

# ORDER NO. 91-1 FIRE RESTRICTIONS

## PACIFIC SOUTHWEST REGION

Pursuant to 36 CFR 261.50(a) and (b), each of the following is prohibited on lands, or Forest Development Roads or Trails under my jurisdiction.

1. Budding, maintaining, attending or using a fire, campfire or stove fire in any area outside a developed recreation site. 36 CFR 261.52(a).
  1. In [Zone A](#) as defined in California Public Resources Code 4413.
  2. In [Zone B](#) as defined in California Public Resources Code 4413, from May 1 until the date the hazardous fire conditions have been proclaimed abated for the year.
  
2. Using an explosive. 36 CFR 261.52(b).
3. Smoking, except within an enclosed vehicle or building, a developed recreation site, a designated smoking area, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material. 36 CFR 261.52(c).
  1. In [Zone A](#) as defined in California Public Resources Code 4413.
  2. In [Zone B](#) as defined in California Public Resources Code 4413, from May 1 until the date the hazardous fire conditions have been proclaimed abated for the year.
4. Possessing, discharging or using any kind of firework or other pyrotechnic device. 36 CFR 251.52(f).
5. Welding or operating an acetylene or other torch with open flame. 36 CFR 261.52(i).
  1. In [Zone A](#) as defined in California Public Resources Code 4413.
  2. In [Zone B](#) as defined in California Public Resources Code 4413, from May 1 until the date that the hazardous fire conditions have been proclaimed abated for the year.
6. Operating or using any internal or external combustion engine, without a spark arresting device properly installed, maintained and in effective working order, meeting either: (1) Department of Agriculture, Forest Service Standard 5100-1a; or (2) appropriate Society of Automotive Engineers (SAE) Recommended Practice J335(b) and J350(a).  
Motor trucks, truck tractors, buses and passenger vehicles, except motorcycles,

- are not subject to these provisions if the exhaust system is equipped with a muffler as defined in the California Vehicle Code. 36 CFR 261.52(j).
7. Violating any of the following California State Forest, and Fire Laws on National Forest land, or on State or Private land inside the National Forest Boundary, or adjacent thereto, when such act or omission affects, threatens, or endangers property of the United States administered by the Forest Service. 36 CFR 261.52(k).

## Public Resources Code

### Section

- 4291 - Reduction of Fire Hazards Around Buildings
- 4292 - Powerline Hazard Reduction
- 4293 - Powerline Clearance Required
- 4296.5 - Railroad Rights-of-way Clearance
- 4373 - Minimum Requirements for Rubbish Dumps (under permit)
- 4374 - Minimum Requirements for Rubbish Dumps
- 4423 - Written Permit Required for Burning
- 4427 - Clearance and Tools required
- 4428 - Firefighting Tools Required on Industrial Operations
- 4429 - Industrial Camp Tool Cache
- 4430 - Steam-operated Engine Equipment Requirements
- 4431 - Gasoline Power Saw - Firefighting Equipment Required
- 4438 - Forest Product Waste Disposal (enclosed)
- 4439 - Forest Product Waste Disposal (open)
- 4440 - Forest Product Waste Storage
- 4446 - Incinerator Standards

Pursuant to 36 CFR 261.50(e), each of the following are exempt from this Order:

1. Persons with a permit specifically authorizing the otherwise prohibited act or omission.
2. Any Federal, State, or local officer, or member of an organized rescue or fire fighting force in the performance of an official duty.

This order supersedes Order No. 83-2, issued August 16, 1983. These Prohibitions are in addition to the General Prohibitions in 36 CFR Part 261. This Order may be made more restrictive by temporary orders issued by the Regional Forester or a Forest Supervisor during periods of fire danger.

Executed in San Francisco, California this 24th day of July 1991.

/s/ Ronald E. Stewart

**RONALD E. STEWART**

Regional Forester

Pacific Southwest Region

Violation of these prohibitions is punishable by a fine of not more than \$5000.00 or imprisonment for not more than six months or both. See Title 16 United States Code Section 551.