

**10% DEAD, DYING, OR DISEASED TREES  
FUELWOOD OR SPLIT PRODUCTS OR REMOVAL OF SLASH &  
WOODY DEBRIS NOT LOCATED WITHIN A WLPZ EXEMPTION**

Exemption Number: \_\_\_\_\_

Date Received: \_\_\_\_\_

Date Approved: \_\_\_\_\_

Date Expires: \_\_\_\_\_

**Valid for one year from the date of receipt by CAL FIRE**

*Operations may not commence for five (5) working days from the date of the Director's receipt of the notice unless this delay is waived by the Director. If the Director does not act within five (5) working days of receipt of the notice of exemption, Timber Operations may commence per 14 CCR § 1038.1(c)(13). Timber Operations may not be conducted without a copy of the Director's notice of acceptance of the notice of exemption at the operating site, except where the Director has failed to act within the five (5) working-day review period per 14 CCR § 1038.1(c)(13)(A).*

The Director of the Department of Forestry and Fire Protection (CAL FIRE) is hereby notified of timber operations under the requirements of 14 CCR § 1038(b) to cut or remove trees that are dead, dying, or diseased, fuelwood or split products in amounts less than 10% of the average volume per acre or remove slash and woody debris not located within a Watercourse or Lake Protection Zone (WLPZ). Complete all Items on this notice, when responses do not fit in the space provided, so state, and add additional pages as necessary.

**Select the proposed type of timber operation and provide the approximate acreage (AC):**

\_\_\_\_\_ AC: Harvesting dead, dying, or diseased trees of any size in amounts less than 10 percent of the average volume per acre, where timber operations will meet the conditions listed in 14 CCR § 1038(b).

\_\_\_\_\_ AC: Harvesting fuelwood or split products in amounts less than 10 percent of the average volume per acre, where timber operations will meet the conditions listed in 14 CCR § 1038(b).

- **NOTE: Santa Cruz County harvesting for fuelwood purposes greater than three acres is limited to 45 days unless an approved plan is obtained per 14 CCR § 926.8(j).**
- **NOTE: If there is harvesting of fuelwood or split products, be aware that cut wood can be infested with harmful forest pests. Long-distance transport of infested firewood can result in the unintentional spread of these pests. Visit [www.firewood.ca.gov](http://www.firewood.ca.gov) for more information.**

\_\_\_\_\_ AC: Removal of Slash and Woody Debris not located within a WLPZ

**1. LICENSED TIMBER OPERATOR(S)** When more than one LTO is on the Plan, please provide a detailed description of timber operation responsibilities for each.

Name: \_\_\_\_\_ Lic. No.: \_\_\_\_\_ Phone: \_\_\_\_\_

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

Email: \_\_\_\_\_

Signature: (optional) \_\_\_\_\_ Date: \_\_\_\_\_

*I acknowledge the responsibilities as the Licensed Timber Operator*

**2. TIMBERLAND OWNER(S) OF RECORD**

Name: \_\_\_\_\_ Phone: \_\_\_\_\_

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

Email: \_\_\_\_\_

*I certify, under penalty of perjury, that I have read and understand the information on this form and that I am the Timberland Owner of record.*

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**3. TIMBER OWNER(S) OF RECORD**

Name: \_\_\_\_\_ Phone: \_\_\_\_\_

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

Email: \_\_\_\_\_

TIMBER TAX NOTICE: The **TIMBER OWNER** is responsible for payment of a yield tax.

For timber yield tax information or for assistance with these questions call 1-800-400-7115, or write: Timber Tax Section, MIC: 88, California Department of Tax and Fee Administration, P.O. Box 942879, Sacramento, CA 94279-0088; or see the CDTFA at <https://www.cdtfa.ca.gov>.

Some small or low-value harvests may be exempt from the Timber Yield Tax per Revenue and Taxation Code Section 38116. Timber Owners may be considered exempt if the value of the harvesting operations does not exceed \$3,000 dollars within a quarter, according to CDTFA's Timber Tax Harvest Value Schedules.

If the Timber Owner believes harvesting may be exempt (according to the timber tax exemption language above for low-value harvests) please complete the volume and species information below. Otherwise, proceed to the next item.

Final determination of tax-exempt status will be made by the Timber Tax Section of the California Department of Tax and Fee Administration.

