

TOWN of ELLERY
PO Box 429
Bemus Point, NY 14712
(716) 386-3465

LETTER OF NOTIFICATION

Date: **March 31, 2020**

Re: **DEC Permit for the Application of aquatic herbicide ProcellaCOR EC (Florpyrauxifen-benzyl) to areas of Chautauqua Lake**

From: **The Town Ellery and the Village of Bemus Point**

The Town Ellery and the Village Bemus Point are applying for permits from the New York State Department of Environmental Conservation (NYSDEC) to apply the aquatic herbicide ProcellaCOR EC (*Florpyrauxifen-benzyl*) over a 1 to 2 day period beginning on a date between May 18-June 30, 2020 to control Eurasian watermilfoil in areas of Chautauqua Lake that border the Town's and Village's respective jurisdictions. Other Towns & Villages will also be submitting permits for treatment, as shown on the attached map. Following receipt of permit authorization, the actual proposed treatment dates will be announced. Notification of the application of the treatment will be posted at public access points on the day(s) of the application.

Water use restrictions would be in effect in certain areas of the Lake and downstream waters for the time period of the treatment PLUS the period indicated in the table below. The areas of the Lake and downstream waters to which each restriction applies are shown in the attached maps.

Water Use Restrictions

Swimming/ Bathing	Fishing	Livestock Watering	Drinking, culinary or food processing purposes	Irrigation (except turf)
No restriction	No restriction	Until herbicide concentration levels equal < 1 ppb	No restriction	Until herbicide concentration levels equal < 1 ppb

Information on water use restrictions, including herbicide concentrations and when those restrictions are lifted, will be posted on the website of each Town and Village that receives an approved permit from NYSDEC and undertakes the application of herbicides. In addition, signs will be posted around the Lake and along downstream waters notifying users of the water use restrictions. When all water restrictions are lifted, posted signs will be removed. After the treatment is completed, information on the status of the restrictions may be found on each Town's or Village's website or by contacting the Town or Village Clerks at the numbers below.

In the event that you as a riparian owner or those individuals or entities to whom you have granted legal access rights (vested riparian users), have any objections to the proposed aquatic plant management program or water use restrictions, please contact the NYSDEC at the address below within 21 days of receipt of this notice. All objections must be in writing and demonstrate that your use of water or the use of water by those in whom you have granted vested riparian rights will be

significantly adversely affected (per the NYSDEC's policy). Lack of comment will be considered consent to the treatment and water use restrictions.

Rob Freese
NYSDEC, Region 9, Bureau of Pest Management
270 Michigan Avenue
Buffalo, NY 14203

If you wish further information about the proposed program, please contact:

Town of Ellery

Rebecca Haines, Ellery Town Clerk, (716) 386-3465 ext. 200, ellertyc@windstream.net,

Village of Bemus Point

Jen Jaeger, Village of Bemus Point Clerk, (716) 386-4398, (716) 386-2334 fax

After May 1, please contact Glenn Sullivan of Solitude Lake Management at gsullivan@solitudelake.com or 908-310-8775 for exact dates of treatment for each area.

Information on the products to be applied, including the product label, may be obtained from SOLitude Lake Management at 888-480-LAKE (5253). Product labels can also be viewed online at <http://www.solitudelakemanagement.com/product-labels-new-york>.

CHAUTAUQUA LAKE - 2020 HERBICIDE TREATMENTS WATER USE RESTRICTIONS FOR CHAUTAUQUA LAKE

- Treatment Area: Irrigation and Animal Consumptions Restrictions Apply
- At least 500 feet from Treatment Area: Irrigation and Animal Consumption Restrictions Apply
- Reference Locations

