

Certificate of Compliance Minnesota Workers' Compensation Law

PRINT IN INK or TYPE.

Minnesota Statutes, Section 176.182 requires every state and local licensing agency to withhold the issuance or renewal of a license or permit to operate a business or engage in any activity in Minnesota until the applicant presents acceptable evidence of compliance with the workers' compensation insurance coverage requirement of Minnesota Statutes, Chapter 176. The required workers' compensation insurance information is the name of the insurance company, the policy number, and the dates of coverage, or the permit to self-insure. If the required information is not provided or is falsely stated, it shall result in a \$2,000 penalty assessed against the applicant by the commissioner of the Department of Labor and Industry.

A valid workers' compensation policy must be kept in effect at all times by employers as required by law.

BUSINESS NAME (Individual name only if no company name used)	LICENSE OR PERMIT NO (if applicable)
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DBA (doing business as name) (if applicable)

BUSINESS ADDRESS (PO Box must include street address)	CITY	STATE	ZIP CODE
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YOUR LICENSE OR CERTIFICATE WILL NOT BE ISSUED WITHOUT THE FOLLOWING INFORMATION. You must complete number 1, 2 or 3 below.

NUMBER 1 COMPLETE THIS PORTION IF YOU ARE INSURED:

INSURANCE COMPANY NAME (not the insurance agent)

WORKERS' COMPENSATION INSURANCE POLICY NO.	EFFECTIVE DATE	EXPIRATION DATE
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NUMBER 2 COMPLETE THIS PORTION IF SELF-INSURED:

I have attached a copy of the permit to self-insure.

NUMBER 3 COMPLETE THIS PORTION IF EXEMPT:

I am not required to have workers' compensation insurance coverage because:

- I have no employees.
- I have employees but they are not covered by the workers' compensation law. (See Minn. Stat. § 176.041 for a list of excluded employees.) Explain why your employees are not covered: _____
- Other: _____

ALL APPLICANTS COMPLETE THIS PORTION:

I certify that the information provided on this form is accurate and complete. If I am signing on behalf of a business, I certify that I am authorized to sign on behalf of the business.

APPLICANT SIGNATURE (mandatory)	TITLE	DATE
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NOTE: If your Workers' Compensation policy is cancelled within the license or permit period, you must notify the agency who issued the license or permit by resubmitting this form.
This material can be made available in different forms, such as large print, Braille or on a tape. To request, call 1-800-342-5354 (DIAL-DLI) Voice or TDD (651) 297-4198.

FERTILIZER APPLICATOR LICENSE APPLICATION

I have read and understand the purpose and the intent of Ordinance No. 96-11 and agree to comply with all its parts. I further understand the specific standards established by this ordinance for fertilizer content and its time of application within the City of New Hope.

Applicant: _____ Date: _____

Signature: _____

Business Name: _____

Include the following items with your application:

- license application renewal form(s).
- proof of insurance.
- copy of state licenses (company license and applicator license).
- payment of fees--\$100 license fee (includes one vehicle); \$25 for each additional vehicle.
- material safety data sheets of all fertilizer products intended to use.
- time schedule for application of lawn fertilizer and identification of weather conditions acceptable for lawn fertilizer application.
- Certification of Minnesota Tax Identification Number.

Submit to:

City of New Hope
Attention: Business License Clerk
4401 Xylon Avenue North
New Hope, MN 55428

Phone (763) 531-5100
FAX (763) 531-5136

Sec. 8-32. Lawn fertilizer application control.

(a) *Purpose.* The city has conducted studies and has reviewed existing data to determine the current and projected water quality of various lakes and ponds within its community. The data indicates that water quality may be maintained and improved if the city is able to regulate the amount of lawn fertilizer and other chemicals entering the lakes and ponds as a result of storm water runoff or other causes. The purpose of section 8-32, et. al. is to define regulations which will aid the city in managing and protecting its water resources which are enjoyed by its residents and other users.

(b) *Regulations for commercial lawn fertilizer applicators.*

(1) License required. No person, firm, corporation or franchise shall engage in the business of commercial lawn fertilizer applicator within the city unless a license has been obtained from the city manager or a designee as provided herein.

(2) License application procedure. Applications for a commercial lawn fertilizer applicator license shall be submitted to the city manager or a designee. The application shall consist of the following:

a. *Application form.* Application forms shall be provided by the city and shall include the following instructions:

1. Name, address and telephone number of applicant and any individuals authorized to represent the applicant.
2. Description of lawn fertilizer formula proposed to be applied on lawns within the city.
3. A time schedule for application of lawn fertilizer and identification of weather conditions acceptable for lawn fertilizer application.

b. *Product material safety data sheet.* A copy of material safety data sheet, including product chemical analysis of the intended lawn fertilizer, shall be submitted to the city along with the initial application for a license, and, thereafter, at least seven days before fertilizer composition changes are implemented.

c. *Minnesota State licenses.* A copy of all licenses required of the applicant by the state regarding the application of pesticides and fertilizers.

d. *License fee.* The license fee is established in chapter 14 of the New Hope City Code. The license shall expire on the thirty-first day of December. The license fee shall not be prorated.

