

TOWN OF FREEPORT

Municipal Offices
(207) 865-4743
FAX (207) 865-0929



Dale C. Olmstead, Jr.
Town Manager

December 31, 2001

Dear Freeport Resident:

Over the past few years many areas in the Town of Freeport have been heavily infested with browntail moth caterpillars. The level of infestation of browntail moths in Freeport during these years was high enough to have these areas declared a public health nuisance by the State Bureau of Health. In both 1999 and 2000, the Town of Freeport conducted an aerial application of pesticides in an effort to limit the human health impacts of this insect. Due to the number of residents who did not want to have their property sprayed the town was only able to spray about half the area that the Maine Forest Service recommended to be treated, resulting in a substantially compromised level of control. Because of the limited success and continued resistance to the aerial spray program, the town did not implement a spray program during the spring of 2001.

As you may be aware, the spring, summer and even fall of 2001 were extremely difficult for many Freeport residents because of the browntail moth caterpillar. Browntail moth caterpillars shed tiny hairs that are often toxic to humans with reactions ranging from skin rashes to significant respiratory difficulty. Local doctors offices and emergency rooms confirmed that the number of severe cases of reaction to the browntail moth caterpillars has increased. Several calls came into the Town Hall describing emergency runs to the hospital due to severe reactions. Many residents called to detail the agonizing impact of the browntail on their families, while others came into the office to show the full extent of their reaction - bodies covered with red, swollen, prickly welts which are excruciatingly itchy.

The levels of infestation of browntails in Freeport continues to increase. Surveys reveal that over 2,000 acres are highly infested and should be treated in the Spring of 2002. In order for the town to conduct an effective aerial spray program, participation levels need to increase among residents in affected areas. As a result, we are requesting that those of you who do NOT wish to have their property included in a municipal spray program to let us know (please see form attached and its provisions, particularly its first paragraph) by January 31, 2002. A decision on whether or not to implement a spray program in the Spring of 2002 will be made after that date.

While the town respects each individual's personal decision not to participate in a municipal aerial spray program to control browntail moth caterpillars, we urge each of you to carefully consider your decision, knowing that your decision may greatly impact the health of your neighbors. Before deciding to opt out, you may want to consider attending the public information meeting on January 10, 2002.

Sincerely,

Robert Stevens
Town Council Chairperson

A Public Information Meeting will be held on January 10, 2002 at 7:00 p.m. at the Freeport Community Library. Representatives from the Maine Forest Service and the Maine Board of Pesticide Control will be present.

Town of Freeport
Browntail Moth Caterpillar Survey
For Spring 2002 Aerial Insecticide Spray Program

*This Form Must Be Signed and Returned BY JANUARY 31, 2002
If You Do NOT Want To Have Your Property Sprayed**

I understand that if I refuse consent to have the chemical DIMILIN and MIMIC sprayed on my property, I may be required by the Town of Freeport to exterminate browntail moths on my property and any of my neighbors' abutting properties at my own expense. I further understand that I may be obligated to compensate the Town of Freeport and any of my neighbors with abutting property for any additional expenses incurred for browntail moth control (Title 22 MRSA Section 1444).

I, _____ of _____
(NAME: PLEASE PRINT) (STREET ADDRESS: PLEASE PRINT)

(MAILING ADDRESS IF DIFFERENT)

(PHONE NUMBER)

hereby notify the Town of Freeport that I do not elect to have my property included in any aerial insecticide spray program in the Spring of 2002.

(SIGNATURE)

(DATE)

Please list any additional properties you own which you would not want to be included in any spray program:

This form must be returned By January 31, 2002 to:

Browntail Moth Spray Program
Town of Freeport
30 Main Street
Freeport, Maine 04032

**Based on the results of this survey, the Town of Freeport will make a decision whether or not to implement an aerial insecticide spray program during the Spring of 2002. If the Town of Freeport does conduct an aerial insecticide spray program a formal notice and formal non-consent form will be mailed to all those in the final spray blocks and within 500 feet of these areas.*

Dr. Dora Anne Mills, MPH
Director, Bureau of Health
Department of Human Services
State House Station #11

Dear Dr. Mills:

Pursuant to 22MRSA Section 1444(1) the Town of _____ requests a Public Health Nuisance declaration for browntail moth to allow municipal officers to conduct an aerial spray project pursuant to Section 1444(2).

