

**MEMORANDUM OF UNDERSTANDING
County Agricultural Commissioners, and
South Coast Air Quality Management District
Regarding Methyl Bromide Agricultural Commodity
Fumigation Chamber Facilities**

I. Recitals

A. Agency Authority

State law provides that the State Air Resources Board ("ARB") has authority to control air pollution from vehicles and that local Air Pollution Control Districts/Air Quality Management Districts ("Districts") have primary authority to control air pollution from nonvehicular sources. State law also provides that the Department of Pesticide Regulation ("DPR"), to the exclusion of other local regulation, is responsible for regulating any matter relating to the use of pesticides. County Agricultural Commissioners ("Commissioners") have authority to adopt supplemental regulations which govern the conduct of pest control operations including recordkeeping.

B. Use Of Methyl Bromide for Agricultural Commodity Fumigation

The pesticide methyl bromide sometimes is used in fumigation chamber facilities to kill pests in or on agricultural commodities. Such use of methyl bromide is regulated by DPR. However, when pesticide residues enter the ambient air from the fumigation chamber, the Districts have authority to regulate.

C. Permit Streamlining

In the past, both the Commissioners and the Districts have issued permits that regulate respectively the use and ambient air emissions of methyl bromide to persons who use methyl bromide to treat agricultural commodities in fumigation chamber facilities. To reduce the regulatory burden on businesses and assist them in complying with environmental quality laws in an expedited fashion without reducing protection of public health and safety and the environment, and to decrease the potential for conflict, overlap, and duplication between various environmental permits and authorities, the Legislature enacted the Environmental Permit Reform Act of 1993 (SB 1185 "the Act" ; Stats. 1993, Ch. 419; Public Resources Code section 71000 et seq.), which encourages a consolidated, integrated permit process.

To implement this Act, and to decrease the potential for conflict, overlap, and duplication between the agencies, greater consultation, communication, cooperation, and coordination between the parties to this Memorandum of Understanding (MOU) is desirable.

II. Purpose and Scope of Agreement

- A. In implementing the Environmental Permit Reform Act of 1993, the parties to this MOU intend to minimize the potential for jurisdictional dispute between them and to ensure that methyl bromide that is used to treat agricultural commodities in fumigation chamber facilities is used in an environmentally protective manner without unnecessarily burdening business by consolidating the permit issuance process and integrating permit requirements into one document in accordance with the Act.
- B. This MOU encompasses the issuance, renewal, and amendment, or issuance of permits to owners/operators of fumigation chamber facilities described in Attachment A, who use methyl bromide to fumigate agricultural commodities in the chamber facilities, as well as permits to owners/operators of other such facilities within the State of California who have likewise requested the designation of a consolidated permit agency pursuant to Section 71021 of the Act. This MOU does not apply to operating permits issued to facilities subject to Title V of the Federal Clean Air Act (42 U.S.C. sections 7661 et seq).
- C. The parties to this MOU recognize the expertise of each of them and recognize the importance and necessity of communication, consultation, cooperation, and coordination among them. The parties recognize that permits concerning the use of methyl bromide to treat agricultural commodities in fumigation chambers either should be issued, with the necessary conditions to protect the public health and safety and the environment, or be denied, in an expeditious manner.
- D. It is the intent of the parties to work together to agree upon scientific criteria (including but not limited to models, monitoring, and endpoints) to develop permit conditions concerning pesticide residues relating to the use of methyl bromide in agricultural commodity fumigation chambers that may enter the ambient air. The parties agree that such conditions could be standardized and set forth in an implementation plan, which could supplement this MOU and be modified from time to time to incorporate new data or technology.

III. Terms Of Agreement

A. Role of Commissioners

The Commissioner shall engage in good faith communication, consultation, cooperation, and coordination with the parties as to the prevention and control of pesticide residues that may enter the ambient air as a result of the use of methyl bromide in agricultural commodity fumigation chamber facilities. Because the Commissioners have agreed that they will be the lead agency pursuant to Section 71020 of the Act for all matters relating to the above use of methyl bromide, the Commissioners shall be designated as the consolidated permit agency pursuant to Section 71020 of the Act. The Commissioner shall serve as the main point of contact with the permit applicant and shall manage the permit processing in accordance with the Act. The Commissioner shall also enforce the terms of the permit which pertain to the use of methyl bromide inside the fumigation chamber. Nothing in this agreement is intended to limit the legal authority of the commissioner.

B. Role of Districts

The District shall engage in good faith communication, consultation, cooperation, and coordination with the parties regarding the prevention and control of pesticide residue emissions that may enter the ambient air as a result of the use of methyl bromide in agricultural commodity fumigation chamber facilities. Toward this end, the District shall provide the Commissioner with such permit terms, conditions, emission limitations, and requirements as are necessary to ensure compliance with applicable provisions of state law and with all applicable rules, regulations, and orders of the District and the ARB respecting emissions of methyl bromide from fumigation facilities into the ambient air. The Commissioner shall incorporate these requirements into the consolidated permit. The District shall also enforce the terms of the permit which pertain to emissions of pesticide residues into the ambient air. If the District determines that the permit must be denied, the District shall provide the Commissioner and the applicant with a letter denying the permit and containing the reasons for the denial within the time period established in District regulations, or, if none exists, within the time period established either by state law, or by mutual agreement with the Commissioner. For purposes of triggering the requirements of the Permit Streamlining Act, codified at Government Code Section 65920 et seq., the time periods established by the Permit Streamlining Act shall control. Any permit denial must be appealed to the District's Hearing Board in a timely manner. Nothing in this agreement is intended to limit the legal authority of the District.

