

# U.S. Department of Agriculture, U.S. Forest Service Apache-Sitgreaves National Forests Stage 2 Fire Restrictions

#### **PROHIBITIONS**

Pursuant to 16 U.S.C. § 551 and 36 C.F.R. § 261.50(a), the following acts are prohibited within all National Forest System lands as described in this Order (the "Described Area") and as depicted on the attached map, hereby incorporated into this Order as Exhibit A, within the Apache-Sitgreaves National Forests, Apache, Coconino, Greenlee and Navajo counties, Arizona.

- 1. Building, maintaining, attending, or using a fire, campfire, or stove fire, including charcoal, coal, and briquettes. **36 C.F.R. § 261.52(a).**
- 2. Smoking, except within an enclosed vehicle or building, a developed recreation site, or while stopped in an area at least three (3) feet in diameter that is barren or cleared of any flammable material. 36 C.F.R. § 261.52(d).

#### THE FOLLOWING ACTS ARE PROHIBITED FROM 9:00 A.M. TO 8:00 P.M.:

- 3. Operating a generator, chainsaw or other equipment powered by an internal combustion engine for felling, bucking, skidding, processing, road building and woodcutting during industrial operations or firewood gathering capable of igniting a fire. 36 C.F.R. § 261.52(h), (j).
- 4. Using an explosive. 36 C.F.R. § 261.52(b).
- 5. Welding, or operating any acetylene or other torch with an open flame. **36 C.F.R. 261.52(i).**

#### **EXEMPTIONS**

Pursuant to 36 C.F.R. § 261.50(e), the following persons are exempt from this Order:

- 1. Persons using a stove or grill that is solely fueled by pressurized liquid petroleum or pressurized liquid petroleum gas (LPG) fuels.
- 2. Persons with Forest Service Permit No. FS-7700-48 (Permit for Use of Roads, Trails, or Areas Restricted by Regulation or Order), specifically exempting them

- from this Order or a written determination by a Forest Service authorized officer that a permit is not required under 36 C.F.R. § 251.50(e)(1) or (2).
- 3. Any Federal, State, or Local Officer, or member of an organized rescue or firefighting resource in the performance of an official duty.

#### **DESCRIBED AREA**

All National Forest System lands, roads and trails within the exterior boundaries of the Apache-Sitgreaves National Forests, as depicted on the attached map at Exhibit A.

#### **PURPOSE**

To reduce the risk of human-caused wildfires during periods of high fire danger and severe fire weather conditions.

#### **IMPLEMENTATION**

- 1. This Order shall be in effect from Thursday, June 20th at 8:00 AM through Monday, September 30th at 8:00 PM, unless rescinded.
- 2. A map identifying the Described Area is attached and made part of this Order as Exhibit A. For a digital version of this Order and Exhibit A, go to <a href="https://www.fs.usda.gov/alerts/asnf/alerts-notices">https://www.fs.usda.gov/alerts/asnf/alerts-notices</a>.
- 3. Exhibit B, "Definitions," is attached and incorporated into this Order.
- 4. Unless otherwise expressly defined in this Order, the terms used in this Order are defined by the regulations of the Secretary of Agriculture, 36 C.F.R. Chapter II, Parts 200-299. If there are terms in this Order that are not expressly defined in the Order or 36 C.F.R. Chapter II, Parts 200-299, their meaning shall be determined by their plain language definitions.
- 5. A violation of the above prohibitions is punishable as a Class B misdemeanor by a fine of not more than \$5,000 for individuals and \$10,000 for organizations, or by imprisonment for not more than six months, or both. 16 U.S.C. § 551; 18 U.S.C. §§ 3559, 3571, and 3581.
- 6. Contact the Apache-Sitgreaves National Forests Supervisor's Office in Springerville, AZ (928) 333-6280, for more information about this Order.
- 7. This Order supersedes any previous Orders prohibiting the same or similar acts on the same Described Area.

Signed and issued on June 20, 2024.

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Robert Lever
Forest Supervisor
Apache-Sitgreaves National Forests

### **EXHIBIT B**

# STAGE II FIRE RESTRICTIONS

# **DEFINITIONS:**

**<u>CHAIN SAW</u>**: A saw powered by an internal combustion engine, with cutting teeth linked in an endless chain.

For further definitions or clarification of definitions, refer to 36 C.F.R. § 261.2.

# Stage 2 Fire Restrictions 03-01-24-15

The USDA Forest Service makes no warranty, expressed or implied regarding the data displayed on this map, and reserves the right to correct, update, modify, or replace this information without notification.

## **Exhibit: A**

Map Created on 6/18/2024

**Apache-Sitgreaves National Forests** 