**If the CDTFA timber tax section is to be considered a tax exemption based on projected harvest, please complete the information below.**

Select the best estimate of 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

A. Estimate the percentage of timber to be removed during this harvest: (percentages should equal 100%)

Redwood \_\_\_\_\_% Ponderosa/Sugar Pine \_\_\_\_\_% Douglas-Fir \_\_\_\_\_% Other Conifer \_\_\_\_\_%

Cedar \_\_\_\_\_% Port-Orford Cedar \_\_\_\_\_% Fir \_\_\_\_\_% Other Hardwoods \_\_\_\_\_%

B. Fuelwood over 150 cords? Yes No

C. Christmas trees over 3,000 lineal feet? Yes No

4. Is it anticipated that a tree existing before 1800 AD greater than 60 inches in diameter at stump height for Sierra or Coastal Redwoods or 48 inches in diameter at stump height for all other tree species will be harvested? [ref. 14 CCR § 1038.1(c)(15)] Yes No

**NOTE: If "Yes", refer to 14 CCR § 1038.1(c)(15)(A-C). An RPF is required to prepare an explanation and justification per 14 CCR § 1038.1(c)(15)(B)(1-3) to be included at submission unless 14 CCR § 1038.1(c)(15)(C) applies.**

5. Will timber harvesting occur within the standard width of a Watercourse or Lake Protection Zone (WLPZ)?  
Yes No

If "Yes", trees to be harvested shall be marked by, or under the supervision of, a Registered Professional Forester (RPF) prior to Timber Operations [ref. 14 CCR § 1038.1(c)(12)]. Please include the name, license number, and signature of the RPF [ref. 14 CCR § 1602.1]:

RPF Name: \_\_\_\_\_

License number: \_\_\_\_\_

Signature: \_\_\_\_\_

If "Yes", please indicate the exception permitted per 14 CCR § 1038.1(c)(12):

- Sanitation-salvage harvesting, as identified in 14 CCR § 913.3 [933.3, 953.3], shall meet the Stocking Standards of 14 CCR § 912.7 [932.7, 952.7](b)(2) immediately after completion of operations, or
- The removal of dead or Dying Trees where consistent with 14 CCR § 916.4 [936.4, 956.4](b).

6. Will Timber Operations occur in a WLPZ, or within any equipment limitation zone (ELZ) or equipment exclusion zone (EEZ) designated for Watercourse or lake protection, **within a watershed with listed anadromous salmonids**? Yes No

If "Yes", please indicate the exception(s) permitted by 14 CCR § 916.9 [936.9, 956.9](s):

- Hauling on existing roads.
- Road maintenance.
- Operations conducted for public safety.
- Construction or reconstruction of approved Watercourse crossings.
- Temporary crossings of dry Class III Watercourses that do not require notification under Fish and Game Code §1600 et seq.
- Harvesting recommended in writing by California Department of Fish and Wildlife (CDFW) to address specifically identified forest conditions (attach a copy of the written recommendation from CDFW).

7. Have significant archaeological sites been identified within the project area? Yes No

If "Yes", will operations occur within these identified archaeological sites? Yes No

**NOTE: If "Yes" please provide written concurrence from the Departments Archaeologist at the time of submission.**

**NOTE: No Timber Operations shall occur on any site that satisfies the criteria listed in 14 CCR § 895.1 for a Significant Archaeological or Historical Site except under conditions described in 14 CCR § 1038.1(c)(3)(A-C). Information may be available on sites from the Information Centers of the California Historical Resources Information System within the Department of Parks and Recreation**

8. Tentative commencement date of timber operations: \_\_\_\_\_ per 14 CCR § 1038.1(a)(5)

**NOTE: Prior to Timber Operations, the Timber Operator shall notify the Department of the actual commencement date of operations. The notification shall be directed to the appropriate CAL FIRE Unit Headquarters, Forest Practice Inspector, or other designated personnel. If the notification is provided by mail, Timber Operations may not commence until three (3) days after the postmark date of notification. 14 CCR § 1038.1(c)(14).**

9. Check all Yarding methods to be utilized per 14 CCR § 1038.2:

GROUND - BASED		CABLE		OTHER	
<input type="checkbox"/>	Tractor, including end/long lining	<input type="checkbox"/>	Cable, ground lead	<input type="checkbox"/>	Hand thinning and removing
<input type="checkbox"/>	Rubber tire skidder, forwarder	<input type="checkbox"/>	Cable, high lead	<input type="checkbox"/>	Other (describe below)
<input type="checkbox"/>	Feller buncher	<input type="checkbox"/>	Cable, skyline		
<input type="checkbox"/>	Shovel yarding				
<input type="checkbox"/>	Tethered operations				