C. Role of ARB and DPR

ARB shall engage in good faith communication, consultation, cooperation, and coordination with the parties regarding the prevention and control of pesticide residues that may enter the ambient air as a result of the use of methyl bromide in agricultural commodity fumigation chamber facilities. ARB shall provide technical advice or assistance to the Districts in accordance with applicable operating protocols between the ARB and the California Air Pollution Control Officers Association (CAPCOA). DPR shall engage in good faith communication, consultation, cooperation, and coordination with the parties regarding the prevention and control of pesticide residues that may enter the ambient air as a result of the use of methyl bromide in agricultural commodity fumigation chamber facilities. DPR shall provide direction and technical advice or assistance to the Commissioners. DPR has prepared suggested permit conditions for methyl bromide commodity fumigation in chambers which establish a means of regulating the use of methyl bromide to avoid unacceptable human exposure.

IV. Consultation and Dispute Resolutions

This MOU is intended to facilitate communication, consultation, cooperation, and coordination among the parties with respect to the air quality impacts of pesticide residues that may result from the use of methyl bromide in agricultural commodity fumigation chamber facilities.

The parties agree that success in achieving the objectives of the MOU is critically dependent upon regular exchanges of scientific information and technical data, including data from ambient air monitoring for methyl bromide residues from commodity fumigation chambers, so that permit conditions will be based on scientific data. Toward this end, such regular exchanges shall occur and informal communication is encouraged at the staff level. The parties agree to meet and confer in good faith and in a timely manner in the event of a dispute between or among any of the parties regarding the terms of this MOU or the performance of any party pursuant to it.

V. Term of MOU

Recognizing that all situations cannot be foreseen, additional agreements or amendments to this MOU may be necessary in the future. However, this MOU

shall remain in effect until terminated by ARB, DPR, the Districts acting through CAPCOA, or the Commissioners acting through the County Agricultural Commissioners Association (CACA) by written notification to each of the other parties. It is the intent of the parties that termination shall not occur unless the terminating party has established that another of the parties has breached a material condition of the MOU and that the matter cannot be otherwise resolved. It is further agreed that the MOU shall be interpreted in accordance with the Act as in effect at the time of this agreement.

By:


South Coast Air Quality Management District

Dated: 11/6/96


County Agricultural Commissioners

Dated: 9/3/96

APPROVED AS TO FORM
DATE 8-14-96
PETER M. GREENWALD
DISTRICT COUNSEL, SCAQMD

APPROVED AS TO FORM
DE WITT W. OLINTON, County Counsel

BY 
DEPUTY

**MEMORANDUM OF UNDERSTANDING
BETWEEN

THE OZONE SECRETARIAT
OF THE UNITED NATIONS ENVIRONMENT PROGRAMME

AND

THE FOOD AND AGRICULTURE ORGANIZATION OF THE UNITED NATIONS
ON BEHALF OF
THE SECRETARIAT OF THE INTERNATIONAL PLANT PROTECTION
CONVENTION

ON COLLABORATION
ON ISSUES RELATED TO METHYL BROMIDE**

This Memorandum of Understanding (hereinafter referred to as the "MOU") is concluded between:

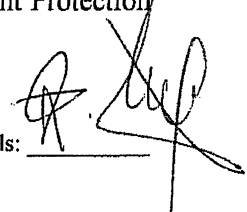
The Food and Agriculture Organization of the United Nations (hereinafter referred to as "FAO")
on behalf of the Secretariat of the International Plant Protection Convention
(hereinafter referred to as "the IPPC Secretariat")

and

The United Nations Environment Programme (UNEP) represented by the Ozone Secretariat
(hereinafter jointly referred to as the "Parties")

I. BACKGROUND

1. Methyl bromide as a fumigant is an important tool for the control of some pests and diseases, particularly quarantine pests of plants and plant-derived materials. In some cases, the quarantine use of methyl bromide is critical for preventing spread of plant pests that could have huge economic or environmental consequences. However, methyl bromide is also a potent ozone-depleting gas. For these reasons, methyl bromide is of particular concern in two multilateral agreements: the Montreal Protocol on Substances that Deplete the Ozone Layer (Montreal Protocol) and the International Plant Protection Convention (IPPC).

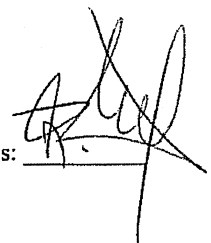
Parties' Initials: 

The Montreal Protocol on Substances that Deplete the Ozone Layer

2. The Montreal Protocol aims “to protect the ozone layer by taking precautionary measures to control equitably total global emissions of substances that deplete it, with the ultimate objective of their elimination on the basis of developments in scientific knowledge, taking into account technical and economic considerations and bearing in mind the developmental needs of developing countries”. Typically, this is achieved through agreed controls on production and consumption of all ozone-depleting substances.
3. Methyl bromide was recognized as an ozone-depleting substance under the Montreal Protocol and control measures for the chemical was included in the Copenhagen Amendment, in 1992, under Article 2H of the Protocol. Agreed control measures required Parties to the Protocol to phase out the production and consumption of methyl bromide by 1 January 2005 for developed countries and by 1 January 2015 for developing countries. Most countries that use methyl bromide are Parties to the Copenhagen Amendment.
4. Three categories of methyl bromide use are exempted from phase-out under the control measures: (i) use as a chemical feedstock; (ii) use that the Parties to the Protocol deem ‘critical’ under Decision IX/6 of the Ninth Meeting of the Parties subsequent to complete phase out; and (iii) use for quarantine and pre-shipment (QPS). The Parties to the Protocol are required to provide the Ozone Secretariat statistical data on the annual amount of methyl bromide used for QPS purposes. Through a number of decisions taken over the years, Parties are also urged to implement procedures to monitor the uses of methyl bromide for QPS purposes by commodity and quantity.

