

From: Witul.Janice@epamail.epa.gov
To: [Casey Creamer](#)
Subject: Re: SPCC and Pesticides containers
Date: Thursday, September 29, 2011 5:28:06 PM

Casey - to answer your specific question:

Pesticide application equipment and related mix containers are exempt from general applicability and capacity calculation.

This equipment includes:

- ground boom applicators
- airblast sprayers,
- specialty aircraft that are used to apply measured quantities of pesticides to crops and/or soil
 - Related mix containers (mix containers are those used to mix pesticides with water and, as needed, adjuvant oils, just prior to loading into application equipment).

The exemption applies to all pesticide application equipment and related mix containers, regardless of ownership or where used

More words on the subject might be found at the following site:

<http://www.epa.gov/fedrgstr/EPA-WASTE/2008/December/Day-05/f28159.htm>

As you've noticed, storage containers are not addressed. Generally, EPA programs try to keep overlap to a minimum; since pesticides in general are regulated under FIFRA, and other programs such as Hazardous Substances may apply, the SPCC program's focus is concentrated on pesticides when crop oil or adjuvant oil is added to formulations for application (and then they're specifically exempted). But if there was a discharge of pesticide with a petroleum or oil constituent, from a storage container (=> 55 gal) into navigable water, that would be an SPCC concern. If the oil itself is stored onsite, it would be subject to SPCC requirements (if containers are 55 gallons or larger and threshold is met), until the time it is mixed with the pesticide.

Hope this helps a bit.

Janice

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From: "Casey Creamer" <casey@ccgga.org>
To: Janice Witul/R9/USEPA/US@EPA
Date: 09/29/2011 12:01 PM

Subject: SPCC and Pesticides containers

Janice,

It was nice meeting you the other day at the SPCC meetings. I do have one question that I need to clarify. The engineer that gave the presentation at both workshops indicated that pesticide containers (if they have an oil content) were to be included in the SPCC plans and quantification of the inventory. I have seen verbiage that I thought exempted pesticides from inclusion in the program. After looking at the wording again, I am a little unclear.

Can you help clarify what EPA means by the following;

“Exempt pesticide application equipment and related mix container”

Does this mean all pesticide containers?

Thanks,

Casey

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