

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

SPECIAL ORDER OF FOREST SUPERVISOR
HUMBOLDT-TOIYABE NATIONAL FOREST

SPRING MOUNTAINS NATIONAL RECREATION AREA (SMNRA)

STAGE II FIRE RESTRICTIONS

PROHIBITIONS:

Pursuant to 16 U.S.C. § 551 and 36 CFR § 261.50(a) and (b), **the following acts are prohibited** on all National forest System Lands described in this Order, within the exterior boundaries of the Humboldt-Toiyabe National Forest, Spring Mountains National Recreation Area beginning July 15, 2020 at 17:00 p.m. and continuing until September 30th 2020 or until rescinded, whichever comes first.

1. Building, maintaining, attending or using a fire, campfire, or stove fire.
[36 CFR 261.52(a)]
2. Smoking, except within an enclosed vehicle or building. 36 CFR 261.52(c)
3. Using an explosive. 36 CFR 261.52(b)
4. Operating a chainsaw or other equipment powered by an internal combustion engine between 1:00 p.m. to 1:00 a.m. 36 CFR 261.52(h).
5. Welding, or operating an acetylene or other torch with open flame. 36 CFR 261.52(i)
6. Possess or use a motor vehicle off: Forest System Roads (36 CFR 261.56) Except when parking in an area devoid of vegetation within 10 feet of the roadway; and except for parking overnight in developed campgrounds and at trailheads.

EXEMPTIONS:

Pursuant to 36 CFR § 261.50 (e), the following acts, or persons, are exempt from 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
3. Persons using portable stoves using gas, jellied petroleum or pressurized liquid fuel.

PURPOSE:

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

AREA DESCRIBED:

All National Forest System lands located within the exterior boundaries of the Spring Mountains National Recreation Area on the Humbolt-Toiyabe National Forest, as shown on the attached map.

IMPLEMENTATION:

1. This Order will be in effect beginning July 15th, 2020 at 17:00 p.m. and shall remain in effect until September 30th at 12:01 a.m. or until rescinded, whichever comes first.
2. Exhibit A, "Definitions," is attached and incorporated into this order.
3. Any violation of the above prohibition(s) is punishable by a fine of not more than \$5,000 for an individual or \$10,000 for an organization and/or imprisonment for not more than six months. [Title 16 USC § 551, Title 18 USC § 3571(b)(6), Title 18 USC § 3581(b)(7)].
4. Further information regarding this Order may be obtained at the Humbolt-Toiyabe National Forest Supervisors Office, 1200 Franklin Way, Sparks NV 89431
5. This Order supersedes any previous Order(s) prohibiting the same, or similar acts prohibited by this Order in the areas covered by this Order.

Done at the Humboldt-Toiyabe National Forest Supervisors Office, 1200 Franklin Way, Sparks NV, this 15th day of July 2020.

William Dunkelberger
Forest Supervisor

Order Number 04-17-20-07

EXHIBIT A

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.

CAMPFIRE: A fire, not within any building, mobile home, or living accommodation mounted on a motor vehicle, which is used for cooking, branding, personal warmth, lighting, ceremonial, or esthetic purposes.

STOVE FIRE: A campfire built inside an enclosed stove or grill, or a portable brazier.

NATIONAL FOREST SYSTEM: includes all national forest lands, and waters reserved or withdrawn from the public domain of the United States, national forest lands and waters acquired through purchase, exchange, donation, or other means, national grasslands and land utilization projects and waters administered under title III of the Bankhead-Jones Farm Tenant ACT (50 Stat. 525, 7 U.S.C. 1010-1012), and other lands, waters, or interests therein acquired under the Wild and Scenic River Act (16 U.S.C. 1272-1287) or National Trails Systems Act (16 U.S.C. 1241-1249).

For further definitions or clarification of definitions, refer to [36 CFR § 261.2].