MAR | 6 | 1998

Mr. Richard M. Vaught
E.I. DuPont de Nemours & Co.
P.O. Box 80038
Wilmington, DE 19880-0038

Dear Mr. Vaught:

Subject: Velpar ULW DF Herbicide

EPA Registration No. 352-582

Application and Letter Dated March 5, 1998, Request To Amend Registration, Revised "Statement of Practical Treatment" Section To Be Consistent with the Current General Medical Approach for Treatment of Acute Oral

Over-Dose

The proposed revised "Statement of Practical Treatment" on the labeling of the subject pesticide product has been reviewed and found acceptable under the Federal Insecticide, Fungicide and Rodenticide Act, as amended. A stamped copy of the label is enclosed for your records.

Sincerely yours,

Joanne I. Miller Product Manager (23) Herbicide Branch Registration Divison (7505C)

Enclosure

E.Wilson: Diskette 4A: 03-16-98

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EPA Form 1320-1 (12-70)

OFFICIAL FILE COPY



### Velpar® ULW DF

### herbicide

### Soluble Granules

Active Ingredient	By Weight	
Hexazinone		
[3-cyclohexyl-6-(dimethylamino)		
-1-methyl-1,3,5-triazine-2,4(1H,3H)-dione]	75%	
Inert Ingredients	25%	
TOTAL	100%	

EPA Reg. No. 352-582

# DANGER PELIGRO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand this label, find someone to explain it to you in detail.)

### STATEMENT OF PRACTICAL TREATMENT

IF IN EYES: Hold eyelids open and flush with steady, gentle stream of water for 15 minutes. Get medical attention.

IF ON SKIN: Wash with plenty of soap and water. Get medical attention if irritation persists.

IF SWALLOWED: Call a physician or poison control center. Do not induce vomiting. Drink promptly a large quantity of milk, egg whites, gelatin solution or if these are not available, drink large quantities of water. Avoid alcohol.

**NOTE TO PHYSICIAN:** Probable mucosal damage my contraindicate the use of gastric lavage.

For medical emergencies involving this product, call toll free 1-800-441-3637.

#### PRECAUTIONARY STATEMENTS

(continued in next column)

# PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

### DANGER! CAUSES EYE DAMAGE.

Corrosive, causes irreversible eye damage. Harmful if swallowed. Do not get in eyes or on clothing. Avoid contact with skin. Wash thoroughly with soap and water after handling.

### PERSONAL PROTECTIVE EQUIPMENT

Applicators and other handlers must wear:

Long-sleeved shirt and long pants.

Shoes plus socks.

Protective eyewear.

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

### **USER SAFETY RECOMMENDATIONS**

USERS SHOULD: Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.

### **ENVIRONMENTAL HAZARDS**

Do not apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters.

The active ingredient, hexazinone, in this product is known to leach through soil into ground water under certain conditions as a result of agricultural use. Use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in ground-water contamination.

## ACCEPTED with COMMENTS In EPA Letter Dated

MAR | 6 | 1998

Under the Federal Insecticide, Fundicide, and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No.

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### **GENERAL INFORMATION**

DuPont VELPAR® ULW DF Herbicide is a special granular product that is used to control undesirable woody and herbaceous plants in reforestation and noncrop sites. It is applied dry to the soil surface in a broadcast pattern.

VELPAR ULW DF is noncorrosive to equipment.

### ENVIRONMENTAL CONDITIONS AND BIOLOGICAL ACTIVITY

Rainfall dissolves the VELPAR ULW DF granules, releasing the active ingredient (hexazinone) into the root zone, where it is absorbed during periods of vigorous plant growth. Herbicidal activity will usually appear within 3 to 4 weeks after activation by moisture. Activity may be reduced when vegetation is dormant, semidormant, or under stress. On woody plants, symptoms usually appear within 4 to 8 weeks after activation by moisture. Defoliation and subsequent refoliation may occur, but susceptible plants are killed. Results may develop slowly, and maximum effects may not be achieved until 12 to 24 months after activation.

The degree and duration of control will depend on the following:

- use rate
- · soil texture
- · pest spectrum and size at time of application
- · environmental conditions at and following treatment

### **DIRECTIONS FOR USE**

It is a violation of federal law to use this product in a manner inconsistent with its labeling.

VELPAR ULW DF should be used only in accordance with recommendations on this label or in supplemental DuPont labeling.