(3) Conditions of license. Commercial lawn fertilizer applicator licenses shall be issued subject to the following conditions which shall be specified on the license form:

(4) License application procedure. Applications for a commercial lawn fertilizer applicator license shall be submitted to the city manager or a designee. The application shall consist of the following:

a. *Random sampling.* Commercial lawn fertilizer applicators shall permit the city to sample any commercial lawn fertilizer applications to be applied within the city at any time after issuance of the initial license.

b. *Possession of license.* The commercial lawn fertilizer license, or a copy thereof, shall be in the possession of any party employed by the commercial lawn fertilizer applicator when making lawn fertilizer applications within the city.

c. *Possession of product material safety data sheet.* A copy of product material data safety sheet of the lawn fertilizer used shall be in the possession of any party employed by the commercial lawn fertilizer applicator when making lawn fertilizer applications within the city.

d. *State regulations.* Licensee shall comply with the provisions of the Minnesota Fertilizer and Soil Conditioner Law as contained in Minn. Stat. §§ 17.711 through and including 17.729 and amendments thereof. The licensee shall also comply with the provisions of the pesticide control as contained in the Minn. Stat. ch. 18B.

(c) *General regulations.*

(1) Time of application. Neither commercial applicators or noncommercial applicators may apply lawn fertilizer when the ground is frozen or when conditions exist which will promote or create runoffs. All applicators shall provide the New Hope City Clerk with 24 hour verbal notice in advance of any applications within the city. The notice must include the approximate times and locations where the applications are intended to be made.

- (2) Sample analysis cost. The cost of analyzing fertilizer samples taken from commercial applicators shall be paid by the commercial applicators if the sample analysis indicates that phosphorus content exceeds the levels authorized herein.
- (3) Fertilizer content. No person, firm, corporation, franchise, or a commercial or noncommercial applicator, including a homeowner and renter, shall apply any lawn fertilizer, liquid or granular, within the city which contains any amount of phosphorus or other compound containing phosphorus, such as phosphate, except:
- a. The naturally occurring phosphorus in unadulterated natural or organic fertilizing products such as yard waste compost
 - b. Or as otherwise provided in subsection 8-32(d).
- (4) Impervious surfaces and drainage ways. No person shall apply fertilizer to impervious surfaces, areas within drainage ditches, or waterways.
- (5) Buffer zone. Fertilizers and pesticides shall not be applied:
- a. To any established natural buffer zones as outlined in city wetland ordinance
 - b. Below the ordinary high water lines as established by the Minnesota Department of Natural Resources; or
 - c. Within 50 feet of any wetland or water resource.
- (6) Warning signs for pesticide application. All commercial or noncommercial lawn fertilizer applicators who apply pesticides to turf areas must post or affix warning signs on the property where the pesticides are applied. The warning signs shall comply with the following criteria and contain the following information:
- a. The warning signs must project at least 18 inches above the top of the grass line. The warning signs must be of a material that is rain resistant for at least a eight-hour period and must remain in place up to 48 hours from the time of initial application.
 - b. The following information must be printed on the warning signs in contrasting colors and capitalized letters measuring at least one-half, or in another format approved by the Minnesota Commissioner of Agriculture. The signs must provide the following information:
 1. The name of the business, entity, or person applying the pesticide; and
 2. The following language: "This area chemically treated. Keep children and pets off until (date of safe entry)" or a universally accepted symbol and text approved by the Minnesota Commissioner of Agriculture as recognized as having the same meaning or intent as specified in this subparagraph. The warning signs may include the name of the pesticide used.
 - c. The warning sign must be posted on a lawn or yard between two feet and five feet from the sidewalk or street. For parks, golf courses, athletic fields, playgrounds, or other similar recreational property, the warning signs must be posted immediately adjacent to areas within the property where pesticides have been applied and at or near the entrances to the property.
- (d) *Exemption to phosphorus prohibition/notice.* The limitation pertaining to quantity of phosphorus shall not apply to:
- (1) Newly established or developed turf and lawn areas during first growing season; or
 - (2) Turf and lawn areas which soil tests confirm are below phosphorus levels established by the University of Minnesota Extension Services. The lawn fertilizer application shall not contain an amount of phosphorus exceeding the amount of phosphorus and the appropriate application rate recommended in the soil test evaluation.

Phosphorus applied as lawn fertilizer pursuant to the aforementioned exemptions shall be watered into the soil where it is immobilized and generally protected from loss by runoff.

Any person, firm, corporation, franchise or commercial or noncommercial applicator, including a homeowner or renter, shall notify the city at least 24 hours prior to applying lawn fertilizer containing phosphorus of the reason for using fertilizer containing phosphorus and the amount of phosphorus contained in the lawn fertilizer to be applied.

- (e) *Penalty.* Any person violating subsections 8-32(a) through 8-32(d) shall be guilty of a petty misdemeanor. The city may revoke a commercial applicator's license for repeat violations of subsections 8-32(a) through 8-32(d). (Ord. No. 96-11; Ord. No. 99-09)