Monitoring Results of <u>Non-Federal</u> Post-Fire Salvage Logging in California Forests

<u>Report on Post-Fire §1052 Notice of Emergency Timber Operations</u>

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Legislative Monitoring Requirement

...SB901 – "Existing law requires the department and the state forestry board....to review and submit a report to the Legislature on the trends in the use of, compliance with, and effectiveness of, timber harvest exemptions and emergency notice provisions, as provided. Existing law requires the report to include an analysis of any barriers for small forest owners presented by the exemptions.

....The bill would require the department and the state forestry board, until a specified date, in consultation with the Department of Fish and Wildlife and the State Water Resources Control Board, to annually submit a report to the Legislature that also includes information on the number and type of violations and enforcement actions taken on each notice of exemption and emergency notice, among other things."



Exemption and Emergency Notice Monitoring Pilot Project Report





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I. Keith Gilless, Chai of Forestry and Fire Protection

State of California

1052 Emergency Notice (2019)

REPORT ON EMERGENCY NOTICE OF TIMBER OPERATIONS MONITORING RESULTS AND EXEMPTION NOTICE USE





Thomas W. Porter, Directo int of Forestry and Fire

J. Keith Gilless, Chair State Board of Forestry and Fire Protect

Wade Crowfoot, Secretary for Natural Resource

Gavin Newsom, Govern State of California

1038c 0-150 Foot Structure Clearance (2020/21)

Report on Exempt Timber Harvesting for the Reduction of Fire Hazard Within 150 Feet of Structures net Notice Llee and Rule Compliance





1038c(6) 150-3000 Foot Structure Clearance (2020/21)

> Beyond Zone 1: Monitoring of Fire Hazard **Reduction Within 300 Feet of Residences Through** Timber Harvest with the §1038(c)(6) Exemption





1038 Forest Fire Prevention (2022/23)

Forest Fire Prevention, or Forest Resiliency? Monitoring Report on the §1038 Forest Fire Prevention Exemption



2019 Report on Emergency Notices

- Monitoring found a lower standard of water quality related performance when compared to previous monitoring efforts of <u>Timber Harvest Plans</u> and <u>Non-Industrial Timber Management Plans</u>, and subsequent green-tree <u>Exemption monitoring</u>
 - While <u>some projects met or exceeded expectations</u>, FPR shortcomings were frequently encountered
- Frequent sediment discharges were found to watercourses from roads, road-watercourse crossings, and operations on hillslopes (i.e., groundbased yarding or skidding)
- Results also indicated the post-fire environment is less resilient, but more quantitative data was needed to reflect that vs management effects
- Monitoring also found projects were rarely devoid entirely of residual live and dead trees following operations

REPORT ON EMERGENCY NOTICE OF TIMBER OPERATIONS MONITORING RESULTS AND EXEMPTION NOTICE USE







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Nade Crowfoot, Secretary for Natural Resources California Natural Resources Agency

> Gavin Newsom, Governor State of California

Over 1 CY 📘 Under 1 CY



2019 Report on Emergency Notices

- The report offered four recommendations, summarized as:
 - 1. Better administration and implementation of planned salvage activities, along with clear guidance on the operational Forest Practice Rules ("FPRs") required during salvage activities.
 - 2. Prioritizing the inspections of Emergency Notices by all Review Team Agencies, along with an emphasis on tracking inspections so that regulatory presence can be linked to changes in performance.
 - 3. Develop educational materials and conduct outreach to timberland owners on legal obligations when conducting post-fire salvage, as well as an understanding of the expectations and desired outcomes following salvage operations.
 - 4. Continued involvement of the Review Team agencies during monitoring activities.

...CAL FIRE has pursued all these recommendations (LTO training, outreach, Forestry Report No. 7)

....The Board of Forestry utilized this 2019 report to create rulemaking on RPF involvement and presence on Emergency Notices.

...Direct monitoring to real world change, via monitoring and reports.

This is <u>large, technical</u> report. It is meant to close the adaptive management loop from 2019.

