



Oregon Parks and Recreation Commission

February 23 & 24, 2022
Zoom Meeting

Draft Agenda

Wednesday, February 23, 2022

Zoom Meeting

WORK-SESSION / TRAINING: 1:00pm - 3:30pm

- Climate Change Workshop (1 ½ hrs.) - Jennifer
- Revenue Workshop (2023-25 Revenues) - Tanya
- Best Practices Workshop - Chris

Thursday, February 24, 2022

Zoom Meeting

Executive Session: 8:30am

The Commission will meet in Executive Session to discuss acquisition priorities and opportunities, and potential litigation. The Executive Session will be held pursuant to ORS 192.660(2)(e) and (h), and is closed to the public.

Business Meeting: 9:30am

1. Commission Business

- a) Welcome and Introductions (Information)
- b) Approval of November 2021 Minutes (**Action**)
- c) Approval of February 2022 Agenda (**Action**)

2. Public Comment: Please submit written public comments no later than 5 p.m. February 21st to chris.havel@oregon.gov

3. Director's Update

- a) Agency Update/Covid-19 (Information) Lisa
- b) Legislative Update 2022 Session (Information) Katie
- c) 2023 Agency Legislative Concepts (Information) Katie
- d) Director Re-appointment to 4-year term (**Action**) Chris
- e) Best Practices Report (**Action**) Chris
- f) Audit Committee (**Action**) Daniel

4. Budget

- a) 2021-23 Budget Update (Information) Tanya (will have a late addendum)
- b) 2023-25 Budget Update (Information) Tanya

5. Property

- a) ODOT/I-84 Needs (Information) Ladd

- b) Frenchglen Hotel SHS area Acquisition from Concessionaire (Information) Ladd
- c) Ruthton Park Reverting from Hood River County (Information) Tabitha
- d) Driftwood Update (Information) Chris

6. Community Engagement

- a) County Opportunity Grant Program – 2022 Grant Awards (**Action**) Daniel

7. Heritage

- a) Heritage Division Updates (Information) Chrissy
- b) Community Opportunity Grant – Veterans War Memorial 2022 (**Action**) Chrissy

8. Park Development Division

- a) Silver Falls Dump Station Project (**Action**) Matt
- b) Collier Paving Project (**Action**) Matt

9. Rulemaking

- a) Request to Open Rulemaking National Register Statement Requirements, OAR 736-050-0250 (**Action**) Katie
- b) Request to Adopt Park Resources Updates to Hunting, OAR 736-010-0055 (**Action**) Helena
- c) Upcoming Rulemaking Update (Information) Katie

10. Reports (Information)

- a) Actions Taken Under Delegated Authority
 - i) Contracts and Procurement
 - ii) Ocean Shores and Scenic Waterway Permits
 - iii) Timber Harvest Revenue

11. Commission Planning Calendar (Information)

The services, programs and activities of the Oregon Parks and Recreation Department are covered by the Americans with Disabilities Act (ADA). If you need special accommodations to participate in this meeting, please contact the commission assistant Denise Warburton at (503) 779-9729 or Denise.warburton@oregon.gov at least 72 hours prior to the start of the meeting.



Oregon Parks and Recreation Commission

November 16 & 17, 2021
Zoom Meeting

Draft Minutes

Tuesday, November 16, 2021

Zoom Meeting

WORK-SESSION / TRAINING: 1:00pm - 2:30pm

- Budget 101 Training

Wednesday, November 17, 2021

Zoom Meeting

Executive Session: 8:30am

The commission met in executive session to discuss matters related to real estate and legal issues as permitted by ORS 192.660 (e) and (h), respectively. The meeting was closed to the public and commissioners did not take any final action or make any final decision during the executive session.

Business Meeting: 9:25am

• Jennifer Allen, Commission Chair	• Chrissy Curran, OPRD
• Lisa Dawson, Commission Vice-Chair	• Tanya Crane, OPRD
• Jonathan Blasher, Commission	• JR Collier, OPRD
• Doug Deur, Commission	• Katie Gauthier, OPRD
• Liz Hill, Commission	• Daniel Killam, OPRD
• Vicki Berger, Commission	• Dennis Comfort, OPRD
• Steve Shipsey, Counsel for Commission, DOJ	• Matt Rippee, OPRD
• Chris Havel, OPRD	• Ross Kihns, OPRD
• Lisa Sumption, OPRD Director	• Susan Bethers, OPRD
• Denise Warburton, OPRD	

