

File: 18046-30/Campbell River FSP

June 1, 2022

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Amendment #4 to the Campbell River Forest Stewardship Plan #688

The purpose of this amendment is to address land use objectives, affecting multiple Forest Development Units under the Campbell River Forest Stewardship Plan (FSP) #688, introduced under;

1. the *NOTICE-Indicators of the amount, distribution and attributes of wildlife habitat required for the survival of Marbled Murrelet (Brachyramphus marmoratus)*, effective December 2, 2021 (the Notice); and
2. the *Order for the Recovery of Marbled Murrelet*, dated December 2, 2021 (the Order).

Applicable Legislation:

This document constitutes a Mandatory Amendment to the BC Timber Sales Campbell River FSP #688 in accordance with Section 8 of the *Forest and Range Practices Act*.

The Notice was provided to FSP holders under the authority of the Forest Planning and Practises Regulation section 7(2), to identify critical habitat requirements for Marbled Murrelet within the Notice area.

The Order represents a statutory decision under the Land Act to implement a priority Action identified in the *Implementation Plan for the Recovery of Marbled Murrelet (Brachyramphus marmoratus)* and establishes land use objectives for the purposes of the *Forest and Range Practises Act*, pursuant to section 93.4 of the *Land Act*.

Amendment Details:

Under this amendment, the section that addresses the Results and Strategy for Marbled Murrelet under 8.2.2 *Wildlife (FPPR s. 7)* is replaced with the following sections 8.2.2.1 and 8.2.2.2, which have been written to address the objectives established under the Notice and the Order.

Definitions for the purposes section 8.2.2.1 and 8.2.2.2 of this FSP

“**OGMA**” means Old Growth Management Area, as defined in **FPPR** s.1.

“**Order**” means the “Order for the Recovery of Marbled Murrelet (*Brachyramphus marmoratus*)”, effective December 2, 2021.

“**MAMU**” means the species Marbled Murrelet (*Brachyramphus marmoratus*).

“**Notice**” means the “Notice – Indicators of the Amount, Distribution and Attributes of Wildlife Habitat Required for the Survival of Marbled Murrelet (*Brachyramphus marmoratus*)”, effective December 2, 2021.

“**Planning Tables**” means areas of **Suitable Habitat** distributed across forest tenures in a given forest district, within each landscape unit aggregate and landscape unit portion, which may be varied consistent with Objective 3(4) of the **Order**.

“**Suitable Habitat**” means Marbled Murrelet nesting habitat, that has the attributes of wildlife habitat listed in Schedule 1 of the **Notice**.

“**WHA**” means Wildlife Habitat Area, as defined in **FPPR** s.1.

“**Working Group**” means Forest Stewardship Plan and Woodlot License Plan holders that:

- operate in areas with shared **Planning Tables**;
- wish to enable flexibility provisions in the **Order** and **Notice**; and
- have agreed to terms of assembly, regarding coordination and cooperation.

8.2.2.1 FPPR S. 7 Notice – Indicators of the Amount, Distribution and Attributes of Wildlife Habitat Required for the Survival of Marbled Murrelet (*Brachyramphus marmoratus*)

The notice includes indicators of the amount, distribution and attributes of wildlife habitat required for the survival of the species at risk outlined in Schedule 1.

Suitable habitat within approved Wildlife Habitat Areas is included in the indicators of the amount, distribution and attributes for each of the species outlined in Schedule 1. As per section 7(3) of the Forest Planning and Practices Regulation, forest tenure holders are exempt from the obligation to specify a result or strategy in relation to the objective set out in section 7(1) of the Forest Planning and Practices Regulation, for approved Wildlife Habitat Areas.

SCHEDULE 1

1) Marbled Murrelet (*Brachyramphus marmoratus*)

Amount:

- a) Table 1 provides the minimum amount of Marbled Murrelet nesting habitat (Suitable Habitat) to be maintained within both Marbled Murrelet Wildlife Habitat Areas (WHAs) and Old Growth Management Areas (OGMAs) combined and the minimum amount of Suitable Habitat to be maintained within Marbled Murrelet WHAs within Forest Districts.

Distribution:

- a) Table 2 provides the minimum amount of Suitable Habitat to be maintained within both Marbled Murrelet WHAs and OGMAs combined and the minimum amount of Suitable Habitat to be maintained within Marbled Murrelet WHAs within landscape unit aggregates.

- b) 2. Table 3 provides the target and minimum amount of Suitable Habitat to be maintained within both Marbled Murrelet WHAs and OGMA's combined and the minimum amount of Suitable Habitat to be maintained within Marbled Murrelet WHAs within landscape unit portions.

