

# NOTICE OF EMERGENCY TIMBER OPERATIONS FUEL HAZARD REDUCTION

FOR ADMIN. USE ONLY

STATE OF CALIFORNIA, DEPARTMENT OF FORESTRY AND FIRE PROTECTION  
NOTICE OF TIMBER OPERATIONS THAT ARE EXEMPT  
FROM TIMBER HARVESTING PLAN REQUIREMENTS RM-65 (1052.4) (11/20/08)

EM. #

Date of Receipt

Date Accepted by CAL FIRE

Date Expires

OPERATIONS CANNOT COMMENCE FOR 15 WORKING DAYS FROM DATE  
OF RECEIPT BY CAL FIRE<sup>1</sup>

TIMBER OPERATIONS VALID FOR 120 DAYS FROM DATE OF ACCEPTANCE BY CAL FIRE<sup>2</sup>

The Director of the Department of Forestry and Fire Protection is hereby notified of timber operations under the requirements of PRC § 4592 and 14 CCR §§ 1052-1052.4 to remove timber on an emergency basis. The registered professional forester (RPF) should complete items 1-7 and shall sign the declaration of emergency on page two and provide additional information. The timber owner must sign the declaration of intent to pay the yield tax in item 1.

1. TIMBER OWNER(S) OF RECORD: Name \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_ Phone \_\_\_\_\_

TIMBER TAX NOTICE: The timber Owner is responsible for payment of a yield tax and must complete the following declaration: *I declare, under penalty of perjury, that any applicable timber yield taxes will be paid, pursuant to Section 38115 of the Revenue and Taxation Code* (complete the signature below). TIMBER TAX EXEMPTION: Timber owners owe timber yield tax when they harvest trees unless the harvest is exempt (Revenue and Taxation Code sec. 38116). Some small or low value harvests may be exempt from the timber yield tax: timber removed from an operation whose value does not exceed \$3,000 within a quarter, according to BOE Harvest Value Schedules, Rule 1024. If you believe your harvest may qualify for this exemption, please complete items A, B, C, and D below. **For timber yield tax information or for assistance with these questions call 1-800-400-7115**, or write: Timber Tax Section, MIC: 60, State Board of Equalization, P.O. Box 942879, Sacramento, CA 94279-0060; or see the BOE Web Page on the Internet <http://www.boe.ca.gov>.

- A. Circle the option that most closely estimates the total volume for this harvest, in thousands of board feet (mbf - Net Scribner short log):

Under 8 mbf                      8-15 mbf                      16-25 mbf                      Over 25 mbf

- B. Estimate what percentage of timber to be removed during this harvest will be:

Redwood \_\_\_\_\_ %; Ponderosa pine/Sugar pine \_\_\_\_\_ %; Douglas-fir \_\_\_\_\_ %; Fir \_\_\_\_\_ %;

Port-Orford Cedar \_\_\_\_\_ %; Cedar (IC, WRC) \_\_\_\_\_ %; Other conifer \_\_\_\_\_ %; Other hardwood \_\_\_\_\_ %.

- C. Fuelwood over 150 cords? Yes \_\_\_\_\_ No \_\_\_\_\_. D. Christmas trees over 3,000 lineal feet? Yes \_\_\_\_\_ No \_\_\_\_\_.

SIGNATURE OF TIMBER OWNER: \_\_\_\_\_ Date \_\_\_\_\_

2. TIMBERLAND OWNER(S) OF RECORD: Name \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_ Phone \_\_\_\_\_

3. LICENSED TIMBER OPERATOR(S): Name \_\_\_\_\_ Lic. No. \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_ Phone \_\_\_\_\_

4. Describe the nature of the emergency and the need for immediate harvesting of trees. Include the specific conditions that constitute the emergency, its cause, extent, reason for the immediate commencement of timber operations, and conformance with all subsections of 14 CCR § 1052.4:

\_\_\_\_\_  
\_\_\_\_\_  
(The RPF Documentation Checklist to this notice may be used for this purpose and additional pages should be attached as appropriate.)

5. Describe the yarding system to be followed: \_\_\_\_\_

6. Provide the expected dates of commencement \_\_\_\_\_ and completion \_\_\_\_\_ of timber operations.

NOTICE OF EMERGENCY TIMBER OPERATIONS, Page Two

- Designate the legal land description of the location of the timber operation. Attach a titled USGS (if available) or equivalent topographic map(s) of scale not less than 2" to the mile, or larger scale, showing the area from which timber will be cut or removed, the legal description, roads and Class I, II, III and IV watercourses, and yarding systems if more than one will be used. It would be helpful to include a USGS 7.5 minute quadrangle or equivalent map, describe the access route to the timber operation so that it can be easily located, and/or include an assessor's parcel map for small areas.

