

APPENDIX 5 STAGE I AND STAGE II RESTRICTIONS

There will be two fire restriction stages: Stage I and Stage II. Each agency/tribe with a fire restriction area must write its own agency/tribal document that authorizes the restrictions within its jurisdiction. Each agency/tribe is responsible for using its own format and having their Legal Counsel review the document to assure it is correct and enforceable. To reduce confusion and standardize the restrictions, the following criteria will be used in all restriction documents:

STAGE I

The following acts are prohibited until further notice:

1. Building, maintaining, attending, or using a fire, campfire or stove fire except within a designated recreation site, or on their own land, and only within an owner-provided fire structure (see definition).
2. Smoking, except within an enclosed vehicle, building, or designated recreation site, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable materials.

Exemptions

1. Persons with a written permit that specifically authorizes the otherwise prohibited act.
2. Persons using a fire solely fueled by liquid petroleum or LPG fuels. Such devices, including propane campfires, may be used only in an area cleared of flammable material.
3. Persons using stove fires with a chimney of at least five (5) feet in length and employing a spark arrester with a maximum mesh screen opening of ¼ inch on federal lands designated as the Frank Church River of No Return, Gospel Hump or Selway-Bitterroot Wilderness Areas.
4. Persons using metal fire pans* (see definition) within ¼ mile of:
 - a. The Salmon River from the Corn Creek launch site to its mouth at the Snake River.
 - b. The Middle Fork of the Salmon River.
 - c. The Selway River from the Paradise boat launch to Race Creek.
 - d. The Snake River from Hells Canyon Dam to the City of Lewiston.

***Pack-out of ashes is required.**

5. Private landowners using charcoal (disposed of properly) or propane barbecues on their own lands.
6. Persons conducting activities in those designated areas where the activity is specifically authorized by written posted notice.
7. Any federal, state, or local officer or member of an organized rescue or firefighting force, in the performance of an official duty.
8. All land within a city boundary.

An exemption does not absolve an individual or organization from liability or responsibility for any fire started by the exempted activity.

STAGE II

The following acts are prohibited until further notice:

1. Building, maintaining, attending, or using a fire, campfire, or stove fire.
2. Smoking, except within an enclosed vehicle or building, a designated recreation site or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable materials.
3. Operating motorized vehicles off designated roads and trails in accordance with existing travel management plans.
4. The following acts are prohibited from 1:00 p.m. to 1:00 a.m. A patrol is required for one hour following cessation of all work as described in a, b and c below.
 - a. Operating a chainsaw or other equipment powered by an internal combustion engine for felling, bucking, skidding, processing, road building and woodcutting during industrial operations or fire wood gathering.
 - b. Blasting, welding, or other activities that generate flame or flammable material.
 - c. Using an explosive.

Exemptions

1. Persons with a written permit that specifically authorizes the otherwise prohibited act.
2. Persons using a fire or stove fire fueled solely by liquid petroleum or LPG fuels. Such devices, including propane campfires, may be used only in an area cleared of flammable material.
3. Persons using stove fires with a chimney of at least five (5) feet in length and employing a spark arrester with a maximum mesh screen opening of ¼ inch on federal lands designated as the Frank Church River of No Return, Gospel Hump or Selway-Bitterroot Wilderness Areas.
4. Persons using metal fire pans* (see definition) within ¼ mile of:
 - a. The Salmon River from the Corn Creek launch site to its mouth at the Snake River.
 - b. The Middle Fork of the Salmon River.
 - c. The Selway River from the Paradise boat launch to Race creek.
 - d. The Snake River from Hells Canyon Dam to the City of Lewiston.

***Pack-out of ashes is required.**

5. Persons using a generator with an approved spark arrester on areas that are cleared of all flammable materials within three feet of the generator.
6. Log loading and hauling only – from landings and existing roads and only on non-federal lands.
7. Private landowners using charcoal (disposed of properly) or propane barbecues on their own lands.

8. Crop lands.
9. Emergency repair of public utilities and railroads as per attached conditions in Stage II Exemptions for Public Utilities and Railroads, Appendix 10.
10. Any federal, state, or local officer, or member of an organized rescue or firefighting force, in the performance of an official duty.
11. Persons conducting activities in those designated areas where the activity is specifically authorized by written posted notice.
12. All land within a city boundary.

An exemption does not absolve an individual or organization from liability or responsibility for any fire started by the exempted activity.

APPENDIX 6 DEFINITIONS

The following definitions should be used as part of, or referenced to, in the Special Orders or Laws that initiate and authorize a Stage I or Stage II Restriction:

AGENCY ADMINISTRATOR: That person vested with the overall responsibility and authority for an agency at an administrative unit. These individuals may include BIA Superintendents, Forest Supervisors, State Lands Area Managers, BLM District Managers, Park Managers and other state agency officials. Agency Administrators at the Geographical Area Level would include the Regional Forester, BLM State Director, and the State Forester of the Idaho Department of Lands.

CAMPFIRE: A fire, not within any building, mobile home, or living accommodation mounted on a vehicle, which is used for cooking, branding, personal warmth, lighting, ceremonial, or aesthetic purposes. Campfires are open fires (usually built on the ground) using native fuels or charcoal, and include burn barrels, enclosed fireplace stands, and charcoal grills.

APPROVED SPARK ARRESTER: A spark arresting device for internal combustion engines that is properly installed, maintained, and in effective working order meeting either: (1) U.S. Department of Agriculture, Forest Service Standard 5100-1a, or (2) Appropriate Society of Automotive Engineers (SAE) recommended practice J335(b) and J350(a).

CHAINSAW: A saw powered by an internal combustion engine, with cutting teeth linked in an endless chain.

CLOSURE: The closing of an area to entry or use.

DESIGNATED ROADS AND TRAILS: Those roads and trails that are identified on maps regularly provided to the public by land management agencies.

DESIGNATED RECREATION SITE: A recreation area that has been improved and designated by sign as a privately-owned commercial campground, tribal, or agency-owned campground, picnic area, or trail head.

METAL FIRE PAN: A metal fire pan with sides at least three inches high with a metal grate on top.

MOTORIZED EQUIPMENT: Any equipment or vehicle powered by an internal combustion engine.

OWNER-PROVIDED FIRE STRUCTURE: A permanent metal or concrete improvement specifically designed for the purpose of containing a campfire, or cooking fire provided by the agency, or landowner with a clearance of ten feet on all sides that is free of any flammable vegetation. This does not include a metal fire pan as defined above.

PATROL: One or more people who will travel through a work site checking for, suppressing, and reporting fires discovered adjacent to and within the work site.

PERMIT: A written document issued by an authorized agency representative to specifically authorize an otherwise prohibited act.

RESTRICTION: A limitation on an activity or use.

STOVE FIRE: A fire built inside a fully enclosed metal stove, grill, or sheep herder type stove.