

Cleanup of Legally Applied Pesticides

1. Former agricultural land and other large parcels may have residual pesticides or herbicides from historical use
2. Often questions about how to deal with such residues during re-development
3. Common to request some form of acknowledgement from DEP that risks have been addressed.
4. A Site Rehabilitation Completion Order is not always the desired
 - a. Chapter 62-780 doesn't provide any other endpoint
 - b. 62-780 process is the only way to get to an SRCO
5. "Pesticide Exemption" in Florida law frequently misunderstood
6. Applies to pesticides in place and any action the department takes to address the contamination
7. Does not offer blanket release of liability
8. Once soil (or groundwater) with residual pesticides is disturbed, moving such soil (or water) to another location is not covered under "legal application"