This presentation is meant to relate the most important aspects…. But does leave out details that are meaningful.

This report is a companion to the full monitoring report.

General Outline of Presentation

- Background
 - Methods
 - Results
- Discussion

Background – Harvest Document Type

DISCRETIONARY versus NON-DISCRETIONARY

- Office Review
- Field Review
- Public Comment
- Professional discretion for non-standard practices
- <u>Approval</u> or Denial

Timber Harvest Plan (THP) Non-Industrial Timber Management Plan (NTMP) Working Forest Management Plan (WFMP) Programmatic Timber EIR (PTEIR)

- Standard information requirements
- Non-standard practices not allowed
- No field review, discretionary office review, public comment
- <u>Acceptance</u> or Returned

Exemption

Emergency Notice of Timber Operations

Emergency Salvage Logging Monitoring Report Background

- Four of five fire years with >100,000 acres of non-Federal forestland have occurred since 2017
- Since 2018, ~1,200,000 acres of non-Federal forests fallen within a fire perimeter



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Emergency Salvage Logging Monitoring Report Background

- Fire impacts have lead to substantial usage of <u>1052 Emergency Notice</u> of <u>Timber Operations</u> for post-fire salvage logging
 - 71% of Emergency Notices submitted the following year after a wildfire



Emergency Salvage Logging Monitoring Report <u>Background – Harvest Document Type</u> Emergency Notice History

- Valid for 60 days, originally, after establishment by Statute
- 1995, increased to 120 days of validity for operations
- 2009, increased to one (1) year of validity for operations
- Since 2009, to continue ops beyond one year, need to get an approved THP
 - For sampled 2020 wildfires, option to increase valid timeframe for the Emergency by one year (valid for 2 years)

.....A THP has not been demonstrated as a subsequent pathway pursued by landowners for post-fire harvesting

- Randomly selected 61 Emergency Notices from 160 eligible Notices accepted in 2020 related to either 2019 or 2020 wildfires
- 95% level of confidence in results, margin of error +/- 10%
- Covered 14 different wildfires
 - Sampled 18-33 months post-acceptance
- 51% of sample was on Industrial timberland ownerships
- 7% of sample was <u>never operated on (unharvested)</u> and thus replaced
 - Other replacements required due to access and/or safety concerns



- Field work with CAL FIRE Field Crew is not an enforcement activity
- Monitoring utilized a rapid sampling approach (< 1 day, one time)
 - Quantitative and qualitative data
 was collected
- Additional analysis done via GIS using burn severity / remotely sensed data in <u>conjunction with field data</u>







- Sampled Notices/wildfires spanned a range of burn severity (via dNBR)
- All Emergency Notices had at least pockets of moderate-to-high severity fire



Average Emergency Notice dNBR Values by Sampled Wildfire



- Open to landowners, licensed professionals
 - When possible, landowners and/or licensed professionals participated in monitoring
 - Strong interest from many landowners (mostly small) in knowing the outcomes of the monitoring work and/or report
- All Review Team Agencies had notice of monitoring sessions

Post-Fire 1052 Monitoring

Review Team Agency	Participation %
CGS	70%
RWQCB	57%
CDFW	50%

Recent Monitoring Participation [FFP+Emergency Notice] CDFW = 64% RWQCB: 55% CGS: 67%



Emergency Salvage Logging Monitoring Report <u>Results – Reported Length of Active Operations</u>

- Most sampled Notices were active less than one year, more than one month
- Few Notices used the 1-year extension, mainly Industrial timberland ownerships
- <u>Extensions</u> were reported to be related to <u>winter weather shutdowns</u> and/or <u>market</u> based conditions for <u>certain tree species</u> and <u>available mill capacity</u>

Reported Length of Active Operations					
	< 1 month	≥1 and ≤ 6	>6 and ≤ 12	> 12 months	
`		months	months	12 monuis	
All Notices	4%	63%	23%	10%	
Industrial	4%	56%	26%	14%	
Non-Industrial	4%	71%	21%	4%	

