdoor treated area	PRESQUE ISLE	SIDEWALK/ PUBLIC HOUSING/H UD	Tenant	9/9/2011				Inspector to site to investigate	Sidewalk cracks sprayed, no posting required. Applicator licensed	Closed
	Tenant had mold problem, wants her deposit back and to break lease. Calling for info on mold abatement regulations. Did not want case investigated.		Old Orchard Beach	Tenant	6/21/2011				provided information caller asked for		Closed
Lawn/Turf: 23											
	unauthorized pesticide application, wrong property	Yarmouth	Same	Homeowner	5/12/2011	lawn care	Granular Spreader	ORTHO WEED-B-GON; FERT WITH HALTS;	Inspector fol-up inspection	Violation confirmed \$900 consent agreement	Closed

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	Unlic. Course work, storage, runoff		Belgrade	Concerned citizen	11/7/2011				discussed regulations over the phone	If a course is closed, no lic. needed. Informed caller we would check in spring when facility is operational	Closed
	alleged applications made during or soon after rain		Westbrook	Concerned citizen	5/20/2011	lawn care	Non-powered Backpack	COOL POWER;	Inspector fol-up with applicator	No label violation found	Open
	caller made allegations about a commercial co.	Plaistow	ME/NH/MA	Employee	6/17/2011				listened to allegations-caller was unable to be specific at this time for legal reasons, said he would call back	caller never called back	Closed
	caller wanted additional inform when notified	Camden	Camden	Registry member (non-ag)	6/16/2011				Bd staff called Turf Dr. owner	Spoke with co. owner, he will ensure all requested infor is provided	Closed
	exposure to pesticides and posting	Peoria	Kennebunkport	Concerned citizen	6/15/2011	vector	Non-powered Backpack	MOSQUITO BARRIER;	Inspector contacted facility and folup with all known applicators	Inspector could not pinpoint specific applicator in this case. All case information sent to caller as requested.	Closed
	exposure to pesticides and posting	Peoria	Kennebunkport	Concerned citizen	6/15/2011	outdoor ornamental	Hose	PROPICONAZOLE 14.3; TM 85 WDG;	Inspector contacted facility and folup with all known applicators	Inspector could not pinpoint specific applicator in this case. All case information sent to caller as requested.	Closed
	alleged intentional pesticide damage by ex-husband	Franklin	Franklin	Homeowner	7/6/2011	outdoor ornamental			Inspector to site for investigation	Natural causes for callers plant observations	Closed
	exposure to pesticides and posting	Peoria	Kennebunkport	Concerned citizen	6/15/2011	pest control structural	Hand Can	SUSPEND SC; CONTRAC BLOX;	Inspector contacted facility and folup with all known applicators	Inspector could not pinpoint specific applicator in this case. All case information sent to caller as requested.	Closed
	caller thought pesticides applied by unlic. Applicator		Hannaford, Norway	Concerned citizen	5/31/2011	lawn care			Inspector met with alleged applicator	No pesticides applied, Fertilizer only	Closed

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	drift	Hallowell	Hallowell	Abutter	6/6/2011	other non ag	Air Blast	UP-STAR GOLD INSECT; GARLIC JUICE;	inspector to site, samples collected, inspection with applicator	Lab results- no pesticides detected	Closed
	exposure to pesticides and posting	Peoria	Kennebunkport	Concerned citizen	6/15/2011	lawn care	Granular Spreader	ALLECTUS 0.225 INSCT + FERT.;	Inspector contacted facility and folup with all known applicators	Inspector could not pinpoint specific applicator in this case. All case information sent to caller as requested.	Closed
	abutter received notification, no drift alleged but still sick from odor	Bangor	Bangor	Abutter	7/19/2011				discussed regulations and ideas- request dif, formulation etc	No violation	Closed
	unauthorized application (wrong property)	Cumberland Ctr.	Cumberland Ctr.	Homeowner	6/9/2011	lawn care	Granular Spreader	DIMENSION 0.21%; RIVERDALE COOL POWER;	Inspector to site and fol-up inspection w/applicator	Unauthorized application made, \$800 consent agreement	Closed
	notification	Bangor	Bangor	Abutter	7/25/2011	lawn care	Granular Spreader	MERIT 0.2 PLUS;	On site inspection and fol-up with SCF	Could not substantiate allegation	Closed
	alleged drift		Caribou	Concerned citizen	7/12/2011				Inspector fol-up with caller	Unfounded allegation	Closed
	Condo association blocking his notification requests	Auburn	Auburn	Homeowner	5/6/2011			lawn pesticides	Discussed his rights to receive notification. Caller could ask condo manager for information, and recommended he also ask the lawn care company again as well.	Request for information provided	Closed
	unlic applicator	Lewiston	Lewiston	licensed applicator	5/2/2011	lawn care	Other Non-powered Equipment	MOLEMAX	Inspector met with applicator	Unlic. Commercial work. Minimal use of mole product WL sent	Closed
	dead lawn	Sebago	Sebago	Customer	8/29/2011	lawn care	Hand Can	TRUPOWER 3;	inspector to site, samples collected, fol-up inspection	Lab results indicate glyphosate herbicide. Could not prove the lawn care co. was at fault	Closed
	notification	Bangor	Bangor	Abutter	7/25/2011				On site inspection and fol-up with SCF	Could not substantiate allegation	Closed

