

STRICKEN AS OF 8/11/2014

Intro. Res. No. 1042-2014
Introduced by Legislator Schneiderman

Laid on Table 2/11/2014

**RESOLUTION NO. -2014, ESTABLISHING GUIDELINES
FOR THE USE OF METHOPRENE IN SUFFOLK COUNTY**

WHEREAS, the County of Suffolk, through its Vector Control Division, performs activities intended to minimize the threat of mosquito-borne infections pursuant to an approved work plan; and

WHEREAS, that work plan includes the application of the larvicide Methoprene;
and

WHEREAS, community members and environmental organizations have raised concerns regarding the use of Methoprene in estuarine environments; and

WHEREAS, the Division of Vector Control believes that some use of Methoprene may be necessary to protect the public health; and

WHEREAS, the County's Long Term Vector Control Plan limits the use of Methoprene for Stage I and II larvae, preferring the use of bacterial larvicides; and

WHEREAS, the states of Connecticut and Maine, as well as other communities throughout New England, have established guidelines to limit the use of Methoprene in marine environments; and

WHEREAS, these guidelines should be used by the County to protect the ecology of our delicate estuaries; now, therefore be it

1st RESOLVED, that Methoprene formulations may be applied in the following circumstances:

1. To treat Stage I and II mosquito larvae, Methoprene may only be aerially applied in estuaries, defined for the purpose of this Resolution as a semi-enclosed coastal water body where freshwater and saltwater meet and mix, when: 1) one or more disease threats, including, but not limited to, West Nile Virus and Eastern Equine Encephalitis, have been positively identified in local mosquito populations, or 2) bacterial larvicide treatments have been unsuccessful in limiting mosquito population numbers sampled at the wetland site;
2. To Stage III and IV mosquito larvae; and be it further

2nd RESOLVED, that the Division of Vector Control shall, prior to any use of Methoprene in estuaries, consult with the Department of Health Services Office of Ecology on the potential effects of Methoprene use on the life cycle of marine invertebrates during that time period and identify areas or time frames of special concern. Such information shall be used in making any decisions regarding the application of Methoprene and consultation may occur immediately prior to the application of Methoprene or prior to the beginning of larvicide application by the Division of Vector Control in a given year; and be it further

3rd **RESOLVED**, that the Commissioner of the Department of Health Services may waive the restrictions contained in the 1st **RESOLVED** clause of this Resolution provided that the Commissioner certifies, in writing, that failure to utilize Methoprene may result in a public health emergency; and be it further

4th **RESOLVED**, that any certification made by the Commissioner pursuant to the 3rd **RESOLVED** clause of this Resolution shall be filed with the Clerk of the Legislature no more than two business days after any application of Methoprene, and any such certification shall state with particularity the location of the application of Methoprene and the rationale for its use; and be it further

5th **RESOLVED**, that the restrictions set forth in this Resolution shall be included in all yearly Vector Control plans promulgated on or after the effective date of this Resolution; and be it further

6th **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing or routine agency administration and management, not including new programs or major reordering of priorities that may affect the environment, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date: