

West Virginia Department of Agriculture

Kent A. Leonhardt, Commissioner
Joseph L. Hatton, Deputy Commissioner



November 28, 2017

Ms. Julie Robinson
Executive Director
West Virginia Nursery and Landscape Association
Post Office Box 284
Charleston, WV 25314

Dear Ms. Robinson:

Thank you for attending the public hearing on West Virginia Department of Agriculture's (WVDA) proposed legislative rule 61CSR14A "Noxious Weeds" on November 3rd in Morgantown.

The WVDA has taken into consideration the concerns of producers, nurseries, farmers, and foresters, as well as additional phone calls and complaints we have received, and have decided to allow a grace period for nurseries to sell their remaining stock of Japanese Barberry.

The WVDA continues to believe that Japanese Barberry may be a risk to our farmlands, forests, and conservation efforts. Furthermore, we will continue researching sterile cultivars, and revisit this topic again in the future.

Again, thank you for expressing your concerns regarding this issue.

Sincerely,

A handwritten signature in black ink that reads "Kent A. Leonhardt".

Kent A. Leonhardt
Commissioner

mailing address: 1900 Kanawha Blvd. East, Charleston, WV 25305-0170

physical address: 217 Gus R. Douglass Lane, Charleston, WV 25312

telephone: 304-558-3550 • fax: 304-558-2203

www.agriculture.wv.gov

West Virginia Department of Agriculture

Kent A. Leonhardt, Commissioner
Joseph L. Hatton, Deputy Commissioner



November 28, 2017

Mr. Steve Butler
Administrator
WV Farm Bureau
62 Farm Bureau Road
Buckhannon, WV 26201

Dear Mr. Butler:

Thank you for attending the public hearing on West Virginia Department of Agriculture's (WVDA) proposed legislative rule 61CSR14A "Noxious Weeds" on November 3rd in Morgantown.

The WVDA has taken into consideration the concerns of producers, nurseries, farmers, and foresters, as well as additional phone calls and complaints we have received, and have decided to allow a grace period for nurseries to sell their remaining stock of Japanese Barberry.

The WVDA continues to believe that Japanese Barberry may be a risk to our farmlands, forests, and conservation efforts. Furthermore, we will continue researching sterile cultivars, and revisit this topic again in the future.

Again, thank you for expressing your concerns regarding this issue.

Sincerely,

A handwritten signature in black ink, appearing to read "Kent A. Leonhardt".

Kent A. Leonhardt
Commissioner

mailing address: 1900 Kanawha Blvd. East, Charleston, WV 25305-0170

physical address: 217 Gus R. Douglass Lane, Charleston, WV 25312

telephone: 304-558-3550 • fax: 304-558-2203

www.agriculture.wv.gov

Steve Baker

West Virginia Farm Bureau

West Virginia speaks in favor of the listing
Japanese Beetle as a list of invasive species
for West Virginia. Concerned with its creeping in the
edge of pasture along road lines, fence lines and along
Railroad Row. It shows the same characteristics
of the Asian Olive Tuckermore Honeycreeper, as it spreads
difficult to control and we do not need the
continued spread and added cost of control
in the agriculture industry.

West Virginia Department of Agriculture

Kent A. Leonhardt, Commissioner
Joseph L. Hatton, Deputy Commissioner



November 28, 2017

Mr. Charles Sypolt
3888 Highway 5 West
Glennville, WV 26351

Dear Mr. Sypolt:

Thank you for attending the public hearing on West Virginia Department of Agriculture's (WVDA) proposed legislative rule 61CSR14A "Noxious Weeds" on November 3rd in Morgantown.

The WVDA has taken into consideration the concerns of producers, nurseries, farmers, and foresters, as well as additional phone calls and complaints we have received, and have decided to allow a grace period for nurseries to sell their remaining stock of Japanese Barberry.

The WVDA continues to believe that Japanese Barberry may be a risk to our farmlands, forests, and conservation efforts. Furthermore, we will continue researching sterile cultivars, and revisit this topic again in the future.

Again, thank you for expressing your concerns regarding this issue.

Sincerely,

Kent A. Leonhardt
Commissioner

mailing address: 1900 Kanawha Blvd. East, Charleston, WV 25305-0170
physical address: 217 Gus R. Douglass Lane, Charleston, WV 25312
telephone: 304-558-3550 • fax: 304-558-2203

www.agriculture.wv.gov

Barberry comments for Charles R. Rick "Sypolt"

Barberry has become much more prevalent on my farm in Gilmer County in the last few years.

The herbicide to control it is expensive, it is a time consuming process to apply it, and is not good for the environment or personal health. It reduces pastures.

In forested areas it can hinder fire protection efforts, reduces regeneration of desirable species, and is an obstacle to timber cruising.

In recreation, it reduces areas for recreational use and is costly and ~~expensive~~ ^{time consuming} to control.

It is a bad invasive and there is no reason to plant more of it.

Other plants have been developed for landscaping use.

West Virginia Department of Agriculture

Kent A. Leonhardt, Commissioner
Joseph L. Hatton, Deputy Commissioner



November 28, 2017

Mr. Corey Lambert
687 Springhills Road
Grafton, WV 26354

Dear Mr. Lambert:

Thank you for attending the public hearing on West Virginia Department of Agriculture's (WVDA) proposed legislative rule 61CSR14A "Noxious Weeds" on November 3rd in Morgantown.

