



#### **Topics for Today's Webcast**

- Overview on the need to implement better turf management including reducing the use of lawn fertilizers
- Minnesota's Fertilizer Law
- Chesapeake Bay State's
  Fertilizer laws
- Case study of reductions in river phosphorus following implementation of a municipal ordinance in Ann Arbor, Michigan



Massive Algal Bloom in the St. James River, Florida Photo by Bill Yates





#### National Scope of Nitrogen and Phosphorus Pollution

- Almost 16,000 waters are impaired by nutrient-related pollution and every state has been impacted in some way by nutrient pollution and the problem is growing
  - 101,461 miles of rivers and streams
  - 2.5 million acres of lakes and reservoirs
  - 833 square miles of bays and estuaries they exhibit eutrophication and many have harmful algal blooms
- EPA's Wadeable Streams Assessment shows that:
  - over 47% of streams have medium-to-high levels of P and
  - over 53% have medium-to-high levels of N
- Nutrient impacts reflect doubling of U.S. population over past 50 years
  - Increased construction, wastewater and food production









#### **A Few Key Facts About Turf**

- Turf grasses cover an estimated 50 million acres across the U.S. (an area about the size of the New England states) (Milesi et. al, 2005)
  - 75% of turf is in residential lawns
  - 15% of turf is in low maintenance parks
  - 10% of turf is in athletic fields and golf courses
- The rate at which fertilizer is applied to home lawns and commercial and institutional landscaping varies - depending on the level of maintenance (high or low input) and who is maintaining it.
- One study estimates that home lawns account for 70% of turf area in the Chesapeake Bay watershed, half of which is maintained as highinput turf. The remaining 30% of total turf area is public turf, of which 1/3 is estimated to be maintained as high-input turf. (Schueler, 2000)

<section-header><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item><list-item>









# Minnesota's Phosphorus Lawn Fertilizer Law

#### **Minnesota Dept of Agriculture**

Carol Durden Collie Graddick Bruce Montgomery Ron Struss

University of Minnesota Dr. Brian Horgan Dr. Carl Rosen Chisago County, Minnesota Jerry Spetzman



MPCA photo



























### Five Year Evaluation Report - 2007

- Companies were successfully manufacturing and marketing "zero P" lawn fertilizer
- 8. No changes in water quality documented
- Research needed to:
  a) quantify water quality benefits
  b) avoid possible loss of turf health
- 10. Minnesota only state regulating phosphorus lawn fertilizer



MDA photo

(Evaluation report available at: www.mda.state.mn.us/phoslaw)











Midwest P Lawn Fertilizer Laws Compared				
Aspect	Illinois	Michigan	Minnesota	Wisconsin
Year passed / enacted:	2010 / 2010	2010 / 2012	2002 / 2004	2009 / 2010
Administered by:	Dept of Ag	Dept of Ag	Dept of Ag	Dept of Ag
Applicators affected:	For hire	All	All	All
Exempted applicators:	Golf courses; Sod farms	Golf courses; Sod farms	Golf courses; Sod farms	Sod farms
When P lawn fertilizer can be applied:	Deficiency; Est. new turf; Lawn repair	Deficiency; Est. new turf	Deficiency; Est. turf	Deficiency; Est. turf
Exemption for types of manure or sewage sludge:	Yes	Yes	No	Yes
Application to paved surfaces: (All types of lawn fertilizer)	Prohibited, Clean up	Clean up	Prohibited, Clean up	Prohibited, Clean up
				37

Midwest P Lawn Fertilizer Laws Compared					
Aspect	Illinois	Michigan	Minnesota	Wisconsin	
Setbacks from water: (All types of lawn fertilizer)	3 ft to 15 ft setback	3 ft to 15 ft setback	None	None	
Restrictions on frozen and saturated soils: (All types of lawn fertilizer)	Not on frozen or saturated	Not on frozen or saturated	No restrictions	Not on frozen	
Restrictions on P lawn fertilizer sales:	No restrictions	No restrictions	No restrictions	No display; No sale if ill intent knowr	
Enforcement:	Dept of Ag; Atty General	Dept of Ag; Atty General	Local units of gov't	Dept of Ag	
Penalty amounts:	\$250 - \$1,000	\$50 - \$1,000	Varies by local unit	\$50 - \$500	
State needs to provide consumer information:	No requirement	Required	Required	No requirement	

## Conclusions

- Minnesota's phosphorus lawn fertilizer law developed over a series of events starting in 1970's
- The law has been largely "self implementing" through education and altering type of product offered for sale
- The law has effectively reduced amount of phosphorus sold in lawn fertilizers
- Industry has adapted nicely; zero-P becoming norm nationally
- No changes in water quality due to MN law documented



MPCA photo



















### **TMDL** Reductions

- \*Nitrogen Reductions Needed:
  - Md.- 10.33 million lbs. by 2020
  - Pa.- 30 million lbs. by 2025
  - Va.- 12.33 million lbs. by 2025
- \*Phosphorus Reductions Needed:
  - Md.- .58 million lbs. by 2020
  - Pa.- 1.2 million lbs. by 2025
  - Va. 1.73 million lbs. by 2025
  - •\*reduction numbers were revised by EPA in Aug. 2011







## The Process

- 1. Chesapeake Bay Commission members request draft of fertilizer legislation.
- 2. CBC convenes Stakeholder Group to get input from the beginning.
  - professional applicators, fertilizer manufacturers, golf course association, turf specialist from land grant university, environmental groups, poultry industry, homebuilders, Departments of Agriculture and Natural Resources, and the Attorney General's Office
- 3. Science driven process. Bill addresses both content and behavioral changes at the residential and commercial scale. Pre-empts local laws.

