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LA CLERK MAY 25 '22 15:55

LOS ALAMOS FIRE MARSHAL ORDER
(5.5.2022)(Amended 5.26.2022)

COMES NOW, the Incorporated County of Los Alamos (“County”), Fire Marshal, pursuant to the authority vested in the Fire Marshal by Chapter 22 of the Los Alamos County Code of Ordinances (“County Code”) and Section 104.5 of the International Fire Code (2021) (“IFC”) and issues this **Amended Stage 3 Fire Restriction Order** prohibiting those activities and uses provided below within the County beginning May 27, 2022 at 8 a.m. MST and continuing until subsequent order of the Fire Marshal, Wendy Servey.

Authority and Jurisdiction: The County Fire Marshal is charged with the duties as provided in Chapter 22 of the County Code, as well as the following IFC Sections and Chapters: Sections 101.2, 104.1, 104.2, 104.5, 104.11, 104.12, 105.5.34, 105.5.35, 105.5.36, 108, 112, 113, 114, 305, 307, 308, 2201, and Chp. 35. NMSA 1978, 60-2C-1 *et seq.* NMSA 1978, Chapter 59A, Article 52 (§§ 59A-52-1 — 59A-52-27.1).

Findings: The Fire Marshal hereby makes the following findings:

- The County is currently experiencing an extreme drought as determined by the indices of the National Weather Service. These conditions are expected to continue through July 31, 2022.
- This years’ fire season started extremely early along with continued critical to extreme fire weather conditions including high winds, dry fuel moistures, extremely low humidity, and extended drought.
- A significant concern is the difficulty rescuing recreational users quickly as under the current conditions as responders will be tasked with multiple tactical objectives simultaneously in case of a wildfire start.
- On April 25, 2022, the Governor of New Mexico issued Executive Order 2022-22 which urged local governments to implement certain fire restrictions including but not limited to the



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restriction on the use of fireworks in their communities as an action to keep communities safe, keep firefighters available for the State and to sustain our lands.

- The County implemented Stage 2 Fire Restrictions on April 22, 2022. All conditions for previous fire restriction stages remain in place and effective. Added conditions for Stage 3 Fire Restrictions are in bold below.
- Now the Cerro Palade Fire is over 90% contained, Fire Department officials have evaluated our County's trail system. Stage 3 Fire Restrictions due to the dry and hot weather conditions continue, however opening the identified additional trails that have less dense fuels and are an adequate distance from residences, is a workable situation that can be monitored for safety by staff.

Pursuant to this Order, the following activities and uses are **NOT ALLOWED** during the effective dates of this Stage 3 Fire Restriction Order:

1. **Use of firearms, firing ranges or use of ammunitions.**
2. **All recreational activity on unpaved trail systems and open space to include camping, hiking, horses, bicycles, motor bikes and all-terrain vehicles, except for Pueblo Canyon Rim Trail on north side of airport connecting into Canyon Rim Trail and all County Trails in White Rock.**
3. Non-permissible fireworks as defined by State statute adopted by County ordinance at your home, public, or County land or open space(s) are prohibited. See Los Alamos County – Fire Marshal's Office homepage for more information – <https://lacnm.com/LAFD-FireMarshal>.
4. Building, maintaining an open fire, bonfires, fire pits, campfires, or recreational fires to include charcoal (briquet) grills, coal, or wood stove within the County. This includes all fires in campgrounds, un-improved sites, open space areas, and public and private residences.
5. Using or operating a generator, chainsaw, riding mower or other internal or external combustible engine without a spark arresting device properly installed, and in working order.
6. Driving off designated roadways.
7. Use of explosives/blasting.
8. Sky lanterns.

The following activities and uses are **ALLOWED** during Stage 3 Fire Restrictions:

1. **Use of paved trails of Canyon Rim, La Mesa and the paved accessway to Overlook Point can be utilized and those unpaved trails as identified above.**
2. Stoves, grills, lanterns, and heaters fueled by propane, or other liquified petroleum fuels may be used if they meet manufacturer's safety specifications and have on/off switches.
3. Smoking only in enclosed vehicles or buildings.

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4. Use of permissible fireworks as defined by State Statute and adopted by County ordinance for use residential use on paved/barren area with adequate supervision and water supply. However, as a reminder use on public or County land and open space(s) is not allowed, and permissible aerial firework use may be limited with local legislation as allowed by State Statute. Firework (displays) and other pyrotechnic devices only with a valid approved operational permit by the Fire Marshal.
5. Welding or operating acetylene torch or other torch with a flame only with a valid approved operational permit issued by the Fire Marshal.

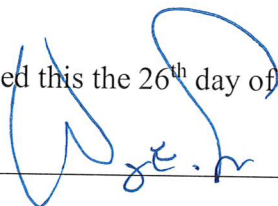
Violations: A person or persons violating of this ORDER of the Fire Marshal may be subject to a written citation that could result in penalties pursuant to Section 1-8 of the County Code.

Exemptions: Firefighters, and other public service or government officials on official business or training activity and those with validly issued permits are exempt from these restrictions of this Order.

Severability and Supersedes: If any term or provision of this Order is found unapplicable, the remaining provisions shall remain affective. This Order supersedes any previous Orders prohibiting the same acts covered by this Order.

For Further Information: Further information regarding this Order may be obtained from the Los Alamos Fire Department, telephone number (505) 662-8301. Know before you go. Fire restrictions for Los Alamos County and throughout New Mexico can be found at the New Mexico Fire Information Website at www.nmfireinfo.com.

Signed this the 26th day of May, 2022.



**Wendy Servey, Fire Marshal
Los Alamos Fire Department**