

SMALL LANDOWNER THP

- The Board of Forestry and Fire Protection (Board) has authority to adopt rules and regulations designed specifically for the small landowner to harvest timber. (**Pub. Resources Code § 4551.**)
- Adoption of any such regulations is a “project” as defined by CEQA. (**Pub. Resources Code § 21065.**)
- The regulatory program of the Board in adopting, amending, or repealing standards, rules, regulations, or plans under the Forest Practice Act is a certified program and as such is exempt from the requirements of CEQA for preparing EIRs, negative declarations, and initial studies. (**Pub. Resources Code § 21080.5, Cal Code Regs., tit. 14, §§15250, 15251.**)
- Specifically, the Board is exempt from Chapter 3 (commencing with section 21100), Chapter 4 (commencing with 21150) and section 21167 except as provided in Article 2 of Chapter 4.5. (**Pub. Resources Code § 21080.5.**)
- However, any rules and regulations adopted for small landowner THPs must comply with the requirements in section 21080.5 (d) (2) and all other CEQA requirements. (**Pub. Resources Code § 21080.5, *Sierra Club v. State Board of Forestry* (1994) 7 Cal. 4th 1215.**)