

City of Portland

September 10, 2025 LMAC Waiver Committee Agenda



Wednesday, September 10, 2025 at 11:00 AM The INSERT_COMMITTEE_NAME will conduct this meeting remotely via Zoom. Allow your computer to install the free Zoom app to get the best meeting experience. If you are not able to attend, a recording will be available in the [Agenda Center](#) following the meeting.

<https://portlandmaine-gov.zoom.us/j/85886599311?pwd=4L9h6VSF67WUZ7xZHegY4lYjW8QkFO.1>

1. Waiver Committee Deliberation and Decision Regarding Application To Apply Pesticides at 23 Danforth St
 - a. Waiver Request
2. Adjournment



LANDCARE ORDINANCE WAIVER APPLICATION
Landcare Management Advisory Committee (LMAC)

APPLICANT INFORMATION

Applicant Name: Donna L Schwartz - Owner & Landady of the property @23 Danforth St, Portland, 04101

Address: 85 Clinton St, Portland, ME 04103

Email Address: <dlshrs@maine.rr.com>

Telephone Number: (207) 775-3374

Submission Date: 8/25/25

I am a: Resident Landlord Business Municipality Landscape company

Are you a licensed commercial applicator? Yes No

REASON FOR REQUESTING THE USE OF A PROHIBITED FERTILIZER OR PESTICIDE:

- Is an emergency and threatens the public health and safety
- For the control of invasive plants that pose a threat to the environment (*For a list of Maine Invasive Plants visit: http://www.maine.gov/dacf/mnap/features/invasive_plants/inv sheets.htm*)
- Required to protect buildings or structures from damage
- Using a synthetic fertilizer on performance turf or for new development, with one or more the following conditions:
 - I. The soil temperature is less than 55 degrees Fahrenheit and reasonable grounds exist to justify fertilizer use at that location and at that time;
 - II. The turf is experiencing high stress due to high use and must be ready for high performance play when the sports season(s) begin; or
 - III. A suitable organic product that meets the nutrient needs of the soil as specified in a soil test is unavailable.

Making the right pest identification is important and can be difficult. Resources for pest identification are available at: <http://www.maine.gov/dacf/php/gotpests/invasive-pests.htm>. NOTE: Applications for poisonous plants such as poison ivy, pests of significant health importance such as ticks and mosquitos, and destructive pests such as carpenter ants and termites are exempted under the ordinance. No waiver is necessary to address these pests.

*** Please provide a detailed account of the problem you would like to address with the proposed fertilizer or pesticide application. Include photos of the problem/pest and of the extent of the problem (this may be number of pests or area covered):**

Address: 23 Danforth St, Portland, ME 04101 - 1799 Nat Hist Landmark Bld - 2nd oldest brick bldg after The Longfellow Museum

1st restoration project in Portland back in the late 60's early 70's - neighbors Wright Ryan failed to remediate the bamboo on their property which then took over mine and is threatening my historic brick and granite foundation along w/the sea wall in the right side corner facing.

SORRY HAVING ONLINE PROBLEMS W/THIS FORMAT - I TYPE AND THE LINES OF WORDS DISAPPEAR!? NOT USER FRIENDLY!?

*Problem
Page 2 w/online
format!?*

*** What steps did you take to evaluate alternative methods to the proposed fertilizer or pesticide application, including but not limited to, non-fertilizer/pesticide management tactics, minimum risk fertilizers or pesticides, non-synthetic fertilizers or pesticides, and selecting the minimum amount of the least toxic, most effective fertilizer or pesticide necessary.**

The City told me to reach out to the only two vendors in Portland that will even consider doing bamboo remediation .

Others I spoke to will have nothing whatsoever to do w/it considering all the red tape involved -

Davey Tree is the only concern willing to tackle the problem, however, it shld be done once & right and complete.

I have hi maintenance historic properties and can't afford to deal with this several times over again plus it shld have been handled by my so-called neighbors

PROJECT INFORMATION

What are you treating? Turf Shrubs Trees Invasive Weeds

Address of proposed application: 23 Danforth St, Portland, ME 04101

Please attach a map of the proposed application area (*this may be a sketch, however it should be to scale and include property boundaries, structures, and water bodies*).

Is this application within 75ft. of a waterbody? Yes No

Proposed fertilizer or pesticide:

Garlon 4 Ultra

Amount to be applied: 2-3 gallons

Method of application: Liquid Granular Injection/systemic Cut stem treatment

Proposed timing(s)/frequency of use: Two applications.

Proposed date of application: September

Please provide a detailed management plan for your proposed application, including how you will minimize the impact of this application on abutting properties and, to the maximum extent possible, ensure that the grant of the waiver will not be detrimental to the public's health, safety or welfare.

NOTE: the following applications are prohibited:

- Broadcast applications: the spreading of pesticides over an entire area
- Preemptive applications: the application of pesticides as a measure against something possible, anticipated or feared, i.e., as a preventive or deterrent measure

Cut knot weed to ground level and "stump" treat or spot spray each individual plant.

The area in question is approx 7 - 10' ft in width to approx 36 - 40' ft in length - DLS

Problem w/ muni format!?

In order for the waiver to be considered, all of the fields above must be completed. For questions, please contact Troy Moon in the Sustainability Office at 207-756-8362.

Completed forms may be emailed to landcare@portlandmaine.gov, or mailed or delivered to City Hall, 389 Congress Street, Portland, ME 04101.

August 25,2025

LANDCARE ORDINANCE WAIVER APPLICATION

P #3

I'm SORRY but I found this form difficult to fill out as lines of my typing wld disappear and/or become so small no one cld ever read it - not a "user friendly format" for alot of us out here!?

* Please provide a detailed acct of the problem ...
as I was trying to convey - my bldg is a 1799 Nat Hist Landmark, 3 story, Federal Style brick bldg - the 2nd oldest after The Longfellow Museum. The first complete restoration project in Portland in the late 60's, early 70's by my husband & myself.
It's historic brick & granite foundation along w/the original sea wall (right hand side facing, corner) are presently being threatened by bamboo that my neighbor, Wright Ryan failed to remediate when they removed 2 historic, retaining granite pcs to install their own retaining walls leaving the bamboo to run amok!?

I resent having to clean up after them and spend \$ I'm hard pressed to spend on this when I have other important issues to deal with - this was of their creation, not mine!

Therefore, I'm appealing for your kind consideration in allowing me to have it done once & right and thorough - in the most efficient & cost effective way possible.

The area on question is approx 7' - 10' ft wide X 36' ft - 40' ft by length.

SORRY I did not realize you wanted photos - I can go back & take them & attempt to send - PLS just let me know ASAP!

* What steps ... I contacted the only two concerns in Portland that The City gave me - Bartlett Tree & Davey Tree - no one else I have spoken to will even go there as they say it is way too difficult to get a waiver for the use of herbicides which in the only effective way in which to rid yourself of it - otherwise, it is way too costly as a long & labor intensive process and they said that they face liable issues from The City!?

My property is a dbl lot frnt & back and side to side and Wright Ryan's parking lot is the neighbor nxt to me which created this problem to begin with - so the use of a herbicide wld be restricted - it's not in a neighborhood per se' w/lots of children and pets, etc - nor flower or vegetable gardens.