Personnel from the Maine Forest Service have stated browntail moth are at damaging levels in the Town and the attached map will exhibit those areas. Dimilin 4L will be applied to portions of these areas if it is the wish of affected landholders.

Sincerely,

Town Manager

Notice of Intent to Conduct Aerial Spray Program for Brown Tail Moth Infestations

The Town of _____, Maine hereby gives notice of its intent to conduct an aerial insecticide spray program in the Town of _____ to reduce human health risk and nuisance exposures to the brown tail moth and brown tail moth caterpillar. The spray program is expected to last one or two days on or about May 1 to May 30, 2003, weather conditions permitting. This notice, provided pursuant to 22 MRSA Chapter 257-A gives further detail and contacts for more information on the program.

Target Areas: There are _____ general target areas selected upon review and recommendation of the Maine Forest Service. **Please refer to the map plan on the reverse side of this sheet for details.**

List here in General Terms: _____

<u>Contacts:</u>	Town of _____	Applicator (Spray Contractor)
List Addresses	_____	_____
And phone	_____	_____
Numbers	_____	_____

Maine Poison Control Center.....1-800-442-6305 Maine Board of Pesticides Control....(207) 287-2731

Intended Purpose: This spray program is intended to control and limit human risk and nuisance exposures to Brown Tail moths and caterpillars by aerial application of insecticides in areas where over wintering brown tail moth caterpillar tents have been observed in proximity to areas of human residential, commercial and recreational activities.

Pesticides to be Used:

↪ DIMILIN ® 4L. DIMILIN is a registered trademark distributed by the Uniroyal Chemical Co., Inc. EPA Reg. No. 37100-54-400. Common name: Diflubenzuron.

Target Date Range for Applications: May 1 - May 30, 2003. Weather conditions permitting.

Public Precautions:

↪ Health related data as included in the DIMILIN 4L ® Material Safety Data Sheets: In the event of eye contact, flush with water for 15 minutes, get medical attention; in the event of skin contact, wash with soap and water; in the event of inhalation, remove to fresh air.

Special note for residences in very close proximity to the shoreline: This pesticide is toxic to marine invertebrates and will not be sprayed within 150 feet of the shoreline or open water. Residences along the immediate shoreline should consider ground applications of this or another insecticide in order to guard against brown tail moth contact and irritation.

Refusal of Consent Form
Town of Freeport Aerial Insecticide Spray Application

I have received notice that the Town of Freeport intends to conduct an aerial spray program of the insecticide DIMILIN®4L during the months of April or May, 2002 to control human health risk and nuisance exposures from the browntail moth and browntail moth caterpillar. The notice contains information about the insecticide to be used and any public precautions which appear on the insecticide label; contact names for the Town of Freeport and its insecticide applicator, the Maine Poison Control Center and the Maine Pesticides Control Board; a description and sketch of the target areas and dates of application; and an explanation of the intended purpose of the program.

I understand that I may refuse consent to have the chemical DIMILIN®4L sprayed on my property by returning this form to the Freeport Town Hall, 30 Main Street, Freeport, Maine 04032 with my refusal of consent indicated below. I understand that in the event that I refuse consent, I may be required by the Town of Freeport to exterminate browntail moths on my property and any of my neighbors' abutting properties at my own expense. I further understand that I may be obligated to compensate the Town of Freeport and any of my neighbors with abutting property for any additional expenses incurred for browntail moth control. (Title 22 MRSA Section 1444).

I, _____ of _____
(NAME: PLEASE PRINT) (STREET ADDRESS: PLEASE PRINT)

(MAILING ADDRESS - IF DIFFERENT)

(PHONE #: PLEASE PRINT)

hereby **refuse my consent** to the Town of Freeport, Maine for conduct of an aerial insecticide spray program over my property in the Town of Freeport, Maine as described in the above referenced notice.