Emergency Salvage Logging Monitoring Report <u>Results – Non-Industrial Financial Outcomes</u>

- 87% of small, non-industrial timberland owners reported financial outcomes of operations (n = 26/30)
- 65% reported some level of profit
- 23% reported breaking "even"
- 12% reported an outright financial loss

....There is nuance to the information. Many small landowners indicated loss of values not related to timber – <u>structure loss</u>, <u>quality of life</u>, <u>community</u>

....Sometimes, subsequent costs to "clean up" property following salvage, re-plant

.....27% of small landowners reported benefit from CFIP, NRCS, and other grants/funds

Emergency Salvage Logging Monitoring Report <u>Results – Non-Industrial Financial Outcomes</u>

Residual untreated log decks following operations on small timberland ownership, 2020 Gold Fire, Lassen County Grant funded reforestation following salvage on a small timberland ownership, 2020 North Complex, Butte County



Results – Road-Watercourse Crossings Outcomes

- 72% of sampled Notices had a <u>crossing present</u> (80 crossings sampled, 44 Notices)
- Most crossings were on <u>Class III</u> (61%) crossings, followed by <u>II's</u> (33%) and <u>I's</u> (6%)
- Most were <u>culverts</u> (60%) followed by fords (38%), and were pre-existing (84%) (only 4% sampled were <u>new</u>)
 - Entire sample, 5% of <u>Notices</u> had <u>new</u> work / 21% reconstruction
- Construction, maintenance, BMPs various levels
 - Specific BMP use (16%), stabilized crossing soil (60%), diversion potential presence (31%), need for maintenance and/or replacement to pass water/debris (28% / 34% of Notices)





<u>Results – Road-Watercourse Crossings Outcomes</u> Sediment Delivery

- 76% of crossings had <u>some level of sediment delivery</u> (62% of Notices)
- Occurrences over <u>1 cubic yard</u> were found on <u>19%</u> of crossings
 - 5-10 CY and >10 CY deliveries were in the minority



<u>Results – Road-Watercourse Crossings Outcomes</u>

Sediment Delivery

 Generally, <u>higher burn severity</u> (dNBR and soil burn severity) tracked with greater sediment delivery at sampled crossings within 100 feet of the crossing.



<u>Results – Road-Watercourse Crossings Outcomes</u>

Sediment Delivery – Comparison to 2019

....Increase in <u>no observed</u> sediment deliveries, decrease in <u>delivery >1CY</u>, no change in <u>"Trace" and 1CY delivery ("<1 CY")</u>

....All outcomes within the margin of error - no significant change in outcomes



All Crossings

By Timberland Ownership

Sediment Delivery Class at Watercourse Crossings On Industrial Timberland Notices



Emergency Salvage Logging Monitoring Report <u>Results – Road Outcomes</u>

- 104 road segments sampled, on 93% of sampled Notices
- Mostly <u>native surface</u>, <u>seasonal</u> roads, that were <u>pre-existing</u>
 - New road construction / reconstruction was not overwhelmingly prevalent on sampled Notices (<25%)
- 11% of haul roads / roads used for ops were also <u>residential roads</u> (15% of Notices)
- Small proportion had signs of road failure (8% of roads, 11% of Notices)





Emergency Salvage Logging Monitoring Report **Results – Road Outcomes** Sediment Delivery Observed None Observable Discharge 38% of roads had sediment discharge, Discharge Presence Discharge Presencefound on 52% of Notices Timberland Ownership Non-Industrial Discharge more prevalent on Industrial Industrial **Notice timberlands** No Crossing Start **Discharge more prevalent when sampled** ٠ Yes roads started from a crossing (i.e., <u>close</u> proximity to watercourse) Flat-Ridgetop -Road Positio Moving down from ridgetop to riparian-Midslope located roads, proportion of sampled Riparian roads delivering sediment increased 50 75 100

Percentage (%)

Results – Road Outcomes

Sediment Delivery

....The presence of erosion features in the road prism (rill, gully, rill+gully) greatly increased the proportion of sampled roads delivering sediment

- Inadequate drainage design/maintenance

....Indicative of increased runoff and sediment movement on road surface and from the upper burned hillslopes

- <u>Similar to 2019 results</u>



<u>Results – Road Outcomes</u>

Sediment Delivery

....Most <u>sediment deliveries</u> from road segments were "Trace" or Under 1 CY in volume

....<u>Less desirable sediment deliveries</u> were dominated by 1-5 CY volumes, found on only 26% of Notices.



