

P.O. Box 1270 Isleta, New Mexico 87022 Telephone: 505-869-3111

EXECUTIVE ORDER 2025-03 PUEBLO OF ISLETA BURN BAN

WHEREAS, the Pueblo of Isleta and state of New Mexico are currently facing unprecedented drought conditions that pose a significant threat of fire danger;

WHEREAS, the Governor finds it in the best interests of the Pueblo of Isleta and its lands, resources, community health, and safety to proactively enact measures to protect Isleta tribal members, lands, and structures from fire danger;

WHEREAS, the Pueblo hereby enacts a Pueblo-wide BURN BAN, effective immediately. The Pueblo of Isleta BURN BAN will remain in effect through August 31, 2025 or until such time that fire danger and drought conditions are significantly reduced.

NOW THEREFORE BE IT RESOLVED, while the BURN BAN is in effect, all open activities are expressly prohibited, including but not limited to the following:

- 1. Ditch, field, or yard burning;
- 2. Burning of trash of any kind;
- 3. Bonfires, campfires, stove fires or open flame charcoal grills/cooking fires;
- 4. Any use of fireworks; and
- 5. Agricultural burning, unless an exemption applies.

BE IT FURTHER RESOLVED, the below-listed exemptions are permitted:

- 1. Pressurized liquid or gas stoves, lanterns/heaters meeting safety specifications;
- 2. Persons operating generators with an approved spark arresting device in the area that is barren or cleared of all overhead and surrounding flammable materials within three (3) feet of the generator; and
- 3. Chainsaw use.

BE IT FURTHER RESOLVED, baking fires in contained and sealed hornos are not considered "open burn activities" and will not be prohibited during the BURN BAN;

BE IT FURTHER RESOLVED, effective immediately, all burn permits previously issued by the Department of Natural Resources are suspended through August 31, 2025. On or before August 31, 2025 the Pueblo will reevaluate drought conditions and fire risk and will issue an affirmative decision as to whether the burn permits shall be permitted to be reinstated;

BE IT FURTHER RESOLVED, burn activity during the BURN BAN expressly violates the directives of the Pueblo of Isleta Governor regarding fire safety and management, threaten the community health and safety of Pueblo of Isleta residents and structures, and create a significant additional strain on Pueblo of Isleta resources and emergency response.

BE IT FURTHER RESOLVED, that the Isleta Fire Department, Isleta Police Department, and Isleta Department of Natural Resources are hereby authorized and directed to do all that is necessary to enforce compliance with this Order.

BE IT FURTHER RESOLVED, any individual found to be engaging in burn activity during the BURN BAN may be found in violation of the Tribal Law and Order Code § 05-07-02(A)(ii)(1), Public Health and Safety Nuisance (prohibiting improper disposal of waste) and § 05-07-02(A)(v)(1), Public Nuisance (prohibiting activities that substantially interfere with the public's right to use and enjoy public spaces).

BE IT FURTHER RESOLVED, any individual found to be engaging in burn activity during the BURN BAN in violation of the Pueblo of Isleta Nuisance Code shall be subject to any and all applicable penalties thereunder, including but not limited to, issuance of a civil citation of \$250 per day and revocation of a tribal member's burn permit. Pueblo of Isleta Nuisance Code § 05-07-04(B).

BE IT FURTHER RESOLVED, in the event an individual engages in burn activity during the BURN BAN and is found to have caused damage to any vegetation, forest, or structures, the individual may be found in violation of Tribal Law and Order Code § 30-12-17, Unlawful Burning, punishable as a Class D Misdemeanor.

BE IT FURTHER RESOLVED, that notice of this Executive Order shall be made to all interested parties and Tribal Members by:

- Providing electronic notice through the Pueblo of Isleta website and related social media;
- Providing notice through the Pueblo of Isleta text messaging system; and
- Posting notice at public locations within the Pueblo.

To the extent this Order may conflict with any other previously issued Order or directive, this Order shall supersede any other order, proclamation, or directives.

This Order shall take effect immediately and shall remain in effect until either rescinded or amended.

Eugene Jiron,

Governor

Date