1. Commission Business

- Welcome and Introductions (Information)
- Approval of September 2021 Minutes (**Action**)

ACTION: Commissioner Dawson moved to approve the September 2021 minutes Commissioner Blasher seconded. Motion passed, 6-0. (Topic starts at 00:03:03 and ends at 00:03:29)

- c) Approval of November 2021 Agenda (**Action**)

ACTION: Commissioner Berger moved to approve the November 2021 Draft Agenda. Commissioner Deur seconded. Motion passed, 6-0. (Topic starts at 00:03:33 and ends at 00:04:04)

- 2. **Public Comment:** Please submit written public comments no later than 5 p.m. November 12th to chris.havel@oregon.gov

3. Director's Update

- a) Agency Update/Covid-19 (Information)
- b) Office of Outdoor Recreation Update (Information)

4. Budget

5. Property

- a) Utility Line at Dabney (Information)
- b) Gleason Pool and Park (**Action**)

ACTION: Commissioner Deur moved to approve the acquisition of Gleason Park from City of John Day. Commissioner Berger seconded. Motion passed, 6-0. (Topic starts at 00:21:09 and ends at 00:30:39)

- c) Joseph Stewart State Recreation Area lease update (Information)

6. Community Engagement

- a) RTP Grant Approvals (**Action**)

ACTION: Commissioner Deur moved to approve the RTP Award Grants recommended by staff. Commissioner Hill seconded. Motion passed, 6-0. (Topic starts at 00:39:37 and ends at 00:49:47)

- b) RTP Achievement Award (Information)

7. Heritage

- a) Heritage Division Updates (Information)

8. Park Development Division

- a) Go Bonds List Approval (**Action**)

ACTION: Commissioner Berger moved to approve the Go Bond Initial Project List. Commissioner Blasher seconded. Motion passed, 6-0. (Topic starts at 01:00:29 and ends at 01:46:09)

b) Silver Falls Tank Replacement (**Action**)

ACTION: Commissioner Hill moved to approve the Silver Falls Water Reservoir project. Commissioner Dawson seconded. Motion passed, 6-0. (Topic starts at 01:46:40 and ends at 01:49:50)

9. Rulemaking

a) Request to adopt 736-140-0005 to 0015 Confidentiality and Mediation (**Action**)

ACTION: Commissioner Dawson moved to adopt 736-140-0005 to 0015 Confidentiality and Mediation rule. Commissioner Berger seconded. Motion passed, 6-0. (Topic starts at 01:50:22 and ends at 01:53:08)

b) Request to adopt rules implementing 2021 legislation: 736-010-0020- General Regulations; 736- 015-0006- Definitions, 736-015-0020-Overnight rentals; 736-015-0040- Miscellaneous rental products; 736-002-0170- Outdoor Recreation Advisory Council (**Action**)

ACTION: Commissioner Hill moved to adopt rules 736-010-0020- General Regulations; 736- 015-0006- Definitions, 736-015-0020-Overnight rentals; 736-015-0040- Miscellaneous rental products; 736-002-0170- Outdoor Recreation Advisory Council. Commissioner Berger seconded. Motion passed, 6-0. (Topic starts at 01:53:20 and ends at 02:10:25)

c) Request to open 736-010-0055 Park Resources to clarify hunting boundaries (**Action**)

ACTION: Commissioner Berger moved to open 736-010-0055 Park Resources to clarify hunting boundaries. Commissioner Deur seconded. Motion passed, 6-0. (Topic starts at 02:11:01 and ends at 02:13:36)

d) Request to open 736-010-0040 and 736-021-0100 Visitor Conduct to add drone take-off and landing guidance (**Action**)

ACTION: Commissioner Deur moved to open 736-010-0040 and 736-021-0100 Visitor Conduct to add drone take-off and landing guidance. Commissioner Blasher seconded. Motion passed, 6-0. (Topic starts at 02:13:49 and ends at 02:21:29)

e) Request to adopt temporary change to 736-050-0260 Committee Procedures for Review and Approval of Nominations to the National Register (**Action**)

ACTION: Commissioner Berger moved adopt temporary change to 736-050-0260 Committee Procedures for Review and Approval of Nominations to the National Register. Commissioner Dawson seconded. Motion passed, 6-0. (Topic starts at 02:22:01 and ends at 02:48:28)

10. Reports (Information)

- a) Actions Taken Under Delegated Authority
 - i) Contracts and Procurement

- ii) Ocean Shores and Scenic Waterway Permits
- iii) Timber Harvest Revenue
- b) Budget Report

11. Commission Planning Calendar

- a) 2022 Planning Calendar

Meeting adjourned at 12:25pm.