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	unlicensed applications at a golf course		Belgrade	Concerned citizen	5/11/2011	golf course	Other Non-powered Equipment	SPECTRACIDE WASP & HORNET;	Inspector follow-up. Master applicator later hired at course	Manager hires Sports Fields, denied in house applications	Closed
	Caller concerned about lawn care applications near ocean	Portland	Boothbay	Concerned citizen	3/15/2011				Inspector contacted caller by phone to discuss. Caller said treated lawn was about 150 yards away from shoreline. Caller agreed to call back if he observed applications closer than this.	No violation of state law	Closed
	Unauthorized turf application	Portland	Portland	Homeowner	1/13/2011	lawn care	Hose	TRIPLET PREMIUM SELECTIVE HERB;	Inspection follow-up done with applicator and caller	Unauthorized application confirmed \$350 consent agreement	Closed
License/Certification: 5											
	unlic. Mold remediation work alleged	Bath	Phippsburg	licensed applicator	2/1/2011	other non ag	Other Non-powered Equipment	SHOCK WAVE; IAQ 6100; CLORIX DISINFECTING WIPES;	Inspection done with applicator	Unlic. Commercial mold work confirmed. CA \$350/public service work	Closed
	In house applications at businesses not opened to the public- like a factory example he gave and landlord applications to apt. buildings	Augusta		Business person	3/30/2011				discussed definitions in chapter 10, went over ch.31 and sent him a copy of BPC policy on landlord pesticides given to tenants and a copy of the Blake St. CA from Portland in 98 as well as the Patterson CA from Hallowell	Information request only.	Closed
	Alleged unlic. Commercial application to ball field		Woodstock	Concerned citizen	7/8/2011	other non ag	Non-powered Backpack	glyphosate	On site investigation and samples collected. Met with applicator, he denied.	Confirmed unlic.commercial application, \$ 600 CA	Closed
	alleged unlic. Commercial work		Bates Mill Building #3 Lewiston	Concerned citizen	9/7/2011	mold remediation			Inspector to site of application	No violation- applicator licensed	Closed

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	mold remediation w/o license	Bangor	Franklin	Employee	3/22/2011				Inspector met with Co. owner's wife	inconsistent information provided by owner's wife. Likely that some products used are reg. as pesticides	Closed
<u>Miscellaneous: 1</u>											
	caller concerned about envir. Impact of pest. Used		state wide	Business person	9/9/2011	other non ag	Other Non-powered Equipment	KOP-COAT;	Inspector to site for inspection	Product not registered, lacked some PPE, WL sent	Closed
<u>Mosquito/Tick: 1</u>											
	Chemical applied without permission 1 1/2 years ago to kill bamboo and then raised grade 4 ft.	Lisbon	Lisbon	Homeowner	1/19/2011				Based on the age of the activity, pending litigation and caller's primary concerns she was provided contact info for DEP-Water Division, B. Stratton	Primarily a civil matter, related fence case pending.	Closed
<u>Neighbor non-ag: 3</u>											
	Neighbor came onto her side of a common fence to spray her ground cover that was encroaching onto his property.	Winthrop	Winthrop	Homeowner	5/4/2011				Caller was asking about regulations, herbicides and likely affect of the neighbor's action.	Caller wanted information only- did not want any action at this time.	Closed
	Concern with potential application	Belgrade	Belgrade	Concerned citizen	11/29/2011	other non ag		N/A	Inspector follow-up at site, later spoke to applicator	No pesticides involved, flags used to mark landscaping project	Closed
	Homeowner thinks neighbor killing her trees	Waterville	Waterville	Concerned citizen	9/9/2011	outdoor ornamental			Inspector to site	Natural causes, tar spot of maple, brown samaras. Not pesticide issue	Closed
<u>Outdoor Ornamental: 7</u>											
	failure to notify pay registry member	South Portland	South Portland	Registry member (non-ag)	8/15/2011	outdoor ornamental	Hose	ASTRO INSECTICIDE;	Follow-up Inspection	Lack of notification confirmed , \$500 CA	Closed
	moth balls used outdoors in open area	Kittery	Kittery	Homeowner	6/8/2011	outdoor ornamental	Other Non-powered Equipment	ENOX MOTH BALLS;	Inspector to site and interview parties	Moth balls were applied to flower garden as a repellent. Advised senior citizen on site not to continue practice	Closed

