

1 **“Modified Timber Harvesting Plan Amendments, 2013”**

2 **Title 14 of the California Code of Regulations (14 CCR):**

3 **Division 1.5, Chapter 4, Subchapter 7, Article 2 – Timber Harvesting Plan**

4 **December 4th, 2012**

5 **Amend:**

6 **§ 1051(a) Modified THP**

7
8 **1051 Modified THP**

9 **a)** On an ownership of ~~400~~ 160 acres, or a quarter (¼) section or less of timberland, a
10 modified timber harvest plan may be filed by a plan submitter, providing that the
11 following conditions and mitigations are met:

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13 **(1)** No more than 70% of any existing tree canopy layer is to be harvested on
14 parcels 40 acres or less, and not more than 50% on parcels 41-~~400~~ 160 acres or a
15 quarter (¼) section. The canopy retained shall be well distributed over the harvest area.
16 Not more than 10% of the THP area shall be harvested under the rehabilitation method.
17 A sample area must be marked before submission of the THP. The sample area shall
18 include at least 10% of the area which is representative of the range of conditions
19 present in the area.

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22 **(2)** Clearcutting and shelterwood removal, as defined in 14 CCR 913.1(a)
23 [933.1(a), and 953.1(a)] shall not be used, except for legally deeded rights-of-way or
24 easements for utility purposes which are documented in the plan by the RPF by
25 reference to specific deeds or surveys.

1 **(3)** Stocking standards, specific to the silvicultural method selected, must be met
2 immediately after harvesting operations are completed.

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4 **Option 1: (4)** No heavy equipment operations on slopes greater than 50%, or on
5 areas with high or extreme erosion hazard ratings.

6 **Option 2: (4)** No heavy equipment operations on slopes greater than 50%, or on
7 areas with high or extreme erosion hazard ratings except where explained and justified
8 how the protection provided by the proposed practice complies with 14 CCR § 914 [934,
9 954].

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12 **Option:1 (5)** No construction of new skid trails on slopes over 40%.

13 **Option 2: (5)** No construction of new skid trails on slopes over 40% may occur
14 except:

15 a) on slopes of less than 50% and less than 100 feet in linear distance.

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17 **Option:1 (6)** No timber operations in Special Treatment Areas except log hauling
18 on existing roads not requiring reconstruction.

19 **Option 2:** The following operations may occur in Special Treatment Areas: log
20 hauling on existing roads not requiring reconstruction, and other operations as approved
21 by the Director where such operations are consistent with the intent and purpose of the
22 Special Treatment Area.

1 **Option:1** (7) No timber operations on slides or unstable areas.

2 **Option 2: (7)** No timber operations on slides or unstable areas may occur
3 except:

- 4 a) use of existing logging roads that do not require reconstruction;
5 b) use of skid trails that have been assessed by a professional geologist
6 prior to plan approval;
7 c) cutting of timber that has been assessed by a professional geologist
8 prior to plan approval.

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10 **(8)** New road construction is confined to ~~600~~ 960 feet and a ~~4,000~~ 1,600 foot
11 limit total of road construction and reconstruction combined.

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13 **Option 1: (9)** No heavy equipment operations within a watercourse or lake
14 protection zone, meadows, or wet areas, except for maintenance of existing roads,
15 drainage facilities or structures.

16 **Option 2: (9)** No heavy equipment operations within a watercourse or lake
17 protection zone, meadows, or wet areas, except for maintenance of existing roads,
18 drainage facilities or structures, or for watercourse crossings approved by DFG through
19 notification required under Fish and Game Code §1600.

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21 **Option 1: (10)** No listed species will be directly or indirectly adversely impacted
22 by proposed timber operations. For timber operations which potentially could adversely
23 affect a listed species or the habitat of the species, the consultation process with DFG
24 pursuant to F&GC 2090 or 2081 shall be completed before the THP is approved

25 **Option 2: (10)** No listed species will be directly or indirectly adversely impacted

1 by proposed timber operations. Except as modified herein, all other habitat protection
2 and retention requirements identified in Articles 6 and 9 of the Forest Practice Rules
3 shall apply. Where the Director has determined that timber operations as proposed are
4 likely to adversely affect a state listed species or its habitat, the consultation process
5 with DFG pursuant to California Fish & Game Code § 2081 shall be completed before
6 the MTHP may be approved.

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8 **(11)** Timber harvesting is only allowed in the WLPZ if: 1) sanitation-salvage
9 harvesting is the only silvicultural system to be used in the WLPZ and it must be in
10 compliance with 14 CCR 916.4(b) [936.4(b), 956.4(b)]; or 2) if harvesting removes no
11 more than 30% of any existing canopy layer. Harvesting under 2) above shall not occur
12 again in the WLPZ for a 10-year period following completion of the THP.

13 **(12)** No timber operations within potentially significant archaeological sites.

14 **(13)** No alternatives, exceptions, or in-lieu practices allowed for watercourse or
15 lake protection measures, standard road and landing widths, or erosion control
16 measures, except for use of existing roads within WLPZ after compliance with
17 examination, evaluation, and mitigation(s) per 14 CCR 916.4(a) [936.4(a), 956.4(a)].

18 **(14)** Winter timber operations except as conditioned by the Director to avoid
19 potential significant cumulative impacts shall be in accordance with 14 CCR 914.7 (a)
20 and (b) [934.7 (a) and (b), 954.7(a) and (b)].

21 **(15)** Harvesting will not reduce the amount of timberland occupied by late
22 succession forest stands currently greater than or equal to 5 acres in size.

23 **(16)** In addition to (1)-(15) all other rules of the Board shall apply to operations
24 specified in this section.

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1051.1 Contents of a Modified THP

A plan submitted under section 1051 above shall contain all the provisions of 14 CCR

1034 and the RPF shall:

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