The International Plant Protection Convention

5. The IPPC is a multilateral treaty, established under Article XIV of the Constitution of the Food and Agriculture Organization of the United Nations (FAO), which aims at cooperating on plant protection and health. First drafted in 1929, it entered into force in 1952 and has since been amended twice. The first amendment to the IPPC (1979) came into force in 1991 and the second (1997) in 2005. The IPPC is deposited with FAO and is implemented through the cooperation of Contracting Parties and regional plant protection organizations. FAO established the IPPC Secretariat in 1992. As of March 2012, the IPPC has 177 Contracting Parties. Article I, paragraph 1 of the IPPC defines its purpose as “...securing common and effective action to prevent the spread and introduction of pests of plants and plant products.”

A large, stylized handwritten signature or set of initials, possibly representing a group of parties, written over a horizontal line.

6. The IPPC plays a prominent role in the Agreement on the Application of Sanitary and Phytosanitary Measures (SPS Agreement) of the World Trade Organization (WTO). Its role is to encourage international harmonization through the development of international standards for phytosanitary measures (ISPMs) to help ensure that phytosanitary measures are not used as unjustified barriers to trade. The latest amendment to the IPPC (1997) reflects its contemporary role, particularly with respect to its relationship with the SPS Agreement, and addresses cooperation and exchange of information toward the objective of global harmonization and the establishment and use of ISPMs.
7. In the past, several contracting parties to the IPPC had raised concerns about replacing or reducing the use of methyl bromide as a phytosanitary measure. In 2006, an Expert Working Group on Alternatives to Methyl Bromide met to develop recommendations on the use of methyl bromide and, in 2008, recommendations were presented to the governing body of the IPPC -the Commission on Phytosanitary Measures (CPM). The recommendations were adopted as the CPM Recommendation: "Replacement or reduction of the use of methyl bromide as a phytosanitary measure"¹. The Recommendation encourages Contracting Parties to put a strategy in place to reduce the use of methyl bromide for phytosanitary measures or reduce emissions of methyl bromide. The following areas for possible action were included:
 - replacing methyl bromide use
 - reducing methyl bromide use
 - physically reducing methyl bromide emissions
 - accurately recording methyl bromide use for phytosanitary measures.

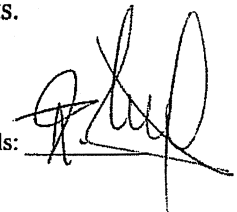
As a result, the Parties have decided to enter into the present MOU in order to facilitate the implementation of the above Recommendation within the scope of the Parties' respective regulations, rules and policies.

II. SCOPE OF COOPERATION

The Parties have agreed to cooperate as follows:

8. Within the framework of the Montreal Protocol and the IPPC, encourage national level officials and other stakeholders to cooperate and coordinate more closely to (i) ensure the objectives of both treaties are met when domestic actions are undertaken in relation to methyl bromide use for QPS purposes, and to (ii) develop positions for future decisions to be taken by parties of either agreement.
9. Encourage the parties to the Montreal Protocol and the parties to the IPPC respectively to gather data and information on quantities of methyl bromide used for QPS purposes by individual application; identify if there are feasible and approved alternatives for any of those applications; and report such data and information to the Secretariats.

¹ Report of the CPM-3 (2008), Appendix 6



10. Encourage the parties to the Montreal Protocol and the parties to the IPPC respectively to develop alternatives in QPS applications when methyl bromide fumigation is the only phytosanitary measure specified.
11. Encourage the parties to the Montreal Protocol and the parties to the IPPC respectively to (i) use alternatives in situations where methyl bromide and an alternative are both recommended for a particular quarantine treatment; and (ii) develop a statement of preference or other guidance for the non-methyl bromide alternative.
12. Promote the best fumigation practice in quarantine treatments with methyl bromide with emphasis on more efficient methyl bromide use and minimized emissions, while maintaining phytosanitary effectiveness.
13. Encourage the parties to the Montreal Protocol and the parties to the IPPC respectively the use of methyl bromide recovery and recycling technology, when technically and economically feasible, to reduce emissions of methyl bromide from quarantine treatments without alternatives, until such alternatives are available.
14. Promote and facilitate collaboration between the Montreal Protocol and the IPPC through joint participation of technical experts in the technical panels and committees of both treaties, such as the Methyl Bromide Technical Options Committee, the Technical Panel on Phytosanitary Treatments and the Expert Working Group on Alternatives to Methyl Bromide, to enhance communication and advice consistent with the aims of both agreements.
15. Exchange information and documentation with a view to maximize efficiency and effectiveness in advancing the mutual aims of the treaties, minimizing duplication of effort, and facilitating the national level coordination and consultation among relevant stakeholders. Such information includes: (i) reports and documents from the relevant technical bodies; and (ii) development and review of the methyl bromide related standards.

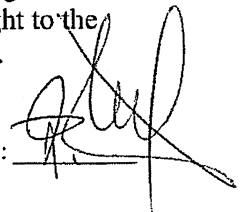
VI. GENERAL PROVISIONS

16. Nothing in this MOU or in any document or arrangement relating thereto, shall be construed as constituting a waiver of privileges or immunities of FAO or UNEP.

VII. SETTLEMENT OF DISPUTES

17. Any dispute between the Parties concerning the interpretation and the execution of this MOU, or any document or arrangement relating thereto, shall be settled by negotiation between the Parties. Any differences that may not be so settled shall be brought to the attention of the Executive Heads of the respective Parties, for final resolution.

Parties' Initials: _____



VIII. ENTRY INTO FORCE AND DURATION

18. This MOU shall enter into force upon signature by the representatives of the Parties and shall be valid for a period of five years. The Parties may jointly agree to extend such duration if they deem it necessary.

IX. AMENDMENTS

19. This MOU may be modified by the written mutual consent of the Parties, in accordance with their respective rules and regulations. Such amendments shall enter into force on the date of the last signature.
20. This MOU represents the complete understanding between the Parties and supersedes all prior MOUs, communications and representations, whether oral or written, concerning the subject matter of this MOU.
21. Any Annex to this MOU will be considered an integral part of this MOU. References to this MOU will be construed as including any Annexes, as varied or amended in accordance with the terms of this MOU.

