

**OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY**  
**GENERAL PERMIT NUMBER OKG87A000**  
**DISCHARGES FROM THE APPLICATION OF PESTICIDES**

**NOTIFICATION OF RESPONSE TO COMMENTS**

*Prepared by Jorden Foster, E.I.*

The Oklahoma Department of Agriculture, Food, and Forestry (ODAFF), Agricultural Environmental Management Services (AEMS) Division, received six (6) written comments from one (1) party concerning the draft general permit OKG87A000 during the 30-day public comment period which opened April 14, 2017 and closed May 15, 2017.

After reviewing the comments and considering the issues raised, changes were made to the draft permit. A copy of the final permit, fact sheet and response to comments has been posted on ODAFF's website at <http://www.ag.ok.gov/aems/agpdes.htm>.

ODAFF's responses to comments were provided to all parties that submitted comments within the thirty (30) day public comment period. The permit will become effective on June 1, 2017. This will be the ODAFF's final permit decision.

A summary of the comments received, ODAFF's responses, any resulting modifications to the draft permit, and any staff-identified changes are listed in the Response to Comments.

ODAFF has provided this notification of its Response to Comments to all parties on their mailing lists.

The majority of the comments were requesting clarification. All comments were fully considered and changes were made where appropriate.

The Division contact is: Sherri Shadrick, (405) 522-5493, [Sherri.Shadrick@ag.ok.gov](mailto:Sherri.Shadrick@ag.ok.gov)

Response to public comments received by the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) during the 30-day public notice period for the Oklahoma AgPDES Pesticide General Permit (OKG87A000). Written comments submitted by Jacob Hagen from the City of Tulsa dated May 09, 2017. ODAFF response is in blue.

#### Comments on Draft Oklahoma AgPDES Pesticide General Permit

1. Pg 9, Part 1.C.2. – Both 2 and 9 seem redundant, unless one is asking about the amount of concentrate used and the other the total amount mixed?

Your assumption is correct. Number 2 is requesting the total amount of pesticide concentrate used. Number 9 is asking about the total quantity of mixture made from the concentrate (the quantity of “tank mix” that was used).

2. Pg 9, Part 1.C.2 – Both 5 and 13 seem very similar or redundant.

Number 5 is asking for the legal description (e.g., NE ¼ of Section 22, etc), while number 13 is asking for the specific application site (e.g., along the bank of Salt Creek).

3. Pg 9, Part 1.C.2.16 – It mentions the Adverse Incident and Spill Report. Where can a template of that be found?

Part I.C.2.16 has been updated to more accurately reflect current spill reporting protocol. Oklahoma Pesticide Rules (OAC 35:30-17-92) and Part I.C.3 of this general permit require the Operator to report spills within 24 hours by phone and within 3 days by written notice. The written notice provided to the Oklahoma Department of Environmental Quality (ODEQ) and the ODAFF Pesticide Section must be kept as part of the Operator’s record keeping requirements per this general permit (Part I.C.2)

4. Pg 9, Part 1.C.2.18 – What Board is this referring to?

“Board” refers to the State Board of Agriculture. This abbreviation is noted in the second paragraph of Part I.A.1 of this general permit.

5. Pg 9, Part 1.C.2. – Is the record keeping form simply the 18 pieces of info listed on that page?

The language regarding the “appropriate record keeping form” in Part I.C.2 has been updated for clarification purposes. The Operator is required to keep the records listed in Part I.C.2. Currently, there is not a specific form that the Operator is required to use for their record keeping purposes.

6. In Appendix A, the NOI, I believe you said on the phone that we would need to reapply for an NOI even though we have an existing AgPDES Permit Number, so then on that NOI will we check the box for Original NOI Submission or NOI Change of Information? On a similar note, will we be receiving a new AgPDES Permit Number?

Since the Operator will be applying under the new 5-year general permit, the "Original NOI Submission" box should be checked. If an Operator obtained coverage during the previous 5-year general permit, the AgPDES permit number will not change for that Operator.