Section	Township	Range	Base & Meridian	County	Logging Area Acreage (Estimated)	Assessors Parcel # (Optional)
_____	_____	_____	_____	_____	_____	_____

The following are limitations or requirements for timber operations conducted under a Notice of Emergency Timber Operations (Notice, Notice of Emergency, or Emergency Notice) for Fuel Hazard Reduction:

- This notice must be submitted to and received by the California Department of Forestry and Fire Protection (CAL FIRE) at one of the offices listed below. Timber operations may not commence for 15 working days after receipt by CAL FIRE unless waiting period is waived by the Director of CAL FIRE (1 Notice of Acceptance from CAL FIRE will constitute a waiver of the 15 day period.).
- 14 CCR §§ 895.1 and 1052.1 define and list emergency conditions. Citing or paraphrasing of these sections does not satisfy the requirements of § 1052.2 or 1052.4. The registered professional forester (RPF) preparing the notice must accomplish the following to substantiate the emergency: Describe the nature of the emergency and the need for immediate cutting in sufficient detail so the reason for the emergency is clear.
- Timber operations conducted under this notice must meet minimum stocking standards at the completion of operations. The timber operations shall also comply with all operational provisions of the Forest Practice Act and District Forest Practice Rules applicable to "Timber Harvesting Plan," "THP," and "plan." The requirements to submit a completion and stocking report apply. The conditions specified in 14 CCR § 1038 (b)(1)-(10) must be met or, for operations in the Lake Tahoe Basin, (f)(1) through (14) are applied.
- The RPF preparing the emergency notice must sign the declaration of emergency and the timber owner must sign the declaration of intent to pay the Timber Yield Tax (PRC § 4592).
- Timber Operations under this Notice of Emergency are valid for 120 days from date of acceptance by CAL FIRE (2except for burning operations to treat fuels in accordance with § 1052.4(d)(6) which shall be completed by April 1 of the year following fuel creation). If timber operations are to extend beyond that period, such operations must be described in an approved Timber Harvesting Plan. If there is any doubt that a timber operation will not be completed by that date, a THP should be submitted to CAL FIRE as soon as possible. There is an exception for slash burning in accordance with 14 CCR § 1052(e).
- A licensed timber operator must be designated upon submission of this notice.
- For emergency notices covering three acres or more, the RPF shall include a Confidential Archaeological Letter (CAL) with the emergency notice submitted to the Director. The CAL shall include all information required by 14 CCR § 929.1 [949.1, 969.1](c)(2), (7), (8), (9), (10) and (11), including site records, if required pursuant to 14 CCR §§ 929.1 [949.1, 969.1](g) and 929.5. The discovery of human remains requires immediate notification to appropriate agencies. 14 CCR § 929.3 [949.3, 969.3] requires notification to CAL FIRE. The area must not be further disturbed, and any area reasonably suspected to overlie adjacent human remains, until an evaluation is completed by the County Coroner pursuant to Health and Safety Code § 7050.5. If the human remains are determined to be Native American, the Native American Heritage Commission must also be notified pursuant to Public Resources Code § 5097.98.

The following suggestions may help ensure your compliance with the Forest Practice Rules:

- Timber owners, timberland owners and timber operators should obtain and review copies of the Forest Practice Rules pertaining to the Notice of Emergency. Copies may be obtained from BARCLAYS LAW PUBLISHERS, P.O. BOX 3066, SO. SAN FRANCISCO, CA. 94080. or from CAL FIRE, Forest Practice Section, P.O. BOX 944246, Sacramento, CA 94244-2460; or from CAL FIRE's Web Page on the Internet at <http://www.fire.ca.gov>.
- Contact the CAL FIRE office listed below for questions regarding the use of this notice.

FILE THIS NOTICE WITH THE CAL FIRE OFFICE BELOW FOR THE COUNTY IN WHICH THE OPERATION WILL OCCUR:

Humboldt, Del Norte, Mendocino, Sonoma, Marin, Lake, Napa, Colusa, Solano, Alameda, San Mateo, Santa Cruz, Santa Clara, Contra Costa, and western Trinity Counties.	=> 135 Ridgway Avenue => Santa Rosa, CA 95401
Siskiyou, Modoc, Shasta, eastern Trinity, Lassen, Tehama, Glenn, Butte, Sutter, Plumas, Yuba, Sierra, Nevada, and Placer Counties.	=> 6105 Airport Road => Redding, CA 96002
El Dorado, Amador, Alpine, Calaveras, Tuolumne, Mariposa, Merced, Madera, Fresno, Tulare, Kern, Stanislaus, San Benito, Monterey, King, San Joaquin, Sacramento, Ventura, Los Angeles, San Bernardino, Orange, Riverside, Inyo, Mono, San Diego and Imperial Counties.	=> 1234 East Shaw Avenue => Fresno, CA 93710

*I declare, under penalty of perjury, that an emergency exists requiring immediate timber harvesting activities within the meaning of 14 CCR §§ 1052-1052.4:*

RPF Signature: \_\_\_\_\_ Lic. No. \_\_\_\_\_ Date \_\_\_\_\_

RPF Printed Name: \_\_\_\_\_ Phone \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_