X. TERMINATION

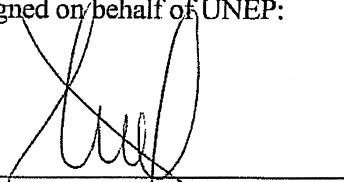
22. This MOU may be terminated by either of the two Parties upon sixty days written notice given to the other Party, provided that termination shall become effective with respect to any ongoing activities and projects only with the concurrence of both Parties.

Signed on behalf of FAO:



Yukio Yokoi
Secretary,
International Plant Protection
Convention,
Food and Agriculture Organization of
the United Nations,
Viale delle Terme di Caracalla, 00153
Rome, Italy

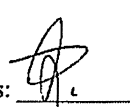
Signed on behalf of UNEP:



Marco A. Gonzalez
Executive Secretary,
Ozone Secretariat,
P.O. Box 30552,
Nairobi, Kenya

Date: 14 November 2012

Date: 14 NOVEMBER 2012

Parties' Initials: 



COUNTY OF LOS ANGELES

Department of
Agricultural Commissioner/
Weights and Measures12300 Lower Azusa Road
Arcadia, California 91006-5872
<http://acwm.co.la.ca.us>Kurt E. Floren
Agricultural Commissioner/
Director of Weights and MeasuresRobert G. Atkins
Chief Deputy

FAX COVER SHEET

TO: JAY CHEN DATE: 8/8/06
AQMDFAX NO: (909) 396-3855 TEL NO: (909) 396-2664FROM: Adrian Zavala - Agricultural/Weights & Measures Inspector IIIAgricultural Commissioner/Weights and Measures Department
Environment Protection Bureau
Pesticide Regulation/Pest Detection and Eradication Divisions
24320 Narbonne Ave. Lomita, CA 90717
FAX: (310)326-8862 TELEPHONE: (310)534-2770TOTAL PAGES: 21 (Including this cover sheet)COMMENTS: Here are those permits, complete with
"Final Permit Conditions". Please call at
your convenience: (310) 534-2770Thanks AJWe are sending from a Sharp FO-3450T Facsimile System. Please call us at above
mentioned number if the transmission you receive is incomplete or illegible



COUNTY OF LOS ANGELES
Agricultural Commissioner/Weights and Measures Department
Pesticide Regulation Division (298)
PR-ENT-125 (Rev. 7/92)

APPLICATION - RESTRICTED MATERIALS PERMIT

NON-AG

☐ FOR POSSESSION ONLY

SGR

PERMITTEE Global Pest Management

PERMIT NO. 19-06-1946694



PERMITTEE ADDRESS

11202 Buell St Downey

CITY

ZIP

90241

PHONE

(310) 877-5276

TYPE OF PERMIT

☒ SEASONAL ☐ JOB

EXPIRATION DATE

12/31/06

☐ PRIVATE APPLICATOR

☐ STRUCTURAL PCO

☒ AGRICULTURAL PCO

☐ COMMERCIAL APPLICATOR

☐ NONE - SITE PERMIT ONLY

NOTICE OF INTENT REQUIRED ☒ MUST BE SUBMITTED AT LEAST 24 HOURS PRIOR TO APPLICATION. METHOD: FAX (626) 443-6652

A. PESTICIDES/PESTS

1. METHYL BROMIDE

HILARY RAMOS

QL 3363 A.L

JOSEPH RAMOS

QL 3363 39653 A.B

2. ALUMINUM PHOSPHIDE

12/31/07

12/31/07

3. _____

9.

15.

4. _____

10.

16.

5. _____

11.

17.

6. _____

12.

18.

B. LOCATION

SEC TOWN RING MAP ID

COMMODITY

ACRES/ UNITS

PESTICIDES

PESTS

F¹

M¹

RATE

DILUTION/ VOLUME

APPL

DATE/ TURNING

1. Various locations within

Various

1

Application for Pests

F F

PER

LABEL

PER

12/31/07

2. Los Angeles County

2

↓

F F

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↓

↓

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↓

3. 2350 W. 1st St. Los Berr

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4. _____

1.

1.

5. _____

1.

1.

6. _____

1.

1.

7. _____

1.

1.

POO NAME ADDRESS PHONE POO NAME

PHONE

PHONE

C. JUSTIFICATION FOR NON-AG USE: Commodities treatment for quarantine pests

D. CONDITIONS:

1. Comply with methyl bromide fumal permit conditions

2. Comply with supplemental conditions

The Food and Ag. Code requires that the county ag. inspection conduct an application inspection of each non-ag permit holder using a restricted material at least once a year. We solicit your voluntary cooperation and request that you schedule one application inspection with your area inspection.

I understand that this permit does not relieve me from liability for any damage to persons or property caused by the use of these pesticides. I waive any claim of liability or damages against the County Department of Agriculture based on the issuance of this permit. I further understand that this permit may be revoked when pesticides are used in conflict with the manufacturer's labeling or in violation of applicable laws, regulations and specific conditions of this permit. I authorize inspection at all reasonable times and whenever an emergency exists, by the Department of Pesticide Regulation or the County Department of Agriculture of all areas treated or to be treated, storage facilities for pesticides and equipment used or to be used in the treatment.

Lobbyist Ordinance: I am familiar with the requirements of Los Angeles County's Lobbyist Ordinance No. 930034.

*Formulation: L-Liquid B-Bait D-Dust
F-Fumigant G-Granules
WP-Weetable Powder O-Other
**Method: A-Air Gr-Ground
I-Fumigation O-Other

PERMIT APPLICANT

Hilary Ramos

SIGNATURE

Hilary Ramos

TITLE

Owner

DATE

12/30/05

☒ RESTRICTED MATERIAL PERMIT IS HEREBY GRANTED FOR THE ABOVE MATERIALS.