Results – Road Outcomes

Sediment Delivery

....<u>Burn severity</u> (within 200 feet each side) did not seem to matter as much for sediment delivery volume

....However, monitoring data pointed towards high burn severity influence on delivery on low gradient roads / hillslopes

....And <u>any</u> level of burn causing <u>high gradient roads and</u> <u>hillslopes</u> to more frequently <u>deliver sediment</u>



<u>Results – Road Outcomes</u>

Sediment Delivery – Comparison to 2019

....Compared to 2019, where sediment delivery occurred, monitoring indicated no change in overall resultsRoad outcomes reflect fire impacts, landscape, and management / maintenance



All Roads

By Timberland Ownership

Sediment Delivery From All Road Segments On Industrial Timberland Emergency Notices



Emergency Salvage Logging Monitoring Report Results – Watercourse Segments

- 105 watercourse segments sampled, on 92% of sampled Notices
- Mostly <u>Class III</u> watercourses (58%), followed by Class II's (33%) and I's (9%)
- Watercourses were more prevalent on <u>Industrial timberland Notices</u> than <u>Non-</u> <u>Industrial timberland Notices</u>
 - Function of Notice size and setting?



Class I watercourse in the 2020 Slater Fire and mapped Emergency Notice project area in Siskiyou County, with a dNBR >1000 and 100% moderate and high soil burn within 100 feet

Emergency Salvage Logging Monitoring Report Results – Watercourse Segments

- <u>More intensive</u> post-fire harvesting was found largely only on Class III watercourses
- As <u>dNBR increased</u> within 100 feet of a channel, <u>harvesting intensity increased</u>



As <u>watercourse protection increased</u>, via classification, <u>burn severity increased</u>

	Class I	Class II	Class III
All Watercourse Segments			
dNBR Moderate+High SBS	677 84%	524 56%	467 58%
	34%	30%	21%

Emergency Salvage Logging Monitoring Report <u>Results – Watercourse Segments</u>

- Variable live green tree basal area for Class I's, Class II's, Class III's
- Greater dead tree basal area in Class I's than Class II's, in Class II's than Class III's
- Decreasing post-fire, post-salvage, basal area from Class I to Class III watercourses

	Class I	Class II	Class III
Average Green Tree Basal Area	33 feet ² acre ⁻¹	48 feet ² acre ⁻¹	37 feet ² acre ⁻¹
(feet ² acre ⁻¹)	(se=20)	(se=12)	(se=7)
Average Dead Tree Basal Area	119 feet ² acre ⁻¹	91 feet ² acre ⁻¹	45 feet ² acre ⁻¹
(feet ² acre ⁻¹)	(se=16)	(se=10)	(se=6)
Average Total Basal Area	152 feet ² acre ⁻¹	139 feet ² acre ⁻¹	82 feet ² acre ⁻¹
(feet ² acre ⁻¹)	(se=30)	(se=11)	(se=8)

Emergency Salvage Logging Monitoring Report <u>Results – Watercourse Segments</u>



Emergency Salvage Logging Monitoring Report <u>Results – Watercourse Segments</u>

As dNBR increases, riparian closure estimates <u>decrease</u> High severity fire reduced riparian watercourse overhead closure in this sample



Results – Watercourse Segments

As such, less <u>live</u> tree basal area due to <u>Moderate</u> and/or <u>High</u> severity fire <u>leads</u> <u>to less canopy closure</u>