The WVDA has taken into consideration the concerns of producers, nurseries, farmers, and foresters, as well as additional phone calls and complaints we have received, and have decided to allow a grace period for nurseries to sell their remaining stock of Japanese Barberry.

The WVDA continues to believe that Japanese Barberry may be a risk to our farmlands, forests, and conservation efforts. Furthermore, we will continue researching sterile cultivars, and revisit this topic again in the future.

Again, thank you for expressing your concerns regarding this issue.

Sincerely,

A handwritten signature in black ink that reads "Kent A. Leonhardt".

Kent A. Leonhardt
Commissioner

mailing address: 1900 Kanawha Blvd. East, Charleston, WV 25305-0170
physical address: 217 Gus R. Douglass Lane, Charleston, WV 25312
telephone: 304-558-3550 • fax: 304-558-2203

www.agriculture.wv.gov

20
Coney Lambert
WV farmer, Farm Bureau member

~~As a farmer we see a growing problem~~
As a farmer we see a growing problem
with Barberry creeping into the pastures
from the wood lines.

The plant itself is hard on tractor tires
and equipment to maintain control, with the
possibility of increased expense in repairs to
tires + equipment. It also leads to increased
use of pesticides, which add ~~an~~ unneeded
chemicals to the environment.

In Taylor County we have seen an
increase in this plant due to the rise
in housing developments in the area, with
its use in landscaping.

West Virginia Department of Agriculture

Kent A. Leonhardt, Commissioner
Joseph L. Hatton, Deputy Commissioner



November 28, 2017

Mr. H. R. Scott
WVU Extension
34 Commerce Drive
Morgantown, WV 26501

Dear Mr. Scott:

Thank you for attending the public hearing on West Virginia Department of Agriculture's (WVDA) proposed legislative rule 61CSR14A "Noxious Weeds" on November 3rd in Morgantown.

The WVDA has taken into consideration the concerns of producers, nurseries, farmers, and foresters, as well as additional phone calls and complaints we have received, and have decided to allow a grace period for nurseries to sell their remaining stock of Japanese Barberry.

The WVDA continues to believe that Japanese Barberry may be a risk to our farmlands, forests, and conservation efforts. Furthermore, we will continue researching sterile cultivars, and revisit this topic again in the future.

Again, thank you for expressing your concerns regarding this issue.

Sincerely,

Kent A. Leonhardt
Commissioner

mailing address: 1900 Kanawha Blvd. East, Charleston, WV 25305-0170

physical address: 217 Gus R. Douglass Lane, Charleston, WV 25312

telephone: 304-558-3550 • fax: 304-558-2263

www.agriculture.wv.gov

11-03-17

Noxious Weed

H. R. Scott, County Agent
Wild Extension Service

H. R. Scott

Japanese Barberry

- Several calls from local producers about the Barberry coming into their fields (pasture/meadow)
- Grows along edge of woods creating a dense thicket
- Created problems on forest harvesting sites for regrowth
- Costly to treat
- Support added Japanese Barberry to the list of Invasive plants

West Virginia Department of Agriculture

Kent A. Leonhardt, Commissioner
Joseph L. Hatton, Deputy Commissioner



November 28, 2017

Mr. Rakesh Chandran
West Virginia University Extension Weed Specialist
West Virginia University
333 Evansdale Drive
Agricultural Science Building
Morgantown, WV 26506-6108

Dear Mr. Chandran:

Thank you for attending the public hearing on West Virginia Department of Agriculture's (WVDA) proposed legislative rule 61CSR14A "Noxious Weeds" on November 3rd in Morgantown.

The WVDA has taken into consideration the concerns of producers, nurseries, farmers, and foresters, as well as additional phone calls and complaints we have received, and have decided to allow a grace period for nurseries to sell their remaining stock of Japanese Barberry.

The WVDA continues to believe that Japanese Barberry may be a risk to our farmlands, forests, and conservation efforts. Furthermore, we will continue researching sterile cultivars, and revisit this topic again in the future.

Again, thank you for expressing your concerns regarding this issue.

Sincerely,

A handwritten signature in black ink that reads "Kent A. Leonhardt".

Kent A. Leonhardt
Commissioner

mailing address: 1900 Kanawha Blvd. East, Charleston, WV 25305-0170

physical address: 217 Gus R. Douglass Lane, Charleston, WV 25312

telephone: 304-558-3550 • fax: 304-558-2203

www.agriculture.wv.gov

As the Entomologist (Weed Specialist) at WVU, I would like to point out that I am getting more and more calls in the past 2-3 years related to control of Japanese barberry as a Perennial, difficult to control weed in pasture and other agricultural lands across the state (along with certain other weeds such as common milkweed, hemp dogbane, giant head grass, and Canada thistle). If a sterile or non-invasive cultivar of this weed is available for nursery propagation, it would be good to have a provision in the legislation to be included. Otherwise the current plant materials we have in the state are considered to be invasive.

Respectfully submitted by
Felix G. Shankar

H. R. Smith (Adviser Dept
Harrison County)