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Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item: 3b Information
Public Comment Allowed: Yes
Topic: Legislative Update
Presented by: Katie Gauthier, Government Relations and Policy Manager

The 81st Oregon Legislative Assembly will convene for the 2022 Legislative Session Tuesday, February 1st. This “short” session will last five weeks, ending by March 7, 2022.

Prior to the start of session, approximately 260 bills were released. OPRD staff are currently tracking forty bills that may have an impact to the agency. Below are selected bills staff are monitoring. However, as an agency, we have no position on this proposed legislation.

HB 4054: Extends the Special Assessment for historic properties program for an additional year. The bill also modifies the program to include only commercial properties and add social justice requirements. This bill is at the request of the House Interim Committee on Revenue. Staff have been involved in a workgroup led by two representatives during the interim.

HB 4066: Contains a number of provisions relating to veterans’ programs, including OPRD’s Special Access Pass program for service-connected disabled veterans. The bill proposes to increase eligibility for the program to include surviving spouses of disabled veterans and add provisions of the program into statute.

HB 4076: Representative Gomberg’s bill specifies recreational immunity protections for the ocean shore and tidal submerged lands. This bill would add under the ocean shore management section of statute a provision stating that land owners are not liable for injuries, death or property damage occurring during recreational use of roads, bodies of water, watercourses, rights of way, buildings, fixtures and structures along the ocean shore. This limit of liability does not extend to intentional injuries or unpermitted improvements along the ocean shore.

Prior Action by Commission: Reviewed the 2021 Legislative report in September 2021

Action Requested: Information only

Attachments: none

Prepared by: Katie Gauthier

Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	3c	Information
Public Comment Allowed:	Yes	
Topic:	2023 Legislative Concept	
Presented by:	Katie Gauthier, Government Relations and Policy Manager	

Background:

Development of OPRD's 2023 Legislative Concepts began with a request to all staff in Fall 2021 to solicit ideas for changes to statutes to improve agency outcomes for visitors or those we serve. Staff-submitted ideas were discussed by the Director's Group along with other ideas to further OPRD's strategic priorities.

This process resulted in the following four concepts recommended to move forward as OPRD's proactive legislation for the 2023 session.

- **ATV Safety Education Cards.** This would be a repeat of SB 106 from the 2021 session. ATV Safety Education Cards are currently required for most ATV riders at no cost through an online education program. This bill would expand the requirement to include all riders of Class IV ATVs (side-by-sides). Side-by-sides are a fast-growing class of ATVs, often attracting new and less experienced riders. As a result, side-by-side accidents involving injuries have been increasing year-over-year.
 - This concept was proposed by the ATV Advisory Committee.
 - In 2019, OPRD proposed a similar concept that also included class II (jeeps) operators. The recommendation is to narrow the concept and focus on the highest risk category.
- **ATV Class IV Sizes and Windshields.** This would be the same as SB 107 from 2021. In 2019, the definition of ATV side-by-sides was changed to allow for wider, heavier vehicles, but it did not accommodate all vehicles in the class due to tire size restrictions. This bill would move to an industry standard of defining Class IV ATVs as vehicles with engine sizes of up to 1000 cc. It would also eliminate current windshield wiper requirement for half windshields or plexiglass windshields and simply require windshields to remain free from obstruction. During discussions with legislators after the 2021 session, staff were encouraged to reintroduce both ATV concepts in a future session. This concept is also supported by the ATV Advisory Committee.

- **Assault of OPRD Employees.** Under statute, specific OPRD employees are trained as enforcement rangers who as part of their official duties enforce park administrative rules and may issue citations, orders to leave, and exclusions from parks. Unfortunately, there have been recent instances where in the performance of their duties, park staff have been subject to harassment and assault. HB 2124, from 2021 would have added OPRD enforcement rangers acting within the scope of their official duties to list of public officials for third degree assault. Staff will work with stakeholders and legislators to refine the prior proposal to provide resources to improve OPRD staff safety.
- **Governance structure.** This placeholder concept will be refined in coming months to move OPRD forward in a governance model that allows for agency flexibility to strategically respond to operational needs. In the next few months, staff will research areas of focus and outreach to visitors, partners and stakeholders on possible options.

Next Steps:

Staff will continue to research, discuss with stakeholders and refine concepts. A full proposal will be brought to the Commission as an action item in April and then submitted to the Governor's office.