(Please list any other properties you own that you do not want included in the Town's aerial insecticide spray program)

(SIGNATURE)

(DATE)

Please note that failure to return this form on or before April 20, 2002 will be deemed to indicate your consent to the aerial spray program (Title 22 MRSA Section 1444). Returned forms postmark dated April 20, 2002 or earlier will be accepted.

March 15, 2002

**NOTICE TO PROPERTY OWNERS IN THE 2002 INSECTICIDE SPRAY PROGRAM
FOR BROWNTAIL MOTHS AND PROPERTY OWNERS WITHIN 500 FEET OF THE
SPRAY BLOCKS**

Dear Freeport Property Owner:

The Town of Freeport is making its final plans for an aerial application of pesticides to control browntail moth caterpillars **ON OR NEAR** your property. The spraying program is scheduled to occur in your area between April 25 - May 20, 2002. The purpose of this spray application is to control the growth and spread of browntail moth caterpillars. Browntail moth caterpillars shed tiny hairs that are often toxic to humans with reactions ranging from skin rashes to significant respiratory difficulty. While the moth caterpillars can also cause severe damage to the trees and shrubs they infest, the Town's primary effort and concern is directed toward limiting the human health impacts of the insect. Therefore, the spray program is limited to areas most heavily infested around residences. The chemical product Dimilin, which cannot be sprayed within 150 feet of the shoreline, will be used in this spraying program.

The Town had sent an initial notice in the month of December to those individuals who owned properties in the areas recommended to be sprayed by the Maine Forest Service. Based on the inability to spray within 150 feet of the shoreline and the responses from those who do not want their property sprayed, the spray blocks have significantly changed from the map which was sent to you in December. **Please check this map carefully to determine whether or not your property is still within a spray block.** Since the attached map is quite small, a larger map is available for inspection at the town hall.

Please find enclosed the following materials:

- A formal Notice of Intent to Spray along with a map of the final spray areas
- A Refusal of Consent form that you may use and return to the Town Hall if you do NOT want your property sprayed (**This must be returned by April 20, 2002 but please return as soon as possible**)
- A copy of the Town's Browntail Moth Spray Policy for 2002 & a list of Ground Sprayers should you want to contract your own ground sprayer
- A list of precautions and winter management tips prepared by the Maine Forest Service
- A copy of the Declaration of a Public Health Nuisance

As the date(s) of spraying is dependent on weather conditions, the day(s) of spraying may need to change. Public Notice of the intended date of the aerial spraying, subject to change because of weather conditions, will be placed on the Public Safety Visual Display Board on Main Street twenty-four (24) hours prior to the spraying. Updated information will also be posted at Bow Street Market, Dick's Subshop, Freeport Post Office, South Freeport Post Office, Village Store, FCTV and the Town's Website.

If you have any questions or concerns, please do not hesitate to call.

Sincerely,

Dale Olmstead, Jr.
Town Manager

NOTE: This notification packet is being mailed to all known property owners in the target spray area AND to property owners within 500 feet of the spray area. Please share this information with tenants, employees, customers, contractors, or others who may also need to know.

**NOTICE OF INTENT TO CONDUCT INSECTICIDE SPRAY PROGRAM
FOR BROWNTAIL MOTH INFESTATION
SPRING 2002**

The Town of Freeport, Maine hereby gives notice of its intent to conduct an insecticide spray program in the Town of Freeport to reduce human health risk and nuisance exposures to the browntail moth and browntail moth caterpillar. The spray program is expected to last one or two days between April 25 - May 20, 2002, weather conditions permitting. This notice, provided pursuant to 22 MRSA Chapter 257-A gives further detail and contacts for more information on this program.

Target Areas: There are several general areas selected upon review and recommendation of the Maine Forest Service and modified due to non-consenting neighbors and/or the inability to spray within 150 feet of the shoreline. **PARTS OF AREAS AROUND:** Lower Flying Point, Flying Point, Lambert Road, South Freeport Road, Spar Cove, Staples Point, Pine Street, Lower Mast Landing, Bartol Island Road, Litchfield Road and Wolfe Neck Road. **Please refer to the enclosed map plan for details as these spray blocks have been adjusted significantly from the initial mailing of 12/31/01 (Please note: the pesticide cannot be applied within 150 feet of the shoreline).**

Maine Poison Control Center
1-800-442-6305

Maine Board of Pesticides Control
(207) 287-2731

Intended Purpose: This spray program is intended to control and limit human health risk and nuisance exposures to Browntail moths and caterpillars by application of insecticides in areas where over wintering browntail moth caterpillar tents have been observed in proximity to areas of human residential and recreational activities.

