

**REMOVAL OF FIRE HAZARD TREES
WITHIN 150 FEET OF A STRUCTURE
EXEMPTION**

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-73 (1038c) (12/08)

Ex. # _____

Date of Receipt _____

Date Accepted by CAL FIRE _____

Date Expires _____

**VALID FOR ONE YEAR FROM DATE OF RECEIPT BY CAL FIRE
OPERATIONS MAY NOT COMMENCE FOR FIVE WORKING DAYS FROM DATE OF
RECEIPT BY CAL FIRE**

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(c) to cut or remove trees in compliance with Public Resources Code (PRC) Sections 4290 and 4291.

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

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 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 and B below. **For timber yield tax information or for further 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, California 94279-0060; or contact the BOE Web Page on the Internet at <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 will be removed during this harvest:
Redwood _____%; Ponderosa/Sugar pine _____%; Douglas-fir _____%; Fir _____%;
Port-Orford Cedar _____%; Cedar (IC, WRC) _____%; Other conifer _____%; Other hardwood _____%.

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

I certify, under penalty of perjury, that I have read and understand the information on the reverse of this form and that I am the timberland owner of record.

SIGNATURE: _____ Date _____

3. LICENSED TIMBER OPERATOR(S): Name _____ Lic. No _____
Address _____
City _____ State _____ Zip _____ Phone _____

4. EXPECTED DATE TIMBER OPERATIONS WILL COMMENCE: _____

If this date is unknown so state, but the timber operator must notify, by phone or mail, the appropriate **CAL FIRE Review Team Office** within a 15 day period before the actual commencement date for the start of operations.

REMOVAL OF FIRE HAZARD TREES EXEMPTION, page two

- Designate the legal land description of the location of the timber operation. Attach two maps showing the location of the timber operation. One map shall be a 7.5 minute quadrangle or equivalent. The second shall be a larger scale map such as an assessor's parcel map showing the location of the timber operation. Describe the access route to the timber operation so that it can be easily located.

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

The following are limitations or requirements for timber operations conducted under this Removal of Fire Hazard Trees Within 150 Feet of a Structure Exemption (Notice, Notice of Exemption, Exemption Notice, and Exemption):

- Timber operations may not commence until five days after the date of receipt of this notice by the appropriate CAL FIRE office as listed below. If CAL FIRE acts within five days of receipt of the notice, timber operations cannot be conducted unless a copy of CAL FIRE's notice of acceptance of the exemption is on hand at the operating site. The timber operator must notify the appropriate CAL FIRE Unit, by phone or mail, of the actual commencement date within a 15-day period before timber operations begin.
- 14 CCR § 1038(b)(1-10) places certain limits on the harvesting of trees under this exemption. These limits need to be examined to assure compliance.
- Only trees within 150 feet of an approved and legally permitted structure that complies with the California Building Code (includes only structures designed for human occupancy, garages, barns, stables and structures used to enclose fuel tanks) may be harvested under this Notice of Exemption. Clearcutting, seed tree removal step or shelterwood removal step are not allowed under this Notice of Exemption.
- 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 Harvesting Plan," "THP," and "plan." Timber operations must conform to applicable city or county general plans, city or county implementing ordinances, and city or county zoning ordinances within which the exemption is located. The requirements to submit a completion and stocking report do not normally apply.
- There are special requirements for timber operations conducted in Coastal Commission Special Treatment Areas, the Tahoe Regional Planning Agency area, and in counties with special rules adopted by the Board of Forestry and Fire Protection. These rules should be reviewed prior to submitting this notice to CAL FIRE.
- All surface fuels created by timber operations under this exemption, which could promote the spread of wildfire, including logging slash and debris, deadwood, branches exceeding one inch in diameter, and brush (killed by the timber operation), shall be chipped, burned, or removed within 45 days of the start of timber operations.
- In addition to the treatment described in Item 6 above, the areas of timber operations must meet the vegetation treatment standards in PRC § 4584(j)(1)-(2)(A) as illustrated in *Board of Forestry Technical Rule Addendum No. 4* within one year from receipt of the Notice of Acceptance issued by CAL FIRE.
- A timber operator with a valid state license must be designated upon submission of this notice.

The following suggestion 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 Exemption. 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>.

FILE THIS NOTICE WITH THE CAL FIRE 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.	=>	Forest Practice Program Manager CAL FIRE 135 Ridgway Avenue Santa Rosa, CA 95401
Butte, Glenn, Lassen, Modoc, Nevada, Placer, Plumas, Shasta, Sierra, Siskiyou, Sutter, Tehama, eastern Trinity and Yuba Counties.	=>	Forest Practice Program Manager CAL FIRE 6105 Airport Road Redding, CA 96002
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.	=>	Forest Practice Program Manager CAL FIRE 1234 East Shaw Avenue Fresno, CA 93710

CERTIFICATION OF COMPLIANCE: Must be completed by timberland owner or timber operator as listed on page one. *I certify that the city or county within which this exemption is located has been contacted and the exemption is in conformance with all city and county regulatory requirements.*

Printed Name: _____ Signature: _____

Title: _____ Date: _____