Prior Action by Commission: Reviewed the 2021 Legislative report in September 2021

Action Requested: Information only

Attachments: none

Prepared by: Katie Gauthier

Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	3d	Action
Public Comment Allowed:	Yes	
Topic:	Reappointment of OPRD Director	
Presented by:	Chris Havel	

Oregon Revised Statute 390.127 and 390.131 prescribe the Commission's responsibilities for appointment of the State Parks and Recreation Director and the responsibilities of the Director.

390.127 State Parks and Recreation Director; appointment; compensation.

(1) The State Parks and Recreation Commission shall appoint as State Parks and Recreation Director an individual well qualified by training and experience to serve for a term of four years unless sooner removed by the commission.

(2) The director shall receive such salary as may be prescribed by law. In addition to salary, subject to applicable law regulating travel and expenses of state officers, the director shall be reimbursed for actual and necessary travel and other expenses incurred in the performance of official duties. [1989 c.904 §7]

390.131 Duties of director. The State Parks and Recreation Director is the executive head of the State Parks and Recreation Department and shall:

(1) Be responsible to the State Parks and Recreation Commission for administration and enforcement of the duties, functions and powers imposed by law upon the commission and the department.

(2) Appoint, supervise and control all commission employees and, under policy direction of the commission, be responsible for all of the commission's functions and activities.

(3) Establish such administrative divisions as are necessary to carry out properly the commission's functions and activities.

(4) Contract with the Department of Transportation for the performance of such administrative services as the director considers appropriate. [1989 c.904 §8]

Director Sumption joined the department in 2007 as Assistant Director for Administration. She was appointed to the position of Director in February 2014, and re-appointed in 2018.

Prior Action by Commission: Appointment of Lisa Sumption to four-year term as Oregon Parks and Recreation Department director, June 2018 (effective back to February 2018).

Action Requested: Re-appointment of Director Lisa Sumption as State Parks and Recreation Director to a four-year term from February 2022-February 2026.

Attachments: None

Prepared by: Chris Havel, Associate Director

Oregon Parks and Recreation Commission

February 24, 2021

Agenda Item:	3e	Action
Public Comment Allowed:	Yes	
Topic:	Commission Best Practices	
Presented by:	Chris Havel	

The State of Oregon requires an annual review of Commission business practices and procedures. The Commission, with mediation by staff, reviewed sixteen practices during a workshop on February 23:

1. Executive Director's performance expectations are current.
2. Executive Director receives annual performance feedback.
3. The agency's mission and high-level goals are current and applicable.
4. The board reviews the Annual Performance Progress Report.
5. The board is appropriately involved in review of agency's key communications.
6. The board is appropriately involved in policy-making activities.
7. The agency's policy option packages are aligned with their mission and goals.
8. The board reviews all proposed budgets (likely occurs every other year).
9. The board periodically reviews key financial information and audit findings.
10. The board is appropriately accounting for resources.
11. The agency adheres to accounting rules and other relevant financial controls.
12. Board members act in accordance with their roles as public representatives.
13. The board coordinates with others where responsibilities and interests overlap.
14. The board members identify and attend appropriate training sessions.
15. The board reviews its management practices to ensure best practices are utilized.
16. The board approves property acquisition and disposition in a manner consistent with goals and policy.

The review reflected on the period from July 2020 to June 2021. Where all commissioners agree their practices achieve the stated aim, the practice is marked as MEETS or EXCEEDS. Where the commissioners are not in agreement on a practice, it is marked DOES NOT MEET. This report is submitted to the Oregon Department of Administrative Services, and incorporated into the budget document submitted to the Governor and Legislative Assembly.

Attachment: Best Practices Report attachment (will be provided on February 23, 2022).

Action Requested: Approve report.

Prior Action by Commission: Prior years' approval of Best Practices reports.

Prepared by: Chris Havel

Oregon State Parks and Recreation Commission Best Practices Review for 7/2020-6/2021

Feb. 24, 2022 // Commission meeting // Agenda Item 3e

Explanation of Best Practices process

State boards and commissions complete an annual review of processes and activities. The Oregon State Parks and Recreation Commission met in a workshop session in February 2022 to review its July 2020-June 2021 performance. This report is forwarded to the Department of Administrative Services. The Commission meets all 16 Best Practices following a self-evaluation.