Pesticide to be Used: Dimilin®4L is a registered trademark distributed by Uniroyal Chemical Company, Inc. EPA Reg. No. 37100-54-400.

Target Date Range for Application: April 25 - May 20, 2002. Weather conditions permitting.

Public Precautions: Health related data as included in the DIMILIN®4L Material Safety Data sheets: In the event of eye contact, flush with water for 15 minutes. Get medical attention. In the event of skin contact, wash thoroughly with soap and water. In the event of inhalation, remove subject to fresh air. Give artificial respiration if needed. Get medical attention. If ingested, induce vomiting only at the instruction of a physician. Never give anything by mouth to an unconscious person. See physician immediately.

Special notes: For more information, please contact Dick Bradbury, Entomologist, Maine Forest Service, 287-2428, or Lebel Hicks, Toxicologist, Board of Pesticides Control at 287-2731.

Contacts:

Town of Freeport
Johanna Hanselman
30 Main Street
Freeport, Maine 04032
(207) 865-4743

Applicator (Spray Contractor)
M.S. Lavoie, Air Applicator
P.O. Box 829
Presque Isle, Maine 04769
(207) 764-6313

Refusal of Consent Form

Town of _____ Aerial Insecticide Spray Application

I have received notice that the Town of _____ intends to conduct an aerial spray program of the insecticide DIMILIN 4L ® during the month of May, 2003 to control human health risk and nuisance exposures from the brown tail moth and brown tail moth caterpillar. The notice contains information about the insecticide to be used and any public precautions which appear on the insecticide label; contact names for the Town of _____ and its insecticide applicator, the Maine Poison Control Center and the Maine Pesticides Control Board; a description and sketch of the target areas and dates of application; and an explanation of the intended purpose of the program.

I understand that I may refuse consent to have the chemical DIMILIN 4L ® sprayed on my property by returning this form to the _____ with my refusal of consent indicated below. I understand that in the event that I refuse consent I may be required by the Town of _____ and any of my neighbors with abutting property for any additional expenses incurred for brown tail moth control (Title 22 MRSA Section 1444).

TO REFUSE CONSENT RETURN THIS FORM BY _____ 2003 TO:

I _____, (Name: Please Print)

hereby refuse my consent to the Town of _____, Maine to conduct an aerial insecticide spray program over my property in the Town of _____, Maine as described in the above referenced notice.

_____ (street address - please print legibly)

_____ (tax map & lot number - if you know)

SIGNATURE

DATE



Please note that failure to return this form on or before _____ 20__ will be deemed to indicate your consent to the aerial spray program. (Title 22 MRSA, Section 1444). Returned forms postmark dated _____ 20__ or earlier will be accepted.

TOWN OF YARMOUTH

AERIAL SPRAY PROGRAM for BROWNTAIL MOTH CONTROL

The Town of Yarmouth will conduct an aerial spray program of the pesticide Dimilin 4L® to control Browntail Moth Caterpillars in the following areas:

(1) Spruce Point and Harmony Hill, (2) Sea Meadows Rd, (3) west side of Cousins Street from the bridge to Oakland Ave., (4) southern most end of Princes Point and Sunset Point, (5) Drinkwater Point, (6) and Whites Cove, (7) Vail's Point, (8) Royal Point, (9) Route 88 and Pleasant Street (both sides) from Lower Falls landing to Fairwinds, (10) much of the Bayview Peninsular, (11) Spring Street (Royal River to Route 1), (12) both sides of East Main St. (North Rd to landfill), (13) Granite Street (Extension) from Old County Road to interstate, and (14) south side of Route 1 (Texaco to Delorme)

The intended spray period will be one or two days between May 10 and May 31, 2002, weather conditions permitting. Public precaution for handling of Dimilin 4L® include: For eye contact, flush with water for 15 minutes and seek medical attention. For contact with skin, wash with soap and water. For inhalation, remove to fresh air.