Residual standing dead trees in <u>riparian</u> areas do not seemingly add to canopy closure outside of <u>very low to low</u> severity fire where green trees remain



Emergency Salvage Logging Monitoring Report <u>Results – Watercourse Segments</u> <u>Sediment Delivery</u>

....Where sediment discharge was present to a watercourse from operations, the mean dNBR and percent Moderate+High Soil Burn severity increased, but not significantly

....Mean dNBR was variable with sediment delivery classes as well



Emergency Salvage Logging Monitoring Report <u>Results – Watercourse Segments</u> <u>Sediment Delivery</u>

- Tractor operations (ground based yarding / skidding) led to many sediment discharges
 - Steeper hillslopes, excessive bare exposed soil on/below skid trails
- Tree falling and yarding across/within the channel zone were also frequent, but lowlevel sediment discharges

Source	"Trace"	Under 1 CY	1 to 5 CY	5 to 10 CY	Over 10 CY
Skidding/Tractor Operations and Drainage	13%	52%	26%	6%	3%
Tree Falling and Yarding Across/Within Channel Zone	54%	42%	4%	0%	0%
Forest Road	0%	50%	0%	50%	0%

Results – Watercourse Segments Sediment Delivery – Comparison to 2019

....Between 2019 and this sample...

- Sediment deliveries <1 CY increased in this sample
- Sediment deliveries >1 CY there was a decrease

<u>....These changes were significant and outside the margin of error</u>Greater proportion of low magnitude sediment delivery to watercourses





By Timberland Ownership

Emergency Salvage Logging Monitoring Report <u>Results – Post-Salvage Forest Structure</u>



Unharvested plot burned at high severity in the Kincade Fire



Harvested plot burned at high severity in the 2020 Hog Fire, Lassen County

Emergency Salvage Logging Monitoring Report <u>Results – Post-Salvage Forest Structure</u>



Plots of low severity fire within the 2020 August Complex in Tehama County, with no to minimal harvest activity

- 76% of Notices sampled used clearcut / alternative clearcut <u>"equivalent"</u> methods
- Increasing burn severity (dNBR) tied to with more intensive harvesting
 - dNBR was typically greater in the interior than the coast



- Generally, <u>non-industrial</u> Notices had <u>less intensive harvesting methods</u>
 - Monitoring results frequently indicated <u>ownership boundaries were used for project areas</u>, not reflecting <u>actual area harvested or operated / disturbed mechanically</u>.



Salvage logged areas in the 2020 North Complex, Butte County





Non-Industrial Single Tree/Group Selection (0-25% harvest of project area) Mean dNBR = 334





All levels of forest management intensity, both in "wildland" and "intermix" areas

Emergency Salvage Logging Monitoring Report <u>Results – Post-Salvage Forest Structure</u>



....Even under moderate and high severity fire and salvage, there is not a lack of residual forest structure *overall* across projects / the state. Burn severity matters in outcomes

...Similar to silviculture results earlier, Notices are used as intended (i.e., salvage)

Results – Post-Salvage Forest Structure

- What does this look like overall?
- Near equal live and dead conifer mean basal area
 - Driven in part by greater residual forest structure in unharvested plots



Mean basal area estimates

Mean basal area estimates, by plot type

Emergency Salvage Logging Monitoring Report <u>Results – Post-Salvage Forest Structure</u>

• What does this look like overall?



Intensively harvested area in 2020 Hog Fire, Lassen County

Emergency Salvage Logging Monitoring Report <u>Results – Post-Salvage Forest Structure</u>

• What does this look like overall?

Unharvested, high severity plot (dNBR = 706) on a small nonindustrial ownership in the 2020 Gold Fire, Lassen County



Results – Unstable Areas

Note: Analysis done by the California Geological Survey

- 36% of Notices had <u>identifiable unstable areas</u> (n = 22)
- 13% of Notices with unstable areas (n = 8) had evidence of ground based operations on unstable areas
 - 5% had <u>road drainage</u> onto <u>unstable areas</u>
 - 11% had trees harvested from unstable areas
- 8 of the 22 Notices with unstable areas had <u>existing</u>, <u>publicly available data</u> on unstable areas in the project areas

.... **5 Notices** had <u>mapped unstable areas</u> where that information was available

....Where mapped, no ground based equipment was observed on the unstable areas

Results – Unstable Areas

Note: Analysis done by the California Geological Survey

- 46% of Notices contained potential public safety hazards due to unstable areas
 - I.E., downslope highways, residences, etc.