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	alleged violation of municipal ordinance, cars passing spray area	Brunswick	Brunswick	Regulatory official	5/9/2011	outdoor ornamental	Hose	ASTRO INSECTICIDE; LESCO SPREADER STICKER;	Inspector to site, inspection with applicator, check local municipal ordinance	No violations reported by inspector as regards original call. Need to record calibration of equipment in records	Closed
		Portland	Portland	Homeowner	1/6/2011				Advised Rush to work through Gibb's office. Provided summary of her call to us to Arborist licensing sections of Ag Department.	No pesticides used, unlicensed arborist issue-not jurisdictional	Closed
	intentional killing of mature trees	Portland	Kittery	Regulatory official	10/14/2011	outdoor ornamental		UNKNOWN;	Inspector to site with Kittery detective	trees drilled around base, unknown chemical in holes	Open-police matter
	suspected foul play with pesticides	Stetson	Stetson	Concerned citizen	6/1/2011	outdoor ornamental			Inspector to site for evaluation	Natural causes, no evidence of pesticide use	Closed
	mothballs applied outdoors	Kittery	Kittery	Tenant	5/23/2011				caller providing information only did not want action taken	Caller just providing info.-no action needed	Closed
<u>Right-of- Way: 3</u>											
	Spraying too close to stream	Stoneham	Waterford	Concerned citizen	9/7/2011	right of way roadside	Hose	CARLON 4 ULTRA; MSM 60;	Inspector to site, conducted fol.up use inspection	No violation found	Closed
	Near spring	Indian TWP	Indian Purchase TWP 4	Concerned citizen	8/9/2011	right of way roadside	Boom	MILESTONE VM; ARSENAL AC;	On site inspection, fol-up with applicator and paper co.	No violation found	Closed
	dead wild roses within ROW	Limestone	Limestone	Homeowner	6/1/2011	right of way roadside	Powered Backpack	ESCORT XP;	Inspector site investigation, met with caller, fol-up inspection	No violation determined	Closed
<u>Sale/Distribution: 1</u>											
	alleged sale of Dylox at a big box store	South Portland	Sanford	Business person	4/27/2011				mkt. place inspections done	No dylox found	Closed
<u>Structural Pest: 10</u>											
	caller was a customer, but disagreed on # of applications requested	Bridgton	HOUSE AND BARN	Homeowner	7/22/2011	pest control structural	Non-powered Backpack	DEMAND CS;	Inspector fol-up	Unauthorized application \$400 CA	Closed
	Caller alleged intentional harassment with pesticide by neighbors	Gorham	Gorham	Homeowner	1/21/2011				Discussed BPC regulations including pay registry.	caller to think about issues and call back if needed	Closed

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	alleged drift to organic garden	South Portland			8/12/2011	pest control structural	Non-powered Backpack	TERMIDOR SC;	On site inspection and samples, inspection with applicator	Lab results- no drift	Closed
	Headlice in ex-wife's apt. His child contract when he goes there for visitation. Want some to ensure it is clean	Winslow	Augusta	Tenant	2/8/2011				Directed him to BPC website for information on problem. Provided contact info for CES Orono and gave info request to K. Murray Dept of Ag.	Informed caller BPC does not provide this service.	Closed
	alleged unlic. Commercial work	Naples	Bridgton	licensed applicator	6/3/2011	pest control structural	Hand Can	ORTHO HOME DEFENSE;	inspector contacted applicator	application made-inspector unable to determine if applicator was an employee or contractor of the homeowner. Homeowner not cooperative	Closed
	Homeowner alleged requested rodent work and additional unauthorized outside work done, possible drift into windows	Bowdoinham	Bowdoinham	Homeowner	7/12/2011	pest control structural	Non-powered Backpack	MASTERLINE LIFENTHRIN 7.9;	Inspector to site, samples, lab results	No residue in house, assit. Ag review of contract recommends WL	Pending
	illegal use of chlordane		NA	Government employee	7/13/2011	pest control structural	Hand Can	Phantom Termidor	Inspector follow-up inspection	Could not substantiate allegation	Closed
	pay registry, insufficient notification	Camden	Camden	Registry member (non-ag)	9/13/2011	pest control structural	Non-powered Backpack	MASTERLINE BIFENTHRIN 7.9;	Inspector to site and follow-up with SCF	Insufficient notification to registry member	Pending
	school staff applying pesticides indoors	Green	Turner	School related	12/15/2011	pest control structural	Other Non-powered Equipment	MISTY WASP & HORNET KILLER;	Inspector on site follow-up	Unlic. Application/label violation/IPM violations \$250 CA	Closed
	illegal use of chlordane		NA	Government employee	7/13/2011	pest control structural	Hand Can	Phantom	Inspector follow-up inspection	Could not substantiate allegation	Closed
Vertebrate pests: 1											

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	Skunk under homeowner's barn-wants to know if he can poison it and if so with what	Bangor	Bangor	Homeowner	2/14/2011				Reviewed BPC regs and talked to Animal Welfare Section of Dept.	Statute repealed, can use any pesticide according to label. No known pesticides registered to poison skunks. Provided IF&W contact information- it is a wild animal, Animal Welfare NA, and directed to BPC website.	Closed
Water Related: 1											
	illegal aquatic application to a lake		Waterboro or Shapleigh	Concerned citizen	6/10/2011	aquatic pest	Other Non-powered Equipment		On site fol-up and sample, contact alleged applicator	Lab result confirmed allegation \$250 CA	Closed