

1 **1091.9 SYP Effective Period**

2 The effective period of a SYP shall be no more than ten years. A SYP Renewal may be granted for an  
3 additional ten-year period following agency and public review and upon approval of the Director  
4 pursuant to §1091.15.

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6 **1091.15 Sustained Yield Plan Renewal**

7 A currently approved SYP may be renewed for an additional ten-year period subject to the review and  
8 approval of the Director. The Director’s determination shall be based upon multi-disciplinary review  
9 and evaluation of the elements of the SYP Renewal submission to determine if the SYP Renewal  
10 satisfies the requirements of MSP, identifies potentially significant adverse impacts, and includes  
11 feasible mitigation measures for avoidance or minimization of such impacts. The SYP Renewal  
12 submitter is encouraged to consult with review team agencies prior to submission of a proposed SYP  
13 Renewal.

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15 A proposed SYP Renewal shall be submitted to the Director no less than six months prior to expiration  
16 of a currently approved SYP and shall be subject to the review timelines specified in 14 CCR  
17 §1091.15(b)-(f). In the event that the Director cannot meet the specified review timelines and the  
18 previously approved SYP expires prior to approval of the SYP Renewal, the SYP Renewal submitter  
19 may continue to operate under a THP pursuant to 14 CCR §913.11(c) [933.11(c), 953.11(c)] while the  
20 SYP Renewal remains under review by the Director.

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22 (a) SYP Renewal submissions shall comply with the SYP content requirements specified in Article  
23 6.75 of Subchapter 7, and shall identify the general nature and location within the document of each  
24 substantive difference between the SYP Renewal submission and the previous approved SYP or SYP  
25 Renewal. Substantive differences include changes in long term sustained yield estimates for achieving

1 MSP, changes in fish, wildlife, and watershed assessment; and proposed changes to previously  
2 approved mitigations, resource protection measures, or operation standards.

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4 (b) Within 20 days of the receipt of a SYP Renewal submission, the Director shall determine if the  
5 SYP Renewal is complete, accurate, and in proper order. If so, the SYP Renewal shall be filed. If the  
6 SYP Renewal is not acceptable for filing, the Director shall return the SYP Renewal with a written  
7 explanation of the deficiencies. Where the Director does not make this determination within 20 days,  
8 the SYP Renewal shall be deemed filed.

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10 (c) Once the SYP Renewal has been accepted for filing, the Director shall have 60 days or longer as  
11 mutually agreed to by the submitter to conduct the agency and public review of the SYP Renewal  
12 submission.

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14 (d) Public Notice of SYP Renewal. The Director shall transmit notice to the public and agencies  
15 consistent with the noticing requirements of §1037.5 and §1037.1(b)(1-5). The Notice shall advise the  
16 public of the name of the submitter, geographic location of the SYP Renewal, location(s) where a copy  
17 of the SYP Renewal can be reviewed or obtained, and when and where the public hearing will be held.

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19 (e) Public Hearing. The Director shall hold a public hearing on the SYP Renewal within 30 days from  
20 the start of the public review period. The SYP Renewal submitter shall participate with the Director in  
21 that hearing. The Director shall make a copy of the final draft SYP Renewal document available for  
22 public review no sooner than 15 days prior to the close of the agency and public review period.

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24 (f) Director's Determination Period. At the end of the public review and comment period, the Director  
25 shall have 15 days to review public input, consider recommendations and mitigation measures of other  
public agencies, respond in writing to the issues raised, and determine if the SYP Renewal is in

1 conformance with the rules. If the SYP Renewal is found to be in conformance, it shall be approved by  
2 the Director.

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4 (g) SYP Renewal Disapproval. If the Director disapproves an SYP Renewal, the Director shall provide  
5 written reasons for disapproval that conform with §1054. Appeal of the Director’s decision on an SYP  
6 Renewal submission shall be conducted pursuant to §1091.11.

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