Evaluation Results

#. Best practice	Exceed	Meet	Doesn't meet	Abstain
1. Executive Director's performance expectations are current.	6	1	0	0
2. Executive Director receives annual and monthly performance feedback.	4	3	0	0
3. The agency's mission and high-level goals are current and applicable.	4	3	0	0
4. The board reviews the <i>Annual Performance Progress Report</i> .	6	1	0	0
5. The board is appropriately involved in review of agency's key communications.	3	4	0	0
6. The board is appropriately involved in policy-making activities.	4	3	0	0
7. The agency's policy option packages are aligned with their mission and goals.	3	3	0	1
8. The board reviews all proposed budgets (every other year).	3	3	0	1
9. The board periodically reviews key financial information and audit findings.	2	5	0	0
10. The board is appropriately accounting for resources.	2	5	0	0
11. The agency adheres to accounting rules and other relevant financial controls.	4	3	0	0
12. Board members act in accordance with their roles as public representatives.	2	5	0	0
13. The board coordinates with others where responsibilities and interests overlap.	3	4	0	0
14. The board members identify and attend appropriate training sessions.	3	4	0	0
15. The board reviews its management practices to ensure best practices are utilized.	3	3	0	1
16. The board approves property acquisition and disposition in a manner consistent with goals and policy.	2	5	0	0

Comments:

1. Continued DEI workshops as part of annual training requirements for commissioners.

Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	3f	Action
Public Comment Allowed:	Yes	
Topic:	Audit Committee	
Presented by:	Daniel Killam, Deputy Director of Administration	

OPRD is in the process of re-establishing our Audit functions. With the combination of the pandemic and the resignation of Chief Auditor Executive (CAE), Bevin Clapper in January of 2021, we effectively gave ourselves a 12 month break from actively engaging in those audit processes. Due to the very solid shape of our audit activity over the past several years and the condition of our past audit practices along with the audit committee oversight, OPRD met the requirements of the Agency under current statutes and rules.

OPRD has made the decision to reinstitute our audit procedures by contracting out the audit functions through an Inter-Governmental Agreement (IGA) with Portland State University (PSU). Director Sumption will serve in an ex-officio role and delegate an internal employee to serve as our CAE. However, we do need maintain an Audit Committee independent of Agency personnel. According to the Charter (attachment A), heading "Composition" we need two to three Commissioners to serve on the Committee, for the next 2 years with the possibility of two two-year extensions. The committee meets quarterly for about 2 hours. The first meeting for 2022 is anticipated to take place in mid-March. Likely these meetings will be virtual in the foreseeable future.

Prior Action by Commission: Three Commissioners volunteered to serve on the audit committee: Jennifer Allen, Vicki Berger, Lisa Dawson

Action Requested: Two or three Commissioners volunteer to continue or begin a two-year appointment to the committee

Attachments: Audit Committee Charter, attachment A

Prepared by: Daniel Killam, Deputy Director of Administration



Oregon Parks and Recreation Department Audit Committee Charter

Purpose

The Oregon Parks Recreation Department (OPRD) Commission establishes an audit committee to assist the OPRD Director (Director) and management in meeting OPRD's objectives by providing structured, systematic oversight of governance, risk management, and internal control practices. The committee assists the commission and management by providing advice and guidance on the adequacy of OPRD's initiatives for:

- Values and ethics.
- Governance structure.
- Risk management.
- Internal control framework.
- Oversight of the internal audit activity, external auditors, and other providers of assurance.
- Public accountability reporting.
- Compliance with laws, regulations, policies and procedures.

In broad terms, the Audit Committee reviews each of the items noted above and provides management with independent advice and guidance regarding the adequacy and effectiveness of practices and potential improvements to those practices.

Authority

The Audit Committee charter sets out the authority of the audit committee to carry out the responsibilities established for it by the OPRD Commission.

In discharging its responsibilities, the audit committee will have unrestricted access to members of management, employees, and relevant information it considers necessary to discharge its duties. The committee also will have unrestricted access to records, data, and reports.

The Audit Committee may:

- Investigate any matters that fall within the committee's purpose.
- Direct and approve all audit and non-audit services provided by the Internal Audit function.
- Seek any information it requires from external parties.

Composition

The Audit Committee will consist of six or seven members: the Director, two or three Commissioners, a current or past audit professional, and two members from the governing bodies under OPRD's umbrella (examples include the Oregon Heritage Commission and the Local Government Grant Advisory Committee). One of the OPRD Commission members will be voted into the role of the Audit Committee chair by the Audit Committee. The Director will be an ex officio position and participate in a non-voting role. Non-commission Audit Committee members will be appointed by the Director to serve two-year terms subject to two reappointments. Commission member will be chosen by a vote of the Commission.

