Forest Practices Application/Notification
Notice of Decision

DECISION:
☐ NOTIFICATION
☐ APPROVED
☐ DISAPPROVED
☐ CLOSED

Operations shall not begin before the effective date.

This Forest Practices Application is subject to the conditions listed below.

This Forest Practices Application is disapproved for the reasons listed below.

Applicant has withdrawn approved FPA/N.

FPA/N CLASSIFICATION
☐ Class II  ☐ Class III  ☐ Class IVG  ☐ Class IVS

Number of Years Granted on Multi-Year Request
☐ 2 yrs  ☐ 3 yrs  ☐ 4 yrs  ☐ 5 yrs

Conditions on Approval / Reasons for Disapproval

THIS OPERATION IS SUBJECT TO THESE CONDITIONS:

1) The Washington State Dept. of Fish and Wildlife (WDFW) has indicated that a Hydraulics Project Approval (HPA) will be required prior to operating within or over the bank-full width of type F waters. Please contact the Washington Dept. of Fish and Wildlife, with your FPA number for reference, to verify permit requirements.

Issued By: ______ Todd Olson ______
Title: ______ Stillaguamish Forest Practice Forester ______
Copies to: [ ] Landowner, Timber Owner and Operator
Issued In
Person: [ ] Landowner, [ ] Timber Owner [ ] Operator By: ____________________________

Region: ______ Northwest ______
Date: __9/25/2012__
Appeal Information

You have thirty (30) days to appeal this Decision and any related State Environmental Policy Act determinations to the Pollution Control Hearings Board in writing at the following addresses:
Physical address: 1111 Israel Rd. SW, Ste 301, Tumwater, WA 98501
Mailing address: P.O. BOX 40903, OLYMPIA, WA 98504-0903
Information regarding the Pollution Control Hearings Board can be found at: http://www.eho.wa.gov/
At the same time you file an appeal with the Pollution Control Hearings Board, also send a copy of the appeal to the Department of Natural Resources' region office and the Office of the Attorney General at the following addresses:

Office of the Attorney General Department Of Natural Resources
Natural Resources Division Northwest Region
1125 Washington Street SE And 919 N Township Street
PO Box 40100 Sedro-Woolley, WA 98284
Olympia, WA 98504-0100

Other Applicable Laws

Operating as described in this application/notification does not ensure compliance with the Endangered Species Act, or other federal, state, or local laws.

Hydraulic Project Approval (HPA) (Chapter 77.55RCW and WAC 222-50-020(2))

The Department of Fish and Wildlife (WDFW), as the jurisdictional agency issuing HPAs, has final authority for approving water crossing structures in Type S and F waters. WDFW continues to have authority on Type N waters and may exercise that authority on some Type N waters.
Notice: The HPA water crossing requirements supersede what is indicated on the FPA. Landowners are required by law to follow the provisions as directed on the HPA.

Transfer of Forest Practices Application/Notification (WAC 222-20-010)

Use the "Notice of Transfer of Approved Forest Practices Application/Notification" form. This form is available at region offices and on the Forest Practices Division website: http://www.dnr.wa.gov/businesspermits/forestpractices. Notify DNR of new Operators within 48 hours.

Continuing Forest Land Obligations (RCW 76.09.060, RCW 76.09.070, RCW 76.09.390, and WAC 222-20-055)

Obligations include reforestation, road maintenance and abandonment plans, conversions of forest land to non-forestry use and/or harvest strategies on perennial non-fish habitat (Type Np) waters in Eastern Washington.

Before the sale or transfer of land or perpetual timber rights subject to continuing forest land obligations, the seller must notify the buyer of such an obligation on a form titled "Notice of Continuing Forest Land Obligation". The seller and buyer must both sign the "Notice of Continuing Forest Land Obligation" form and send it to the DNR Region Office for retention. This form is available at DNR region offices.

If the seller fails to notify the buyer about the continuing forest land obligation, the seller must pay the buyer's costs related to continuing forest land obligations, including all legal costs and reasonable attorneys' fees incurred by the buyer in enforcing the continuing forest land obligation against the seller.

Failure by the seller to send the required notice to the DNR at the time of sale will be prima facie evidence in an action by the buyer against the seller for costs related to the continuing forest land obligation prior to sale.

DNR affidavit of mailing:

On this day 9-25-12______, I placed in the United States mail at Sedro-Woolley, WA, postage paid, a true and accurate copy of the attached document. Notice of Decision FPA #____2812805____

_________________________  ________________
(Printed name)  (Signature)