☐ APPLICATION DENIED.

DISTRIBUTION: WHITE & YELLOW - COUNTY; PINK - PERMITTEE

BY

Adrian Juan Zava

DATE

12/30/05

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

GENERAL INFORMATION

Fumigation Site: GLOBAL PEST MANAGEMENT
Address: 2350 W. 17th ST City: LONG BEACH Zip: 90813
Contact Person: HILARY RAMOS Phone: (562) 983-7115
Pest Control Business: GLOBAL PEST MANAGEMENT Permit Number: 19-06-94669A
Address: SAME City: SAME Zip: SAME
Contact Person: SAME Phone: SAME

I VERIFY THAT THE ATTACHED PERMIT CONDITIONS WILL BE FOLLOWED

Permit Applicant: Hilary Ramos Date: 12/30/05

FINAL PERMIT CONDITIONSMethyl Bromide
Commodity Fumigation**GENERAL CONDITIONS**Methyl Bromide Limits
Special Site Requirements**1: Maximum
Application Rate**

Work Site Plan B.1

A maximum application rate of 8 pounds per 1000 cubic feet or the rate specified by the label may be used, whichever is less.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

See page 7 for possible additional restrictions to comply with the buffer zones.

**2: Total Methyl
Bromide**

Work Site Plan B.2

The total amount of methyl bromide per work site must not exceed 1000 pounds in a 24-hour period.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

See page 7 for possible additional restrictions to comply with the buffer zones.

**3: Other Types of
Applications**

Work Site Plan B.3

No other types of methyl bromide applications (e.g. field, greenhouse, potting soil, structural) can occur at the work site for the preceding 48 hours or the following 24 hours of a commodity application.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

**4: Enclosed Area
and Common
Walls**

Work Site Plan B.4 & 5

The following types of fumigations are prohibited:

- those inside an enclosed area with people present
- enclosures which share a common wall with another enclosed area with people present

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

FINAL PERMIT CONDITIONS**Methyl Bromide
Commodity Fumigation****GENERAL CONDITIONS****Fumigation Equipment and
Introduction****5: Outside
Introduction**

Work Site Plan B.6

Application from outside the enclosure through a closed system is required. Releasing methyl bromide from inside the enclosure is prohibited.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

**6: Gas-tight
Fumigant Lines**

Work Site Plan B.7

All fumigant lines must be gas-tight. Fumigant lines, valves, fittings, etc. which are routinely adjusted or changed must be checked for leaks after each adjustment.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

**7: Test Equipment
Seals**

Work Site Plan B.8

The enclosure must be sealed where instrument sampling lines pass through enclosure walls.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

**8: Test Equipment
Exhaust**

Work Site Plan B.9

Exhaust from sampling equipment must be vented away from people and to outside air or back into the enclosure.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

GENERAL CONDITIONS

Fumigation Equipment and
Introduction

9: Fumigant Line Purge

Work Site Plan B.10

When introducing methyl bromide from an enclosed control room, applicators must use nitrogen gas or compressed air to purge fumigant lines prior to changing cylinders.

- ☐ Complies
☒ Does Not Apply
☐ Alternative: _____

10: Control Room Ventilation

Work Site Plan B.11

Enclosed control rooms must be mechanically ventilated during fumigation if workers are present.

- ☐ Complies
☒ Does Not Apply
☐ Alternative: _____

11: Control Room Storage

Work Site Plan B.12

Methyl bromide cylinders must not be stored inside enclosed control rooms.

- ☐ Complies
☒ Does Not Apply
☐ Alternative: _____

FINAL PERMIT CONDITIONSMethyl Bromide
Commodity Fumigation**GENERAL CONDITIONS**Storage Requirements
Documentation Requirements**16: Enclosed
Storage Areas**Work Site Plan
B.17 & B.18

Methyl bromide concentrations in enclosed areas (i.e. buildings, warehouses, silos, etc.) where fumigated commodities are stored must be less than 5 ppm before persons may enter. Testing of the air concentration must be done according to approved procedures. No individual may be inside the enclosed area for more than one hour in a 24-hour period.

- ☐ Complies
☒ Does Not Apply
☐ Alternative: _____

17: Work Site Plan

The enclosure operator and/or pest control business must complete or revise a Work Site Plan before receiving a permit.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

**18: Test Results
Documentation**

Work Site Plan B.19

The enclosure operator must keep records of all test results for 2 years and make them available to the County Agricultural Commissioner and workers upon request.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

FINAL PERMIT CONDITIONS

Methyl Bromide

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

GENERAL CONDITIONS

Aeration Requirements

12: Aeration Initiation

Work Site Plan B.13

Persons who initiate aeration by manually breaking a seal must wear a self-contained breathing apparatus (SCBA). Exception: enclosures for which aeration is initiated remotely, such as chambers.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

13: Aeration During Daylight

Work Site Plan D.3

Aeration must be initiated during daylight hours. Exception: Enclosures which aerate using an exhaust stack meeting the standard height requirements may exhaust at any time.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

14: Minimum Aeration Times

Work Site Plan
B.14 & B.15

Enclosures must be aerated for the following minimum duration:
a. 4 hours if mechanically ventilated using fans, or
b. 12 hours if passively ventilated

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

15: Testing Aeration Completeness

Work Site Plan B.16

The concentration of methyl bromide in the air spaces between the stacked commodity must be less than 5 ppm before the commodity can be moved from the enclosure. Testing of this air space must be done according to approved procedures.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

15(a): Aeration shall commence at time of lowest work activity.

- ☒ Complies
☐ Does not apply

15(b): Aeration for vacuum chambers requires four air washes except when:
1. Fumigated commodities removed from the chamber are directly loaded for transport and/or;
2. Fumigated commodities are not stored in an enclosed area where employees are present.