**NOTE: If more than one method is selected these must be identified on accompanying maps.**

10. Provide the legal land description of the location of the Timber Operation [ref. 14 CCR § 1038.1(a)(4)]. Attach a USGS 7.5-minute quadrangle map or equivalent map, per 14 CCR § 1038.2 depicting:

- Boundaries of the Logging Area.
- Boundaries of any areas where Tractor Operations are proposed on areas designated for Cable Yarding.
- Location of all Roads to be used for, or potentially impacted by, timber operations.

**NOTE: Appurtenant Roads included within the logging area may be shown on a map which may be planimetric with a scale as small as one-half inch equals one mile.**

- Location of any Special Treatment Areas.
- Location of all Watercourses and Lakes with Class I, II, III, or IV waters.
- Color coding shall not be used.

Additional maps, which may be topographic or planimetric, may be used to provide additional information, to show details, and improve map clarity. **A legend shall be included indicating the meaning of the symbols used.** 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. Attach additional supporting pages as necessary.

Baseline Meridian	Township	Range	Section	County	Acreage*	Assessor's Parcel # (optional)

\*Acers are estimated and are for the Logging Area

**The following are limitations or requirements for timber operations conducted under a Notice of Exemption for Dead, Dying, or Diseased Trees of any size, Fuelwood, or Split products in amounts less than 10% of the average volume per acre, or the removal of Slash and Woody Debris not located within a WLPZ:**

1. Timber operations shall comply with all other applicable provisions of the Forest Practice Act and regulations, county general plans, zoning ordinances, State regulations and any implementing ordinances. Copies of the state rules and regulations may be found at <https://bof.fire.ca.gov/regulations/bills-statutes-rules-and-annual-california-forest-practice-rules/>
2. This notice must be submitted to and received by CAL FIRE at the appropriate office listed below prior to the commencement of timber operations. Within **Coastal Special Treatment areas** and **Marin County** the Director shall have ten calendar days from the date of receipt to accept or reject the notice of timber operations.
3. Timber Operations may not be conducted without a copy of the Director's notice of acceptance of the notice of exemption at the operating site, except where the Director has failed to act within the five (5) working day review period. 14 CCR § 1038.1(c)(13)(A)
4. 14 CCR § 1038(b) places certain limits on the harvesting of Dead, Dying, or Diseased Trees of any size, Fuelwood, or Split products in amounts less than 10% of the average volume per acre, or the removal of Slash and Woody Debris that is not located within a WLPZ. These limits need to be examined to ensure compliance.
5. 14 CCR § 1038 Timber operations conducted under this notice shall comply with all operational provisions of the Forest Practice Act and District Forest Practice Rules applicable to "Timber Harvest Plan," "THP," and "plan." The requirements to submit a completion and stocking report normally do not apply. The requirements for environmental review under the California Environmental Quality Act (See 14 CCR § 15300.1) also do not apply.

