



ORDER NO. 02-507

**UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
CARSON NATIONAL FOREST**

STAGE II FIRE RESTRICTIONS

PROHIBITIONS

Pursuant to 16 U.S.C. § 551 and 36 C.F.R. § 261.50(a) and (b), the following acts are prohibited on all National Forest System as described in this Order (the “Restricted Area”) and as depicted on the attached map, hereby incorporated into this Order as Exhibit A, within the Carson National Forest, Taos, Rio Arriba, Mora, Colfax Counties, State of New Mexico.

1. Building, maintaining, attending, or using a fire, campfire, or stove fire. **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).**
3. Welding or operating an acetylene or other torch with open flame. **36 C.F.R. § 261.52(i).**
4. Possessing or using a motor vehicle off National Forest System roads, on all lands and trails, unless solely for the purpose of parking in an area that is devoid of vegetation within 10 feet of the roadway, or in areas that are designated for parking within developed recreation sites. **36 C.F.R. §§ 261.56, 251.55(a).**
5. Operating a chainsaw or other equipment powered by an internal combustion engine between the hours of 10:00 AM and 6:00 PM. **36 C.F.R. § 261.52(h).**

EXEMPTIONS

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

1. Persons with a written Forest Service authorization specifically exempting them from the effect of this Order.
2. Any Federal, State, or local officer, or member of an organized rescue or firefighting force in the performance of official duty.

3. Residents, owners and leases of land within the boundaries of the Carson National Forest, and holders of Forest Service recreation special use authorizations are exempt from Prohibition no.1, above, for fires that are within a permanent fire structure, and, for special use authorization holders, the fire structure is within their permitted area.
4. Persons operating generators with an approved spark arresting device in an area that is barren or cleared of all overhead and surrounding flammable materials within 3 feet of the generator.
5. Persons using a stove or grill that is solely fueled by liquid petroleum or liquid petroleum gas (LPG) fuels.

RESTRICTED AREA

All National Forest System lands, roads and trails within the exterior boundaries of the Carson National Forest, 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 will be in effect at 8:00 AM on Friday May 6, 2022, and shall remain in effect until December 31, 2022, or until rescinded, whichever occurs first.
2. A Map identifying the Restricted Area is attached and made part of this Order as Exhibit A.
3. Exhibit B, "Definitions," is attached and incorporated into this Order.
4. Any violation of the prohibitions in this Order is punishable as a Class B misdemeanor by a fine of not more than \$5000 for an individual or \$10,000 for an organization, or by imprisonment for not more than six (6) months, or both (*see* 16 U.S.C. § 551, 18 U.S.C. § 3571(b)(6), 18 U.S.C. § 3581(b)(7)).
5. Further information regarding this Order may be obtained at the Camino Real, Canjilon, El Rito, Jicarilla, Questa, and Tres Piedras Ranger Districts located in Penasco, NM, Canjilon, NM, El Rito, NM, Bloomfield, NM, Questa, NM and Tres Piedras, NM, telephone numbers Camino Real (575) 587-2255, Canjilon (575) 684-2489, El Rito (575) 581-4554, Jicarilla (505) 632-2956, Questa (575) 586-0520 and Tres Piedras (575) 758-8678, and at the Carson National Forest Supervisor's Office in Taos, NM, telephone number (575) 758-6200.

Done at Taos, New Mexico this _5th_ day of May, 2022.

Forest Supervisor
Carson National Forest

EXHIBIT B

STAGE II FIRE RESTRICTIONS

DEFINITIONS:

FIRE STRUCTURE: A permanent metal or concrete structure, which is specifically designed for the purpose of containing a campfire or cooking fire that has been installed and maintained by the Forest Service or equivalent.

STOVE FIRE: A fire built inside a fully enclosed metal stove, grill, or sheep herder type stove, which is outfitted with a chimney that is at least five (5) feet in length and is equipped with a spark arrestor consisting of a mesh screen with a screen opening of ¼ inch or less.

CHAINSAW: 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.