☐ Complies
☐ Does not apply



Kurt E. Floren
Agricultural Commissioner/
Director of Weights and Measures

COUNTY OF LOS ANGELES

**Department of
Agricultural Commissioner/
Weights and Measures**

12300 Lower Azusa Road
Arcadia, California 91006-5872
<http://acwm.co.la.ca.us>

Robert G. Atkins
Chief Deputy

FAX COVER SHEET

TO: Jay Chen DATE: 8/8/06
AQMD

FAX NO: (909) 396-3855 TEL NO: (909) 396-2064
FROM: Adrian Zavala - Agricultural/Weights & Measures Inspector III

Agricultural Commissioner/Weights and Measures Department
Environment Protection Bureau
Pesticide Regulation/Pest Detection and Eradication Divisions
24320 Narbonne Ave. Lomita, CA 90717
FAX: (310)326-8862 TELEPHONE: (310)534-2770

TOTAL PAGES: 2 (Including this cover sheet)

COMMENTS: Sorry this sheet belongs to the
Global Pest Management Permit. It should
be page # 7, after the "General Conditions" Portion.

03

We are sending from a Sharp FO-3450T Facsimile System. Please call us at above mentioned number if the transmission you receive is incomplete or illegible

**Protecting Consumers and the Environment Since 1881
To Enrich Lives Through Effective and Caring Service**

08/08/2006 10:00AM

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

SPECIFIC CONDITIONS

This part needs to be completed for each enclosure.

Enclosure Identification/Description: Tarpaulin

(check one)

Work Site Plan C.1 - 11

- ☐ A1 - Pressure Tested/Standard Height Stack
☐ A2 - Pressure Tested/Minimum Stack
☐ A3 - Pressure Tested/No Stack
☒ B1 - Retention Tested or Untested/Standard Height Stack
☐ B2 - Retention Tested or Untested/Minimum Stack
☐ B3 - Retention Tested or Untested/No Stack

Ancillary Buffer Zone Requirements:

Maximum
Application Rate:4 lbs / 1000 cu ft

Maximum

Fumigated Volume: 45,000 cu ftTreatment
Duration:2 hrs

Other Enclosures

Which May Be

Used Within 24 hrs:

none

19: Treatment Zone

Work Site Plan C.12 - 20

A treatment zone of 30 feet must be established around the enclosure during the fumigation treatment period. Only persons supervising and performing fumigation activities are permitted in the treatment zone during the treatment period. A separate treatment zone of N/A feet for workers may be used.

20: Aeration Zone

Work Site Plan C.12 - 20

An aeration zone of 10 feet must be maintained around an enclosure during the first portion of the aeration period. Only persons supervising and performing fumigation activities are permitted in the aeration zone. The aeration zone must remain in place for the first four hours of aeration or until the exhaust concentration is less than 5 ppm.

21: Vertical Stack
Exhaust

Work Site Plan D.1, D.2

The stack must be vented vertically to the outside air. When exhausting, the top of the stack must be free of overhead obstructions.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

SPECIFIC CONDITIONS

22: A distance of _____ feet must be maintained between fumigated containers

☐ Complies

☒ Does not apply

23: A maximum of _____ containers may be fumigated in a 24 hour period

☐ Complies

☒ Does not apply

24: No transit through treatment zone exceeding 30 cumulative minutes in a 24 hour period

☒ Complies

☐ Does not apply

** 25: Operation of this equipment shall be conducted in accordance with all data and specifications submitted with the application under which this permit is issued unless otherwise noted below.

26: This equipment shall be properly maintained and kept in good operating condition at all times.

27: Not more than 180 pounds of methyl bromide shall be used in the fumigation enclosure at this facility in any one day.

28: Not more than 20,000 pounds of methyl bromide shall be used in the fumigation enclosure at this facility in any one year.

29: Records for the facility shall be kept and maintained, and shall include the daily, monthly and yearly methyl bromide usage, in pounds, by the fumigation process. All records shall be kept for at least two years and made available to district personnel upon request.

** Permit conditions 25 thru 29 established by South Coast Air Quality Management District, Diamond Bar, Ca.



Kurt E. Floren
Agricultural Commissioner/
Director of Weights and Measures

COUNTY OF LOS ANGELES

Department of
Agricultural Commissioner/
Weights and Measures

12300 Lower Azusa Road
Arcadia, California 91006-5872
<http://acwm.co.la.ca.us>

Robert G. Atkins
Chief Deputy

SUPPLEMENTAL CONDITIONS FOR THE USE OF RESTRICTED MATERIALS PURSUANT TO PERMIT NO. 14-06-194669A

☐ Phenoxy Herbicides

1. No application shall be made or continued when there is a reasonable possibility of contamination of nontarget crops, persons, animals, public or private property.
2. Treated areas shall not be entered until spray has dried, unless a longer reentry interval is required by the label.
3. A 24 hour notice of intent is required for the following uses: agricultural, schools, public areas.
4. No aerial applications unless inspector is present on site (except Antelope Valley with prior approval).

☐ Oxydemeton-methyl (Metasystox-R)

1. A closed system which meets DPR's closed system criteria shall be used by employees who are mixing, loading and transferring liquid formulations containing Metasystox-R regardless of the signal word on the pesticide.
2. Applications of MetasystoxR to ornamental landscape trees and shrubs must be made by trunk injection or soil injection methods only.
3. Metasystox-R cannot be applied within a greenhouse.
4. Unauthorized persons shall not have access to unattended Metasystox-R injectors.
5. Section 6793 of Title 3 of the Calif. Code of Regulations must be followed when employees handle.

☐ Strychnine for Rodent Control

1. All bait must be placed below ground.
2. Strychnine shall not be used on playgrounds or picnic areas when the public is present.
3. In any endangered vertebrate species habitat area, including Mojave Ground Squirrel and California Condor, all use must be supervised by personnel who have had training approved by the County Agricultural Commissioner.

