

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: Watercourse Crossings and Emergency Notice Watercourse Crossing Requirements, 2025” [Regular Rulemaking]

Project Type: Regulatory Action, adoption of amendments to California Code of Regulations, Title 14 CCR §§ 916.9, 923.1, 923.4, 936.9, 943.1, 943.4, 956.9, 963.1, 963.4, and 1052.

Project Description: The project confirms that current regulatory requirements limiting construction or reconstruction of watercourse crossings under notices of exemption apply in watersheds with listed anadromous salmonids. It also brings the mapping requirements for watercourse crossings under emergency notice timber operations within watersheds with listed anadromous salmonids into compliance with changes made to §1052 below. It updates requirements for compliance with FGC § 1600 et seq. to reflect circumstances where only notification of CDFW is required. Finally, it addresses several issues that have arisen during emergency notice timber operations: adding mapping requirements for tractor road crossings and logging road watercourse crossings; requiring notification of CDFW and certification of compliance with FGC § 1600 et seq. requirements; providing a pathway to update initial emergency notice submissions with new watercourse crossings that require construction or reconstruction; and explicitly states that the construction or reconstruction of watercourse crossings under emergency notices comply with the Road Rules covering Watercourse Crossings under § 923.9 [§943.9, §963.9] et seq.

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 June 8, 2022, 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: March 10, 2025

Posting Period: 30 days from file date