

ARTICLE 51. USE OF PESTICIDES

51.1. Definition of "Pesticides". All chemicals defined under the Massachusetts Pesticide Control Act, G.L. c. 132B, and the regulations promulgated thereunder.

51.2. Registration of Applicators. All commercial pesticide applicators operating within the Town must register with the Health Department. Prior to the application of any pesticides within the Town the applicator must provide proof of licensure for each employee who will be applying pesticides within the Town.

51.2.1. Each commercial applicator who registers with the Town shall be given one or more sticker(s) or decal(s) that indicate that the applicator is registered with the Town. The sticker or decal shall be plainly visible on the driver's side of the vehicle.

51.2.2. Each applicator who registers shall be given a copy of this bylaw and a map of the Town's Water Supply Protection Districts.

51.2.3. A fee sufficient to cover the costs of registration and decal(s) may be levied by the Health Department.

51.3. State Posting/Flagging Requirements. Commercial applicators shall fully comply with state posting and flagging requirements.

51.4. Penalties for Failure to Comply. Any commercial pesticide applicator who fails to register with the Health Department and who dispenses or uses pesticides in the Town without being registered shall be subject to a fine of fifty dollars (\$50.00) for the failure to register.

51.4.1. A second failure to register shall be punishable by a fine of two hundred dollars (\$200).

51.4.2. A subsequent failure to register shall be punishable by denial of the right to apply pesticides in the Town for one year.

51.4.3. Any commercial applicator who fails to comply with state posting and flagging requirements shall be subject to the penalties set forth in Section 51.4.