☐ Sulfotepp

1. Post signs at all entries; seal and lock greenhouse.
2. Ventilate properly before entry.

☐ Aldicarb (Temik 10G)

Note: Temik permits are for the 10G only, 15G requires additional conditions.

1. Post signs and hold treated plants off sale for 4 weeks.
2. Each notice of intent to apply Temik shall be accompanied by a copy of the written recommendation of a licensed PCA.

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To Enrich Lives Through Effective and Caring Service**

☒ Aluminum Phosphide

1. All applications for rodent control shall not be made within 15 feet of occupied structures.
2. A certified applicator must be present at the application site.

☐ Avitrol

1. Approval by the County Agricultural Commissioner must be obtained prior to use in areas within 1/4 mile of residential properties.
2. Bait must be placed in bait stations, unless prebaiting or previous applications have shown that stations are ineffective.
3. Only whole corn may be used for pigeon control.
4. Non-target species
 - a. The applicator must observe the site after application and must check it twice daily (AM & PM) to determine that non-target species are not taking the bait.
 - b. If non-target birds are found, the bait must be removed immediately.
5. All dead birds must be removed daily.
6. All remaining bait must be removed at the end of the exposure period.
7. A 48 hour notice of intent is required before baiting.

☐ Endosulfan (Thiodan)

1. No aerial application of endosulfan are permitted.
2. Do not apply endosulfan to fields during irrigation or if rainfall is forecast within 48 hours.
3. Do not allow runoff due to irrigation or rainfall from treated areas.

☐ Fenamiphos (Nemacur)

1. Fenamiphos shall not be used to treat residential or institutional lawns or public recreation areas other than golf courses.
2. Fenamiphos shall not be applied with a knapsack or similar equipment that is placed on the applicator's body.
3. Fenamiphos shall be watered in immediately after it is applied with a minimum of 1/2 inch of water. Water shall not be allowed to run off treated area.
4. Unprotected persons shall not enter treated areas for 24 hours.

☐ Paraquat (Gramoxone)

Persons working as applicators or flaggers (except applicators working in an enclosed cab or flaggers working in an enclosed vehicle) shall wear a dust/mist respirator approved by MSHA/NIOSH (number prefix TC-84-A).

☐ Other _____

Metam Sodium, Methyl Bromide, Mevinphos, Telone and Trigard require additional supplemental conditions.

I HAVE READ AND AGREE TO COMPLY WITH THE ABOVE MARKED CONDITIONS.

x William Hanks Global Pest 12/30/05
Signature of Permittee Company Date



COUNTY OF LOS ANGELES
Agricultural Commissioner/Weights and Measures Department
Pesticide Regulation Division (2/98)
PR-ENF-125 (Rev. 7/92)

APPLICATION - RESTRICTED PESTICIDE PERMIT

STEVEDORIO SERVICES
OF AMERICA

PERMIT NO. 14-06-195251A

☐ FOR POSSESSION ONLY

☒ FOR POSSESSION AND USE

PERMITTEE ADDRESS

CITY

ZIP

PHONE

TYPE OF PERMIT

EXPIRATION

2200 MIAMI ST

SAN PEDRO

90733

(310) 833-9606

SEASONAL ☐ JOB ☐ DATE 12/31/06

DATE 12/31/06

☐ PRIVATE APPLICATOR

☐ STRUCTURAL PCO

☐ AGRICULTURAL PCO

☐ COMMERCIAL APPLICATOR

☒ NONE - SITE PERMIT ONLY

NOTICE OF INTENT REQUIRED ☒ MUST BE SUBMITTED AT LEAST 24 HOURS PRIOR TO APPLICATION. METHOD: FAX (626) 447-6652

A. PESTICIDES/PESTS

1. METHYL BROMIDE

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FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

GENERAL INFORMATION

Fumigation Site: Stevedoring Services of America - Berths -Address: 2200 Miner St. City: San Pedro Zip: 90733Contact Person: BRIAN KALMAN Phone: (310) 833 96061 Pest Control Business: Ay-Fume Services Permit Number: _____Address: 9714 E Washburn Rd City: Downey Zip: 90241Contact Person: Miguel Cea Phone: (562) 803-02542 Harbor Pest Control
6160 Fairmount Ave, Suite A
San Diego 92126
Bill Henselmeier (619) 584-8155

I VERIFY THAT THE ATTACHED PERMIT CONDITIONS WILL BE FOLLOWED

Permit Applicant: [Signature] Date: DEC. 7, 2005

1 Miguel Cea AyFume Serv. Inc. 12-07-05

2 William Henselmeier Harbor Pest Control. 12-09-05

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

GENERAL CONDITIONS

Fumigation Equipment and
Introduction5: Outside
Introduction

Work Site Plan B.6

Application from outside the enclosure through a closed system is required. Releasing methyl bromide from inside the enclosure is prohibited.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

6: Gas-tight
Fumigant Lines

Work Site Plan B.7

All fumigant lines must be gas-tight. Fumigant lines, valves, fittings, etc. which are routinely adjusted or changed must be checked for leaks after each adjustment.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

7: Test Equipment
Seals

Work Site Plan B.8

The enclosure must be sealed where instrument sampling lines pass through enclosure walls.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

8: Test Equipment
Exhaust

Work Site Plan B.9

Exhaust from sampling equipment must be vented away from people and to outside air or back into the enclosure.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

GENERAL CONDITIONS

Fumigation Equipment and
Introduction9: Fumigant Line
Purge

Work Site Plan B.10

When introducing methyl bromide from an enclosed control room, applicators must use nitrogen gas or compressed air to purge fumigant lines prior to changing cylinders.

- ☐ Complies
☒ Does Not Apply
☐ Alternative: _____

10: Control Room
Ventilation

Work Site Plan B.11

Enclosed control rooms must be mechanically ventilated during fumigation if workers are present.

