



*State of Illinois*  
Department of Agriculture  
Bureau of Environmental Programs

***DECLARATION OF NUISANCE***

NOTICE IS HEREBY GIVEN by the Illinois Department of Agriculture, Bureau of Environmental Programs, pursuant to the Insect Pest and Plant Disease Act (505 ILCS 90/14) that the Illinois Department of Agriculture is declaring all plants and plant products thereof infested with the Emerald Ash Borer (*Agrilus planipennis* Fairmaire), specifically but not limited to Green ash (*Fraxinus pennsylvanica*), White ash (*Fraxinus Americana*), Black ash (*Fraxinus nigra*), as well as several horticultural varieties of ash, to be a nuisance in the State of Illinois and should be eradicated. The beetle is currently confined to portions of Kane and Cook Counties. There is currently no known treatment to control Emerald Ash Borer. Therefore, in accordance with 505 ILCS 90/15, eradication of infested trees according to Department guidelines will be required by the owner, or other persons in possession or control of the infested trees. The responsible party must remove all infested trees by the deadline and method specified by the Department. Failure of the property owner, or person in possession or control of the property to remove the infested trees will result in the tree removal by the State of Illinois and the expenses incurred by the State of Illinois shall be collected in a civil action against the person liable.

This declaration shall be effective this **19<sup>th</sup>** day of **July 2006**.



  
Charles Hartke, Director