The correct use rates by crop and geographical area, specified on the label, and proper mixing/loading site considerations and application procedures must be followed to minimize potential for hexazinone movement into ground water. Users are encouraged to consult with their state Department of Agriculture, Extension Service, or other pesticide lead agency for information regarding soil permeability, aquifer vulnerability, and best management practices for their area.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your state or tribe, consult the agency responsible for pesticide regulation.

### **AGRICULTURAL USES**

### AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment(PPE) and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval(REI) of 24 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is:

Coveralls

Waterproof gloves

Shoes plus socks

Protective eyewear

### FORESTRY

VELPAR ULW DF is recommended for site preparation and conifer release in areas where the following crop species will be grown:

- · Loblolly pine
- Slash pine
- · Longleaf pine
- · Virginia pine
- · Shortleaf pine

### APPLICATION INFORMATION

VELPAR ULW DF is recommended for general brush control for site preparation and conifer release in forested areas. It may be applied using ground equipment, and, where 'permitted, aerial equipment. Use rates and other application information are described in the various use categories.

Dispose of the equipment washwater by applying it to a usesite listed on this label or in accordance with directions given in the "Storage and Disposal" section of this label."

VELPAR ULW DF should be applied as a broadcast treatment only.

### APPLICATION TIMING

For best results, apply in the spring after the darger of a killing frost has passed. Weeds and brush should be actively growing at application. Weed and brush control is dependent on sufficient rainfall following treatment to activate VELPAR ULW DF.

#### APPLICATION EQUIPMENT

VELPAR ULW DF can be applied using appropriately modified ground equipment or aerial equipment. A Solo® backpack equipped with a granular applicator that has been modified to handle recommended use rates is recommended (for site preparation only). For aerial application, apply the VELPAR ULW DF granules directly using the DuPont ULW Applicator by helicopter only for site preparation and release.

All application equipment should be adjusted to ensure that distribution across the treatment swath is uniform.

Thoroughly clean all traces of VELPAR ULW DF Herbicide from application equipment immediately after use. Wash equipment thoroughly with water. Dispose of the washwater in accordance with directions given in the STORAGE AND DISPOSAl section of this label.

### **USE RATES**

VELPAR ULW DF use rates for site preparation and conifer release are shown in Tables 1 and 2, respectively. The rates are based on soil texture and weed species. Use the lower rates on coarse-textured soils and soils low in organic matter; use the higher rates on fine-textured soils and on soils high in organic matter. Use the higher rates where hard-to-kill species predominate.

### TABLE 1. USE RATES FOR SITE PREPARATION

Soil Texture Description	VELPAR ULW DF (lb per acre)		
Sand,			
Loamy Sand, Sandy Loam	- 2.5 to 4		
Loam, Sandy Clay Loam, Silt Loam	4 to 5.33		
Clay Loam, Sandy Clay, Silty Clay Loam, Silty Clay, Clay	5.33 to 6.66		

### TABLE 2. USE RATES FOR CONIFER RELEASE

Soil Texture Description	VELPAR ULW DF (lb per acre)
Sand, Loamy Sand, Sandy Loam	1 to 2
Loam, Sandy Clay Loam, Silt Loam	··· 2 to 3
Clay Loam, Sandy Clay, Silty Clay Loam, Silty Clay, Clay	3 to 4

### PLANTS CONTROLLED—FORESTRY

VELPAR ULW DF controls or suppresses the following herbaceous and woody plants when applied at the rates shown in Tables 1 (site preparation) and 2 (conifer release):

#### Herbaceous Plants

Annual Bluegrass	Goldenrod*	
Barnyardgrass	Heath aster*	
Bentgrass	Horseweed*	
Catsear (false dandelion)	Orchardgrass*	
Common groundsel	Oxeye daisy	
Common ragweed	Ryegrass	
Curly dock*	Smartweed	
Dandelion*	Velvetgrass	
Fescue*	Wild carrot	
Fleabane	Willowweed*(fireweed)	
Foxtail		

### Woody Plants

American elder	Hornbeam		
Ashes* (green, white)	Mulberry		
Birch	Multiflora rose		
Blackgum*	Red maple*		
Brambles (such as blackberry dewberry, raspberry) Cherry* (black, choke)	Oaks (such as post, southern red, turkey, water and white)		
Dogwood* (flowering)	Russian olive		
Eastern red cedar*	Sumac*		
Elm	Sweetgum		
Hawthorn	Wild plum		
Hickory*	Willow		
Honeysuckle	•		

\* Partial control; use the higher rates for the soil textures indicated in Table 1 or 2.