- ☐ Complies
☒ Does Not Apply
☐ Alternative: _____

11: Control Room
Storage

Work Site Plan B.12

Methyl bromide cylinders must not be stored inside enclosed control rooms.

- ☐ Complies
☒ Does Not Apply
☐ Alternative: _____

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

GENERAL CONDITIONS

Aeration Requirements

12: Aeration Initiation

Work Site Plan B.13

Persons who initiate aeration by manually breaking a seal must wear a self-contained breathing apparatus (SCBA). Exception: enclosures for which aeration is initiated remotely, such as chambers.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

13: Aeration During Daylight

Work Site Plan D.3

Aeration must be initiated during daylight hours. Exception: Enclosures which aerate using an exhaust stack meeting the standard height requirements may exhaust at any time.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

14: Minimum Aeration Times

Work Site Plan
B.14 & B.15

Enclosures must be aerated for the following minimum duration:
a. 4 hours if mechanically ventilated using fans, or
b. 12 hours if passively ventilated

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

15: Testing Aeration Completeness

Work Site Plan B.16

The concentration of methyl bromide in the air spaces between the stacked commodity must be less than 5 ppm before the commodity can be moved from the enclosure. Testing of this air space must be done according to approved procedures.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

15(a): Aeration shall commence at time of lowest work activity.

- ☒ Complies
☐ Does not apply

15(b): Aeration for vacuum chambers requires four air washes except when:

1. Fumigated commodities removed from the chamber are directly loaded for transport and/or;
2. Fumigated commodities are not stored in an enclosed area where employees are present.

FINAL PERMIT CONDITIONS
Methyl Bromide
Commodity Fumigation

GENERAL CONDITIONS
Storage Requirements
Documentation Requirements

**16: Enclosed
Storage Areas**

Work Site Plan
B.17 & B.18

Methyl bromide concentrations in enclosed areas (i.e. buildings, warehouses, silos, etc.) where fumigated commodities are stored must be less than 5 ppm before persons may enter. Testing of the concentration must be done according to approved procedures. No individual may be inside the enclosed area for more than one hour a 24-hour period.

- ☐ Complies
☒ Does Not Apply
☐ Alternative: _____

17: Work Site Plan

The enclosure operator and/or pest control business must complete or revise a Work Site Plan before receiving a permit.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

**18: Test Results
Documentation**

Work Site Plan B.19

The enclosure operator must keep records of all test results for 2 years and make them available to the County Agricultural Commissioner and workers upon request.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

SPECIFIC CONDITIONS

*This part needs to be completed for each enclosure.*Enclosure Identification/Description: Taped Enclosure (Flare Gids 142)
(check one)

Work Site Plan C.1 - 11

- ☐ A1 - Pressure Tested/Standard Height Stack
☐ A2 - Pressure Tested/Minimum Stack
☐ A3 - Pressure Tested/No Stack
☒ B1 - Retention Tested or Untested/Standard Height Stack
☐ B2 - Retention Tested or Untested/Minimum Stack
☐ B3 - Retention Tested or Untested/No Stack

Ancillary Buffer Zone Requirements:

Maximum
Application Rate: 4 lbs / 1000 ft.³Maximum
Fumigated Volume: 250,000 ft.³Treatment
Duration: 2 hoursOther Enclosures
Which May Be
Used Within 24 hrs: 0

19: Treatment Zone

Work Site Plan C.12 - 20

A treatment zone of 250 feet must be established around the enclosure during the fumigation treatment period. Only persons supervising and performing fumigation activities are permitted in the treatment zone during the treatment period. A separate treatment zone of N/A feet for workers may be used.

20: Aeration Zone

Work Site Plan C.12 - 20

An aeration zone of 10 feet must be maintained around an enclosure during the first portion of the aeration period. Only persons supervising and performing fumigation activities are permitted in the aeration zone. The aeration zone must remain in place for the first four hours of aeration or until the exhaust concentration is less than 5 ppm.

21: Vertical Stack
Exhaust

Work Site Plan D.1, D.2

The stack must be vented vertically to the outside air. When exhausting, the top of the stack must be free of overhead obstructions.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

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 1000 \overline{) 250,000} \\
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FINAL PERMIT CONDITIONS
Methyl Bromide,
Commodity Fumigation

GENERAL CONDITIONS
Methyl Bromide Limits
Special Site Requirements

**1: Maximum
Application Rate**
Work Site Plan B.1

A maximum application rate of 8 pounds per 1000 cubic feet or the rate specified by the label may be used, whichever is less.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

See page 7 for possible additional restrictions to comply with the buffer zones.

**2: Total Methyl
Bromide**
Work Site Plan B.2

The total amount of methyl bromide per work site must not exceed 1000 pounds in a 24-hour period.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

See page 7 for possible additional restrictions to comply with the buffer zones.

**3: Other Types of
Applications**
Work Site Plan B.3

No other types of methyl bromide applications (e.g. field, greenhouse, potting soil, structural) can occur at the work site for the preceding 48 hours or the following 24 hours of a commodity application.

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

**4: Enclosed Area
and Common
Walls**
Work Site Plan B.4 & 5

The following types of fumigations are prohibited:

- those inside an enclosed area with people present
- enclosures which share a common wall with another enclosed area with people present

- ☒ Complies
☐ Does Not Apply
☐ Alternative: _____

FINAL PERMIT CONDITIONS

Methyl Bromide
Commodity Fumigation

SPECIFIC CONDITIONS

22: A distance of N/A feet must be maintained between fumigated containers

☐ Complies☒ Does not apply

23: A maximum of N/A containers may be fumigated in a 24 hour period.

☐ Complies☒ Does not apply

24: No transit through treatment zone exceeding 30 cumulative minutes in a 24 hour period

☒ Complies☐ Does not apply