

See AO 2005-38(S-3)

Submitted by: Assemblymembers COFFEY and OSSIANDER

Prepared by: Department of Assembly

For reading: March 29, 2005

**ANCHORAGE, ALASKA
AO NO. 2005-38(S)**

AN ORDINANCE OF THE ANCHORAGE ASSEMBLY AMENDING ANCHORAGE MUNICIPAL CODE SECTION 15.75 REGARDING PESTICIDE CONTROL TO MODIFY DRIFT PROTECTION AND PUBLIC NOTICE FOR COMMERCIAL PESTICIDE APPLICATION AND APPLICATION BY THE MUNICIPALITY OF ANCHORAGE

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1: That Anchorage Municipal Code section 15.75.050 is hereby amended to read as follows:

15.75.050 Commercial application prohibited during certain wind conditions.

A person who engages in the business of applying pesticides or broadcast chemicals may not apply by spraying any pesticide or broadcast chemicals out of doors if the wind speed exceeds seven miles per hour [FIVE KNOTS] at the site of application.

Section 2: That Anchorage Municipal Code section 15.75.060 is amended to read as follows: (other portions of this section are not affected and therefore not set out)

H. If the pesticide or broadcast chemical is to be sprayed only on a building or structure, or if the spray at point of impact is not higher than three vertical feet, pre-notification and off-site pre or post notification is not required. However, a notice as defined in F of this section must be left in place at the application site and situated as to remain in place for at least 48 hours following application.

Section 3: That Anchorage Municipal Code section 15.75.065 is hereby amended to read as follows: (other portions of this section are not affected and therefore not set out)

B. Notice must be given at least 48 hours before application and not more than 120 [96] hours before application. Posted notices shall

1 be situated as to remain in place for at least 48 hours following
2 pesticide or broadcast chemical application.

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6 H. If the pesticide or broadcast chemical is to be sprayed only on a
7 building or structure, or if the spray at point of impact is not higher
8 than three vertical feet, pre-notification and off-site pre or post
9 notification is not required. However, a notice as defined in F of
10 this section must be left in place at the application site and situated
11 as to remain in place for at least 48 hours following application.

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13 **Section 4:** That this ordinance shall become effective May 1, 2005

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16 PASSED AND APPROVED by the Anchorage Assembly this _____ day
17 of _____, 2005.

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23 _____
24 Chair

25 ATTEST:

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28 _____
29 Municipal Clerk
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