For more information contact the **Maine Poison Control Center at 1-800-442-6305**
Or the **Maine Board of Pesticides at 287-2731.**

Aerial application by: M. S. LaVoie, P. O. Box 829, Presque Isle, Maine 04769 (764-6313).
Contracting agency: Town of Yarmouth, P. O. Box 907, Yarmouth, ME 04096
Nathaniel Tupper, Town Manager (846-9036).

For newspaper articles: Must be on 10 point type at least two inches wide
3-60 days prior to spraying

TOWN OF FREEPORT

Aerial Spray Program For Browntail Moth Control

The Town of Freeport will conduct an AERIAL SPRAY PROGRAM of the pesticide Dimilin® 4L to reduce human health risk and nuisance exposures to the browntail moth and browntail moth caterpillars in parts of the following areas:

Lower Flying Point, Flying Point, Lambert Road, South Freeport Road (parts of South Freeport Village, Cushing Briggs, Highview), Spar Cove, Staples Point, Pine Street, Lower Mast Landing, Bartol Island Road, Litchfield Road, Wolfe Neck Road. (A map showing these spray blocks is available for inspection at the Town Hall)

Please Note: The pesticide cannot be applied within 150 feet of the shoreline

The intended spray period will be one or two days between April 25 - May 20, 2002, weather conditions permitting. Spraying will occur between 5:00 a.m. - 8:30 a.m. Public Notice of the intended date of the aerial spraying, subject to change because of weather conditions, will be placed on the Public Safety Visual Display Board on Main Street twenty-four (24) hours prior to the spraying. On the day(s) of spraying, please schedule your morning walk or run to avoid the spraying. It is recommended that residents stay indoors and keep pets indoors during the spraying and for approximately 30 minutes after the spraying.

Public precaution for handling Dimilin®4L: First Aid Procedures: Eye contact: flush with water for 15 minutes. Get medical attention. Skin contact: Wash with soap and water. Inhalation: Remove to fresh air. Give artificial respiration if needed. Get medical attention. Ingestion: Induce vomiting only at the instruction of a physician. Never give anything by mouth to an unconscious person. See physician immediately.

For more information contact the Maine Poison Control Center at 1-800-442-6305 or the Maine Board of Pesticides Control at 287-2731. Aerial application by M.S. LaVoie, P.O. Box 829, Presque Isle, Maine 04769 (784-6313). Contracting agency: Town of Freeport, 30 Main Street, Freeport, Maine 04032, Dale Olmstead, Jr., Town Manager (865-4743)

ATTENTION

You are Entering an Area Scheduled for Pesticide Application by Air

The pesticide Dimilin 4I, to control the browntail moth, will be sprayed by airplane between daylight and 11 a.m. The plane will be flying low to assure accurate delivery.

The application will begin May _____,
weather permitting.

For further information call:

Town of

Maine Board of Pesticides Control 207-287-2731

Maine Poison Control Center 800-222-1222

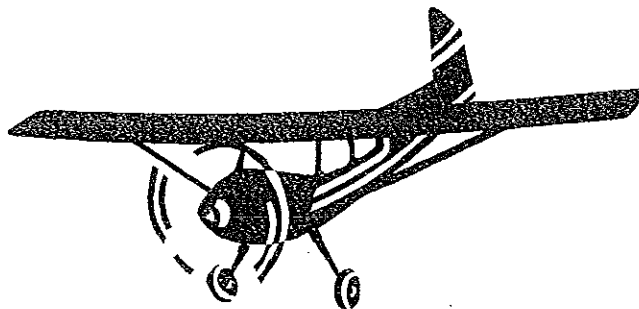
Or check your local TV or radio stations for up to date information

**Brown Tail Moth
Aerial Spray Program
Pesticide Spray
Scheduled for:**

(Insert Date)

**Early Morning Hours
Weather conditions permitting.**

**FMI Contact the
Yarmouth Town Hall
846-9036**



(11 x 17 Poster- Fluorescent Yellow to be posted at all entry points to spray block areas.)