

COPAKE LAKE – COPAKE, NY
Riparian Owner/User - Notification/ Consent Letter

Date of Notice: March 8, 2010

Dear Copake Lake Riparian Property Owners and Lake Users:

The **Copake Lake Conservation Society, Inc.** plans to continue aquatic weed and algae management at Copake Lake in 2010. Spot-treatment with an aquatic herbicide is planned to control the excessive growth of the **curlyleaf pondweed** and **Eurasian watermilfoil**. Due to re-growth and expanded cover of Eurasian watermilfoil seen in August 2009, a permit application is being filed to treat up to 50 acres with **Reward Herbicide** (active ingredient Diquat). Reward effectively controls both Eurasian watermilfoil and curlyleaf pondweed, and it is considerably less expensive than the herbicides that have been used in recent years.

In the State of New York, the following water use restrictions must be imposed following treatment with Reward herbicide:

- Do not use the treated water for **fishing , swimming, animal consumption, spraying, irrigation, or domestic purposes 14 days after treatment**.

These water use restrictions are more extensive than what is listed on the current EPA product label, but are consistent with the Section 24 (c) Special Local Need Label for use within the State of New York, to comply with rules and regulations of the Environmental Conservation Laws that date back to the 1960s and 1970s.

Treatment with Reward herbicide is tentatively scheduled for May 12, 2010, so that the required 14-day swimming restriction will end on Friday, May 27, 2010 in advance of the Memorial Day weekend.

If during the permit review process it is determined that a permit cannot be issued or that water use restrictions would be untenable, then another notice will be sent to all abutters for treatment with Aquathol K herbicide and/or Renovate 3 herbicide, which were used at Copake Lake in 2009.

Permit approval is also being sought to be prepared to treat the lake with **Copper Sulfate** algaecide to control nuisance algal blooms, if required. **Two treatments are tentatively scheduled for June 30, 2010 and July 28, 2010**. These copper sulfate algaecide treatments will only be performed if CLCS determines that they are needed. No copper sulfate algaecide treatments were performed in 2008 or 2009.

In the State of New York, the following water use restrictions must be imposed following treatment with Copper Sulfate algaecide:

- Do not **bathe, swim, water domestic animals** or use for **domestic purposes for 24 hours after treatment**

These treatments will proceed only after the **CLCS** obtains a permit for the treatment from the DEC. Prior notification of the exact dates of treatment will be provided by **posting of the lake shoreline**.

As an affected riparian owner/user, you have the right to consent or object to the restrictions of water use listed above resulting from the proposed treatments.

You have twenty-one (21) days to respond to this notice. If you wish to object to the proposed treatment(s), please file a written document stating your objection to the proposed treatment and the water use restrictions resulting from the treatment. Send your comments to the person listed below:

NYS DEC
Bureau of Pesticide Management
1150 North Westcott Road
Schenectady, NY 12306

If you would like further information about the treatment, copies of the product labels, or information on the exact dates of the pesticide application, please contact the following person:

Name of Contact Person: Marc Bellaud, Aquatic Control Technology, Inc.
Telephone Number / E-mail: (508) 865 – 1000 / MBellaud@AquaticControlTech.com
Hours Contact Person is Available: 9 a.m. – 5 p.m. weekdays

If you do not respond to this notice, your lack of response will be considered to be consent to the proposed treatment. If you have any questions on the permitting process, please contact the Department representative listed above.

Aquatic Control Technology, Inc.