

Enforcement and Penalties

The Neighbor Notification Law will be enforced by the Westchester County Department of Health and the New York State Department of Environmental Conservation.

The penalties set forth for homeowners, property owners, or retailers in the Neighbor Notification Law are a maximum of:

- a written warning and educational materials for the first violation;
- a \$100 fine for the second violation;
- a \$250 fine for the third and subsequent violations.

Commercial Application violations penalties are set forth by Article 71 of ECL. There are two types of penalties, administrative and criminal, which are a fine not to exceed \$5000 (\$10000 for subsequent offenses) and/or imprisonment for a term of not more than one year.

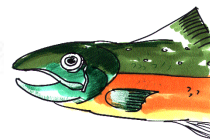
These penalties may be levied only after a hearing or opportunity to be heard.

For more information,
call the
Westchester County
Department of Health at
(914) 813-5000
or
see our website at
www.westchestergov.com/health

This brochure is intended to provide highlights of the Neighbor Notification Law. Obtain a full copy of the law to ensure you are in full compliance.

Copies can be obtained from the Westchester County Department of Health or visit our website www.westchestergov.com/health.

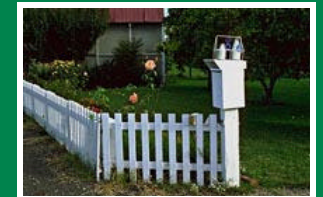
Keep Westchester Water H₂OK™



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Robert P. Astorino, Westchester County Executive

The Neighbor Notification Law



**What you need
to know about
pesticide application
to your property
or your neighbors'
property**

DEPARTMENT OF HEALTH
Cheryl Archbald, MD, MPH Acting Commissioner

The Neighbor Notification Law*

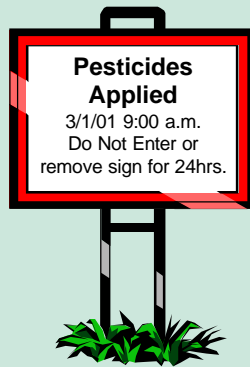
Commercial Pesticide Applicators are required to notify property owners of pesticide application to property abutting them 48 hours in advance of application.

Property Owners are required to inform the occupants of dwellings that abut the property being treated with pesticides 24 hours in advance of application.

Retailers are required to post signs close to pesticides instructing applicators to comply with the notification requirements.

Homeowners are required to post visual notification markers (signs) prior to applying pesticides to more than 100 sq. ft. of their property.

***The Neighbor Notification Law of 2000, formally known as chapter 285 of the Laws of 2000, added new provisions to Title 10 of Article 33 of Environmental Conservation Law (ECL), regarding posting of visual notification markers for residential lawn applications, posting of signs at certain retail establishments, and mandating neighbor notification of certain commercial lawn applications. The Neighbor Notification Law became effective on March 1, 2001.**



Who is required to comply with the Neighbor Notification Law?

Anyone who applies liquid or aerosol over-the-counter or commercial pesticides to ground, trees or shrubs on outdoor property must comply with the new law.

Each of the following groups has different regulations that must be followed when applying pesticides:

- Homeowners or Residential Lawn Applicators
- Owners and Owners' Agents of multiple dwellings and other occupied structures
- Retailers
- Commercial Pesticide Applicators

Specific informational brochures and copies of the Neighbor Notification regulations specific to each group are available at no charge at the following locations:

- Local Town or City Hall
- Libraries
- Westchester County Department of Health District Offices
- Westchester County Department of Health Website
www.westchestergov.com/health
- The Westchester County Department of Health, 145 Huguenot Street, New Rochelle, NY 10801 (914) 813-5000
- The Westchester County Office of Consumer Protection, 112 East Post Road, White Plains, NY 10601 (914) 995-2155

Rights of Residents in Westchester County

You are entitled to prior notification of pesticide application to properties adjacent to yours (see specific notification requirements for each group).

You can report non-compliance of the Neighbor Notification Law to the Westchester County Department of Health at (914) 813-5000. The Health Department will follow up with each and every complaint.

What is the Health Department's Responsibility in Response to Complaints?

The Westchester County Department of Health will investigate all complaints in a timely fashion.

The Health Department will take appropriate actions if violations are detected as outlined by the Neighbor Notification Law. This may include an administrative hearing and/or possible fines (*see Enforcement and Penalties*).