Strategy

- 1) To meet the requirements of the **Notice**, each **Holder** will coordinate with other holders in a **Working Group**, as follows:
 - a) As a **Strategy**, to comply with the **Notice**, each **Holder** will:
 - i) Maintain at least:
 - (1) For each landscape unit portion, the **MAMU WHA Suitable Habitat** Minimum listed in the **Notice**, Schedule 1, Table 3; and
 - (2) For each landscape unit aggregate, the **MAMU WHA Suitable Habitat** Minimum listed in the **Notice**, Schedule 1, Table 2;
 - ii) Maintain at least:
 - (1) For each landscape unit portion, the **MAMU WHA** and **OGMA Suitable Habitat** Minimum listed in the **Notice**, Schedule 1, Table 3; and
 - (2) For each landscape unit aggregate, the **MAMU WHA** and **OGMA Suitable Habitat** Minimum listed in the **Notice**, Schedule 1, Table 2;
 - iii) Reach agreement on specific amounts, for each landscape unit portion:
 - (1) Of an amount greater than or equal to the **MAMU WHA Suitable Habitat** Minimum, to be established as **MAMU WHAs**; and
 - (2) Of an amount greater than or equal to the **MAMU WHA** and **OGMA Suitable Habitat** Minimum, to be established as **MAMU WHAs** or **OGMA's**;
 - iv) Identify, for each landscape unit portion, or several landscape unit portions within a landscape unit aggregate:
 - (1) The equivalent amount of **Suitable Habitat** to be maintained above the **MAMU WHA Suitable Habitat** Target listed in the **Notice**, Schedule 1, Table 3; and
 - (2) The equivalent amount of **Suitable Habitat** to be maintained above the **MAMU WHA** and **OGMA Suitable Habitat** Target listed in the **Notice**, Schedule 1, Table 3; and
 - v) If agreement cannot be reached:
 - (1) Each **Holder** will apply the **Planning Tables** and notify other Forest Stewardship Plan and Woodlot License Plan holders until agreement is reached in the **Working Group** assembly; or
 - (2) The **Working Group** may request that the Minister establish proportional **Suitable Habitat** targets pursuant to **FPPR** s.19

8.2.2.2 Land Act S. 93.4 - Order for the Recovery of Marbled Murrelet (*Brachyramphus marmoratus*)

1) Objectives for Marbled Murrelet nesting habitat

- a) *Maintain Suitable Habitat as follows:*
 - i) *For each landscape unit aggregate in the order area:*

- (a) *Retain all timber in an amount equal to or greater than the minimum habitat threshold listed in Column “A” in Table 1 in Schedule “7”.*
- ii) *For each landscape unit portion in the order area:*
 - (a) *Retain all timber in an amount equal to or greater than the suitable habitat target listed in Column “A” in Table 2 in Schedule “7”;*
- b) *Despite subsection (ii)(a), the amount of timber that must be retained within a landscape unit portion in the West and North Vancouver Island and Southern Mainland Coast Conservation Regions may be less than the suitable habitat target listed in Column “A” in Table 2 in Schedule “7”, provided that:*
 - i) *The amount of timber retained is equal to or greater than the minimum habitat threshold listed in Column “B” in Table 2 in Schedule “7”.*
- c) *Despite subsection (1)(a), Suitable Habitat polygons shown in Schedule “1 to 6” in the East Vancouver Island Conservation Region may be harvested, provided that harvesting is required for road access, other infrastructure, or to address safety concerns, where there is no practicable alternative.*
- d) *Variance from the Objectives in Sections 1) a) to 1) c) for the Suitable Habitat polygons shown in Schedule “1 to 6” may be allowed, provided that:*
 - i) *A Qualified Professional:*
 - (1) *Completes a field assessment that identifies the characteristics of Suitable Habitat using established standards; and*
 - (2) *Confirms the alteration will result in no net loss or functional loss of Suitable Habitat.*
 - ii) *A Regional Ministry of Forests, Lands, Natural Resource Operations and Rural Development biologist approves the alteration of the Suitable Habitat polygons.*

Strategy

- 1) To meet the requirements of the **Order**, each **Holder** will coordinate with other holders in a **Working Group**, as follows:
 - a) As a **Strategy**, to comply with the **Order**, each **Holder** will:
 - i) Reach agreement on specific amounts of **Suitable Habitat** to maintain by retaining all timber, equal to or greater than:
 - (1) The amount listed in **Order**, Schedule 7, Table 2, Column “A”, for each landscape unit portion; or
 - (2) The amount listed in the **Order**, Schedule 7, Table 1, Column “A”, for each landscape unit aggregate, and the amount listed in the **Order**, Schedule 7, Table 2, Column “B” for each landscape unit portion; and
 - ii) Use the **Planning Tables** as a basis to identify **Suitable Habitat** distribution to maintain by retaining all timber, equal to or greater than:
 - (1) The amount listed in **Order**, Schedule 7, Table 2, Column “B”, for each landscape unit portion; and
 - (2) The amount listed in the **Order**, Schedule 7, Table 1, Column “A”, for each landscape unit aggregate; and
 - iii) If agreement cannot be reached:

- (1) Each **Holder** will apply the **Planning Tables** and notify other Forest Stewardship Plan and Woodlot License Plan holders until agreement is reached in the **Working Group** assembly; or
- (2) The **Working Group** may request that the Minister establish proportional **Suitable Habitat** targets pursuant to **FPPR** s.19.



Daniel Doubinin, RPF
Planning Forester, BCTS Strait of Georgia

Date: June 1, 2022



Lisa Brown, RPF
Acting Timber Sales Manager, BCTS Strait of Georgia

Date: June 1, 2022

cc: Michelle Baker, Stewardship Forester, Campbell River Natural Resource District