

Use Limitations, Continued

Township caps (continued)

An annual township (36 square-mile area) cap is necessary to minimize the levels of the amount of 1,3-D in the atmosphere and mitigate the potential for chronic exposure. This township cap is based on the adjusted total pounds (ATP) of 1,3-D used, which is calculated using the percentage of a.i. in different 1,3-D products.

DPR is utilizing the guidelines of the California Management Plan: 1,3-Dichloropropene. **For most townships, the current cap is 90,250 ATP per calendar year.**

When county or state borders divide the township, the ATP of 1,3-D allowed per calendar year shall be approximately proportional to the area in each political subdivision.

Prior to each application, the permittee shall consult with the registrant or the registrant's agent to ensure the proposed use does not exceed the ATP of 1,3-D applied in that township within the month or calendar year.

Exceeding the township cap

If the need for 1,3-D in a township exceeds the cap, the Director, upon request, may authorize supplemental allowances over the cap provided no significant increase in risk is created by the additional use.

Up to 180,500 ATP per calendar year is authorized, but only to the extent that use since 1995 in that township was under the annual cap. The unused allotment since 1995 will be, in effect, a "bank" that can be drawn upon.

Once the bank of unused allotment has been expended, use in a township must return to the authorized annual cap, unless the Director allows for exceptions.
