

NOTICE OF DECISION

To:

Honorable Wade Crowfoot
Secretary of Resources
Natural Resources Agency
State of California
Sacramento, CA 94244-2460

From:

Board of Forestry and Fire Protection
P.O. Box 944246
Sacramento, CA 94244-2460

Contact: Jane Van Susteren, Regulations Coordinator, State Board of Forestry and Fire Protection, P.O. Box 944246, Sacramento, CA 94244-2460

Subject: Notice of Decision made pursuant to Section 21080.5 of the Public Resource Code (PRC), and Sections 1145 of Title 14 California Code of Regulations (CCR).

Project Title: "Northern Spotted Owl Take Avoidance Pathways and Habitat Definition Updates, 2023p" [Regular Rulemaking]

Project Type: Regulatory Action, adoption of amendments to California Code of Regulations, Title 14:§§ 895.1, 919.9, and 939.9

Project Description: The project is intended to update references to Northern Spotted Owl habitat in the Rules to reflect current USFWS definitions in guidance documents and to remove regulations for take avoidance that no longer meet the standards set by the listing agencies.

Project Location: All non-federally owned state and private timberland throughout the state.

This is to advise that the State Board of Forestry and Fire Protection adopted the above rulemaking on March 8, 2023, and made the following findings regarding the above action:

1. The Board has considered adverse environmental effects from the action described above. Such consideration was conducted to meet California Environmental Quality Act (CEQA) requirements for a project by using the functional equivalent certification to an EIR granted to the Board for its rulemaking process pursuant to PRC 21080.5.
2. The Board has not identified any adverse environmental effects as a result of the adopted rules.
3. The Board made other findings as part of its Final Statement of Reasons contained in the official administrative record.

This to certify that the administrative regulatory file, prepared pursuant to Section 21080.5 of the Public Resources, is available to the General Public at: State Board of Forestry and Fire Protection, Room 1506-14, 715 P St., Sacramento, CA.

Signature:  _____

Title: Regulations Coordinator

File Date: May 17, 2023 _____

Posting Period: 30 days from file date