6. There are special requirements for timber operations conducted in Coastal Commission Special Treatment Areas and in counties with special rules adopted by the Board of Forestry and Fire Protection. Timber Operations shall comply with the rules associated with the specific Special Treatment Area timber operations are within. 14 CCR § 1038.1(c)(6). These rules should be reviewed prior to submitting this notice to CAL FIRE.
7. All timber operations conducted in the Lake Tahoe Region must have a valid Tahoe Basin Tree Removal Permit, as defined by TRPA, or shall be conducted under a valid TRPA memorandum of understanding when such a permit is required by TRPA. 14 CCR § 1038.1(b)(1)
8. No helicopter yarding shall be allowed. 14 CCR § 1038.1(b)(3)
9. In-lieu practices within WLPZs as specified under Article 6 of these rules, exceptions to the rules, and alternative practices are not allowed. 14 CCR § 1038
10. No Tractor or heavy equipment operations on slopes greater than 50%. 14 CCR § 1038.1(c)(5)
11. No construction of new tractor roads on slopes greater than 40%. 14 CCR § 1038.1(c)(5)
12. No Tractor or heavy equipment operations on known Unstable Areas. 14 CCR § 1038.1(c)(7)
13. No new road construction or reconstruction, as defined by 14 CCR § 895.1. 14 CCR § 1038.1(c)(8)
14. No heavy equipment operations within the standard width of a WLPZ, as defined in 14 CCR § 916.4[936.4, 956.4](b). 14 CCR § 1038.1(c)(9)
15. **No timber harvesting within the standard width of a watercourse or lake protection zone**, as defined in 14 CCR § 916.4 [936.4, 956.4](b), except sanitation-salvage harvesting, as defined in 14 CCR § 913.3 [933.3,953.3], where immediately after completion of operations, the area shall meet the stocking standards of 14 CCR § 912.7 [932.7,952.7](b)(2), or, except the removal of dead or dying trees where consistent with 14 CCR § 1038(C)(12).
16. **Trees to be harvested within a WLPZ shall be marked by, or under the supervision of, an RPF prior to timber operations.** [ref. 14 CCR § 1038.1(c)(12)]
17. **ASP watersheds** – No timber operations are allowed in a WLPZ, or within any ELZ or EEZ designated for watercourse or lake protection, under exemption notices except **(1)** Hauling on existing roads **(2)** Road maintenance **(3)** Operations conducted for public safety **(4)** Construction or reconstruction of approved watercourse crossings **(5)** Temporary crossings of dry Class III watercourses that do not require notification under Fish and Game Code §1600 et seq. **(6) Harvesting recommended in writing by CDFW to address specifically identified forest conditions.** [ref. 14 CCR § 916.9(s)]
18. Operations conducted under a Notice of Exemption are not permitted in known sites of rare, candidate, threatened, or endangered plants and animals if the sites will be disturbed, threatened, or damaged. [ref. 14 CCR § 1038.1(c)(10)]
19. No timber operations may occur within a buffer zone of a listed, or sensitive species defined by 14 CCR § 895.1. [ref. 14 CCR § 1038.1(c)(11)]
20. If any activities related to timber operations, as defined by PRC 4527, are to include any of the following activities in any river, stream, or lake, including episodic and perennial waterways, a notification to the California Department Fish and Wildlife is required pursuant to Fish and Game Code §1602: 1) A substantial alteration of the bed, bank, or channel; 2) A substantial diversion (i.e. water drafting) or obstruction of the natural flow; or 3) use of material from or deposit of material into the watercourse. Information on the Lake and Streambed Alteration Program, as well as notification forms, may be found at the following link: <https://www.wildlife.ca.gov/conservation/lsa>.
21. The requirements to submit a completion and stocking report do not normally apply. **Completion and Stocking reports are required for areas when operations occur within coast, special treatment areas, and/or Marin county.** The landowner shall submit to CAL FIRE an RM-71 Completion and Stocking report. Per PRC 4585 and PRC 4587.
22. This Notice of Exemption is valid for one year from the date of receipt by CAL FIRE.
  - **Santa Cruz County** the exemption is valid for 45 days if over 3 acres.
  - **Marin County** the exemption is valid for the calendar year of acceptance.
23. A Timber Operator with a valid state license must be designated upon submission of this notice.

**File this notice online with CalTREES (<https://caltreesplans.resources.ca.gov/caltrees/>) or send to the CAL FIRE Forest Practice Manager at the office below for the county in which the operation will occur:**

Alameda, Colusa, Contra Costa, Del Norte Humboldt, Lake, Marin, Mendocino, Napa, San Mateo, Santa Clara, Santa Cruz, Solano, Sonoma, western Trinity and Yolo Counties.	135 Ridgway Avenue Santa Rosa, CA 95401 <a href="mailto:santarosareviewteam@fire.ca.gov">santarosareviewteam@fire.ca.gov</a> (707) 576-2959
Butte, Glenn, Lassen, Modoc, Nevada, Placer, Plumas, Shasta, Sierra, Siskiyou, Sutter, Tehama, eastern Trinity and Yuba Counties.	6105 Airport Road Redding, CA 96002 <a href="mailto:reddingreviewinbox@fire.ca.gov">reddingreviewinbox@fire.ca.gov</a> (530) 224-2445
Alpine, Amador, Calaveras, El Dorado, Fresno, Imperial, Inyo, Kern, Los Angeles, Madera, Mariposa, Merced, Mono, Monterey, Orange, Riverside, San Benito, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, Stanislaus, Tuolumne, Tulare, and Ventura Counties.	1234 East Shaw Avenue Fresno, CA 93710 <a href="mailto:fresnoreviewinbox@fire.ca.gov">fresnoreviewinbox@fire.ca.gov</a> (559) 243-4107