Proportion of Notices with operational areas set in locations that pose potential downslope risks to public safety













- Statute indicates a §1052 Emergency Notice is <u>not</u> necessarily meant to result in a THP
- Many project boundaries <u>encompass large areas of</u> <u>timberland</u>, and <u>non-timberland</u>, that is <u>sparsely or never</u> <u>harvested or operated on</u>
- <u>Small timberland owners</u> represent the <u>largest number of</u> <u>post-fire Notices</u>, yet frequently do not have the financial resources, knowledge, or desire to undertake watershed and forest restoration activity, particularly in <u>absence of</u> grant programs.



Discussion....

- Harvest intensity and silvicultural types reflect burn severity
 - <u>Clearcut / Clearcut equivalent harvesting</u> aligns with high severity wildfire
 - Emergency Notices used appropriately to harvest dead, burned timber
- While some project areas may lack residual forest structure following harvest, this
 result is the <u>exception</u> and <u>not the rule</u>, typically

.....Also important to acknowledge fuel reduction outcomes (ongoing research)



Discussion....

- Water quality outcomes were <u>variable</u> on projects
- In general, results indicated (within the margin of error) that most <u>outcomes</u> were <u>static</u>
- Monitoring results indicate that overall small nonindustrial ownerships had higher proportions of less desirable sediment delivery to watercourses than industrial ownerships, while industrial Notices had higher proportions of low-level delivery

....Burn severity plays a role, as does slope position, BMP use, and how operations are done





- Road-watercourse crossing and road segment results indicate a need for <u>enhanced BMPs</u> especially with high <u>burn</u> severity, and <u>steeper hillslopes</u> (>40%) <u>burned at any level</u>
- <u>Mapping of targeted sites for BMP</u>
 <u>implementation</u> and <u>clear mitigation</u>
 <u>measures</u> are critical for operator
 success in the post-fire environment



- Higher burn severity within riparian areas, within this monitoring effort, indicate greater burn severity with <u>increasing watercourse classification protection</u>
- Decreasing <u>live residual trees</u> with increasing burn severity resulted in decreasing overhead canopy closure estimates
- Indicates the importance of retaining green trees, even those partially burned, in the riparian area



- Currently, unstable areas have no required mapping expectations under Emergency Notices
- Generally, potential and known unstable areas are not always being mapped on accepted Emergency Notices (per CGS desk analysis)
- Where unstable areas were mapped, potential downslope impacts are reduced by recognition and avoidance



Discussion....

- Increasing regulatory presence to increase performance
 - More hours have been put towards inspections, but workload associated with post-fire Emergency Notices continued to increase for CAL FIRE, in conjunction with all other required work (THPs, wildfire response, vegetation treatment projects, <u>all amongst Forest Practice Unit vacancies</u>)





Notices with an NOV vs Notice Numbers by Fire Year

The Crew

- Ethan Gicker (Forester I, now with NEU)
- Jessica Huang (Forester I)
- Ross Matthewson (Forester I, now with California State Parks)
- Michael Novak (Forester I)
- Peter Smith (Forestry Assistant II)

...(Also thanks to Roberta Lim (Senior ES, Watershed Protection, former Field Crew member) and Dorus Van Goidsenhoven (Forester I, NEU, former Field Crew member)

...Continued development and advancement of field crew to new positions and promotions, including acquiring their RPF Licenses.

....Thanks also in order for assisting RPFs, LTOs, Timberland owners, CAL FIRE Foresters, and the other Review Team Agencies (CGS, RWQCB, CDFW)













Questions and Comments