### **USE PRECAUTIONS—FORESTRY**

- Do not cut for forage or hay nor graze domestic animals on treated areas for 60 days following application.
- On tracts of land where various soil types are present and VELPAR ULW DF rate selection is difficult, conifer damage or less-than-expected vegetation suppression may coop due to the rate differences required for various soil types.'
- Injury to or loss of desirable trees or other planes, may result if VELPAR ULW DF
  - granules drift onto desirable plants,
  - is applied on or near desirable trees or other plants, or areas where the roots may extend,
  - if equipment washwater is drained or flushed on or near desirable trees or other plants, on areas where their roots may extend, or
  - is applied in locations where the chemical may be washed or moved into contact with roots of desirable trees or other plants.

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- Following harvest, stumps and injured trees should be allowed sufficient time to adequately resprout before VEŁPAR ULW DF application.
- Where burning is desired in site preparation applications, burn only after the residual stand is completely defoliated (at least twice), allowing for sufficient root uptake of VELPAR ULW DF.
- · Do not apply to frozen soil.
- · Poor weed and brush control may result from the following:
  - use on poorly drained or marshy sites
  - applications made when the soil is saturated with water
  - applications to soils high in organic matter (greater than 5%)
  - spring applications that do not receive adequate rainfall for activation
  - uneven distribution of product across the treatment swath
- Excessive conifer injury may occur when VELPAR ULW DF is applied for release in the following situations:
  - on trees that show poor vigor, or damage by insects, disease, winter injury drought, or other stress conditions
  - on any soil containing less than 1% organic matter
  - on loamy sand or sandy loam with less than 2% organic matter
  - on conifers growing on gravelly or rocky soils, exposed subsoils or clay knobs, or sand or sandy soil with 85% or more sand
  - on southern pines outplanted less than 4 years on coarsetextured soils or less than 3 years on fine-textured soils
  - in an uneven distribution pattern of product across the treatment swath

### NON-AGRICULTURAL USES

### NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to uses of this product that are NOT within the scope of the Worker Protection Standard for agricultural pesticides (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses.

Noncrop, Industrial Brush Control, as described on this label, is not within the scope of the Worker Protection Standard.

### NONCROP, INDUSTRIAL BRUSH CONTROL

VELPAR ULW DF is recommended for the control of undesirable woody plants in noncrop sites.

### APPLICATION INFORMATION

VELPAR ULW DF is recommended for general brush control in noncrop areas such as railroads, highways, utility and pipeline rights-of-way, petroleum tank farms, storage areas, industrial plant sites, and other similar areas.

VELPAR ULW DF should be applied as a broadcast treatment using ground application only.

### **APPLICATION TIMING**

Apply VELPAR ULW DF from late winter through summer, from pre-budbreak through periods of active growth, when adequate rainfall can be expected for activation. In areas where the soil remains frozen during the winter, and spring rains are usually inadequate for soil activation, a fall or winter treatment may be applied before the soil freezes.

### APPLICATION EQUIPMENT

VELPAR ULW DF should be applied using appropriately modified ground equipment only. A Solo® backpack equipped with a granular applicator that has been modified to handle prescribed use rates is recommended.

All application equipment should be adjusted to ensure that distribution across the treatment swath is uniform.

Thoroughly clean all traces of VELPAR ULW DF Herbicide from application equipment immediately after use. Wash equipment thoroughly with water.

### **USE RATES**

VELPAR ULW DF use rates for woody plants are shown in Plants Controlled—Noncrop. Use the lower rates on coarse-textured soils and soils low in organic matter; use the higher rates on fine-textured soils and on soils high in organic matter.