4. Link to Maryland Fertilizer Use Act of 2011 http://mlis.state.md.us/2011rs/chapters\_noln/Ch\_485\_hb0573E.pdf



#### **Content and Use Restrictions**

#### PHOSPHORUS

- No phosphorus except when specifically labeled and used for:
  - Providing nutrients as determined by a soil test
  - Establishing vegetation
  - Repairing turf

#### Except

- A natural organic or organic product containing phosphorus may be sold to commercial applicators for use on soils that test medium or low for phosphorus. Cannot apply on soils that test "optimum to excessive."
- In 2013 commercial applicators may only apply natural organics and organics that meet the low phosphorus standard of .25 lbs P/1,000 sq. ft. per application with an annual maximum of .5 lbs P/1,000 sq. feet.







#### **ESTIMATED POLLUTION REDUCTION**

**PHOSPHORUS:** 

- 3% reduction from 2009 of the phosphorus load from all sources combined which equates to
- 15% reduction of urban phosphorus runoff compared to 2009 urban loads which equates to
- 20% of the phosphorus reduction MD needs to achieve its statewide TMDL.

Nitrogen reduction is still being calculated.

The biggest reductions will likely come from the buffer areas, education on sweeping fertilizer from impervious surfaces, ban for use as de-icer and restricted application dates.

59

## Efforts in Virginia and Pennsylvania

- **Virginia** HB 1831 passed in 2011 bans phosphorus from lawn maintenance fertilizer in Va. beginning December 31, 2013.
  - Bans nitrogen in de-icer.
  - Study Group to determine correct amount of slow release nitrogen in lawn fertilizer.
  - <u>Contact Kathryn.Paxton@vdacs.gov</u>
- **Pennsylvania** Sen. Mike Brubaker, Chair of the Chesapeake Bay Commission introduced SB 1191.
- <u>http://www.legis.state.pa.us/cfdocs/billinfo/billinfo.cfm?syear=2011&sind</u> =0&body=S&type=B&BN=1191

### Actions To Reduce Runoff of Nutrients and Sediment from Lawns

- 1. If you choose grass make sure to keep it healthy.
- 2. Test soil for pH and correct deficiencies before fertilizing.
- 3. Fertilize responsibly- rates, times, methods





Reduced River Phosphorus Following Implementation of a Lawn Fertilizer Ordinance

> Prof. John T. Lehman University of Michigan Ann Arbor, MI 48109-1048 USA

Case Study of Ann Arbor, Michigan and the Huron River













Experiment:

Ann Arbor restricts the use of lawn fertilizer containing phosphate.

A watershed model predicts full compliance could reduce river P by 22%.

If real, can a change of such magnitude be detected? How hard will it be to detect?

A baseline data set existed for the Huron River, 2003-2005 (pre-ordinance)

Baseline data included multiple sites weekly or twice weekly.

Phosphorus as well as other variables were measured.

Individual measurements had precision of 5% or less.

Theory:

A 25% change in Huron River TP should be detectable within one or two years by taking weekly samples from May to September.

(Ferris and Lehman 2008, *Lake and Reservoir Management*, Vol. 24: 273-281).

73

74

#### Theory:

Pre-experiment 'natural variability' in the Huron River makes it easier to detect changes in Total P (TP) and Total Dissolved P (DP) than soluble reactive P (SRP).

That is, SRP is more variable than DP or TP in this system.





**Target Variables** (the *a priori* expectation is that these should decrease):

**TP**- Total P, both particulate and dissolved.

**DP**- Dissolved P, both organic and inorganic.

**SRP**- mainly dissolved or colloidal inorganic P.

**Non-Target Variables** (no *a priori* expectation for change):

Nitrate- a mineral nutrient.

**CDOM**- colored dissolved organic matter, mainly organic nitrogen and carbon.

**SRSi**- silica, a mineral nutrient for some algae.

77

Experimental Years = May to Sep 2008 to 2010

Sample weekly

Laboratory analytical error- less than 5%

Statistical tests- by month, 2008-2010 versus 2003-2005

#### **Results-**

No systematic changes in non-target variables.

No decreases in P at CTL site.

No decreases in point source P effluent from AAWWTP.

Yes- decreases in TP and DP at experimental sites.

79













For comparison with other sites:

From May-Sept of 2003-2005, 94 km<sup>2</sup> drainage area exported P to the Huron River at the following average rates:

SRP	0.12 g/ha/d
DP	0.38 g/ha/d

TP 1.41 g/ha/d

This is equivalent to 0.5 kg TP/ha/yr



#### **Speaker Contact Information**



Ron Struss Research Scientist, Minnesota Department of Agriculture ron.struss@state.mi.us



Bevin Buchheister Maryland Director Chesapeake Bay Commission bevinb@chesbay.us



**Dr. John Lehman** Professor of Ecology and Evolutionary Biology, University of Michigan jtlehman@umich.edu

Anne Weinberg Environmental Protection Specialist US EPA, Office of Wetlands, Oceans and Watersheds weinberg.anne@epa.gov