### PLANTS CONTROLLED—NONCROP

VELPAR ULW DF controls or suppresses the following woody plants when applied at the rates shown:

### 5 1/3 to 10 2/3 lb per acre

Alder	Hackberry	Persimmon*
American elm	Hawthorn	Privet*
Ash*	Hazel	Red maple*
Aspen	Hickory*	Sassafrass*
Balsam poplar	Huisache	Small soapweed
Black cherry	Juniper	Snowbrush
Blackgum*	Lotebush	Sourwood*
Birch	Locust	Sumac
Catclaw acacia	Manzanita	Sweet bay
Chinaberry*	Mesquite	Sweet gum
Chinese eIm	Mulberry	Whitebrush
Chinese tallow*	Multiflora rose	Whitehorn,
Deerbrush	Myrtle , , , , , ,	Wild plum
Dogwood	Oaks ; ;	Willow
Eastern red cedar*	Osage orange [ * * ]	Yellow poplar*
* Difficult to control	- > >	<b>,,,,,</b>
	* * * * *	,,,,
3 2/3 to 5 1/3 lb per	acre	3 32
		3 1 3 3
Brazilian pepper	ì	** *

### **USE PRECAUTIONS—NONCROP**

- Do not use on lawns, walks, driveways, tennis courts, or similar residential areas.
- Do not cut for forage or hay nor graze domestic animals on treated areas for 60 days following application. For rates above 8 lb per acre, do not cut for forage or hay nor graze domestic animals for 1 year.
- Injury to or loss of desirable trees or other plants may result if VELPAR ULW DF
  - granules drift onto desirable plants,
  - is applied on or near desirable trees or other plants, or areas where the roots may extend,
  - if equipment washwater is drained or flushed on or near desirable trees or other plants, on areas where their roots may extend, or
  - is applied in locations where the chemical may be washed or moved into contact with roots of desirable trees or other plants.
- Following mechanical cutting or clearing, stumps and injured trees should be allowed sufficient time to adequately resprout before VELPAR ULW DF application.
- · Poor brush control may result from the following:
  - use on poorly drained sites
  - applications made when the soil is saturated with water
  - applications to soils high in organic matter (greater than 5%)
  - applications that do not receive adequate rainfall for activation
  - uneven distribution of product across the treatment swath
  - treatment of target plants that are under stress
- · Do not use on frozen soils.
- Do not use on soil with 85% or more sand and less than 1% organic matter.

### STORAGE AND DISPOSAL

STORAGE: Store product in original container only. Do not contaminate water, other pesticides, fertilizer, food or feed in storage.

**PRODUCT DISPOSAL:** Do not contaminate water, food or feed by disposal. Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Triple rinse (or equivalent) the container. Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

**NOTICE TO BUYER:** Purchase of this material does not confer any rights under patents of countries outside of the United States.



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### LIMITATION OF WARRANTY AND LIABILITY

NOTICE: Read This Limitation of Warranty and Liability Before Buying or Using This Product. If the Terms Are Not Acceptable, Return the Product at Once, Unopened, and the Purchase Price Will Be Refunded.

It is impossible to eliminate all risks associated with the use of this product. Such risks arise from weather conditions, soil factors, off target movement, unconventional farming techniques, presence of other materials, the manner of use or application, or other unknown factors, all of which are beyond the control of DuPont. These risks can cause: ineffectiveness of the product; crop injury, or, injury to non-target crops or plants.

DuPont does not agree to be an insurer of these risks. WHEN YOU BUY OR USE THIS PRODUCT, YOU AGREE TO ACCEPT THESE RISKS.

DuPont warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for the purpose stated in the Directions for Use, subject to the inherent risks described above, when used in accordance with the Directions for Use under normal conditions.

DUPONT MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR OF MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

IN NO EVENT SHALL DUPONT OR SELLER BE LIABLE FOR ANY INCIDENTAL, CONSEQUENTIAL OR SPECIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. BUYER'S OR USER'S BARGAINED-FOR EXPECTATION IS CROP PROTECTION. THE EXCLUSIVE REMEDY OF THE USER OR BUYER AND THE EXCLUSIVE LIABILITY OF DUPONT OR SELLER, FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY OR CONTRACT, NEGLIGENCE, TORT OR STRICT LIABILITY), WHETHER FROM FAILURE TO PERFORM OR INJURY TO CROPS OR OTHER PLANTS, AND RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT, OR AT THE ELECTION OF DUPONT OR SELLER, THE REPLACEMENT OF THE PRODUCT.

DuPont or its Ag Retailer must have prompt notice of any claim so that an immediate inspection of buyer's or user's growing crops can be made. Buyer and all users shall promptly notify DuPont or a DuPont Ag Retailer of any claims, whether based on contract, ttegligence, strict liability, other tort or otherwise or be barred from any remedy.

This Limitation of Warranty and Liability may not be amended by any oral or written agreement.