The Chief Audit Executive will provide support to the Audit Committee.

Audit Committee members should collectively possess sufficient knowledge of audit, finance, parks and recreation programming, public sector governance, IT, law, risk, and control.

Operational Procedures

The Audit Committee will meet at least three times a year and may convene additional meetings as circumstances require.

- The Chief Audit Executive (CAE) will provide and the Committee Chair will approve an agenda in advance of each meeting. The agenda and appropriate briefing materials will be provided to committee members prior to each meeting.
- The CAE and the Audit Committee will work together to develop an annual calendar that is in line with the audit plan.
- The quorum of the audit committee will be a majority of the members.
- The Audit Committee will invite members of management, auditors or others to attend meetings and make presentations as necessary.
- Minutes will be prepared and available to Audit Committee members as well as the CAE and, upon request, Secretary of State Audits Division.
- The Audit Committee will schedule, and hold if necessary, a private session with the Director, Deputy Directors, the CAE, external assurance providers, and with any other officials that the Audit Committee may deem appropriate at each of its meetings.
- The CAE and the Director are required to attend all Audit Committee meetings.
- The CAE (or another appropriate designee) will facilitate and coordinate meetings as well as provide ancillary support to the committee.
- Audit Committee members may be reimbursed for travel and committee-related expenses per Department of Administrative Services statewide and OPRD's travel reimbursement policy.

Operational Principles

Audit Committee Values

The Audit Committee will conduct itself in accordance with the OPRD operating principles and State of Oregon ethics requirements. It is the responsibility of Audit Committee members to disclose any conflict of interest or appearance of a conflict of interest to the committee. If there is any question as to whether audit committee member(s) should recuse themselves from a vote, the committee should vote to determine whether the member should recuse himself or herself.

Orientation and Training

Audit Committee members will receive an orientation and training on the purpose and mandate of the committee and on OPRD's objectives. Continuing education will be provided as needed

Responsibilities

It is the responsibility of the Audit Committee to provide management with independent, objective advice and update the Commission through internal audit staff assignments on the adequacy of management's arrangements with respect to the following aspects of OPRD's management of:

Values and Ethics

To obtain reasonable assurance with respect to the organization's values and ethics practices, the audit committee through staff assignment will:

- Review and assess the policies, procedures, and practices established by OPRD management to monitor conformance with the OPRD operating principles and ethical policies by all managers and staff.
- Provide assurance on the mechanisms established by management to establish and maintain high ethical standards for all of the managers and staff.
- Review and provide advice on the systems and practices established by management to monitor compliance with laws, regulations, policies, and standards of ethical conduct and identify and deal with any legal or ethical violations.

Organizational Governance

To obtain reasonable assurance with respect to the organization's governance process, the audit committee will review and provide advice through internal audit staff assignments on the governance process established and maintained within the organization and the procedures in place to ensure that they are operating as intended.

Risk Management

To obtain reasonable assurance with respect to the organization's risk management practices, the audit committee through internal audit staff assignment will:

- Annually review and provide oversight of the OPRD's risk profile.
- Provide reports on significant risk exposures and control issues, including fraud risks, governance issues, and other matters needed or requested by senior management and the Commission.
- Review and provide advice on the risk management processes established and maintained by management and the procedures in place to ensure that they are operating as intended.

Fraud

To obtain reasonable assurance with respect to the OPRD's procedures for the prevention and detection of fraud, the audit committee will:

- Direct staff to review management's arrangements for the prevention and deterrence of fraud.
- Review that appropriate action is taken against known perpetrators of fraud.
- Challenge management and internal and external auditors to ensure that the entity has appropriate antifraud programs and controls in place to identify potential fraud and ensure that investigations are undertaken if fraud is detected.

Control

To obtain reasonable assurance with respect to the adequacy and effectiveness of the OPRD's controls in responding to risks within the organization's governance, operations and information systems, the audit committee will:

- Consider the effectiveness of the organization's control framework, including information technology security and control.
- Review and provide advice on the control of the organization as a whole and its individual units.
- Receive reports on all matters of significance arising from work performed by other providers of financial and internal control assurance to senior management and the Commission.

Compliance

The audit committee will:

- Review the effectiveness of the system for monitoring compliance with laws and regulations and the results of management's investigation and follow-up of any instances of noncompliance.
- Review the observations and conclusions of internal and external auditors and the findings of any regulatory agencies.
- Review the process for communicating the code of conduct to the organization's personnel and for monitoring compliance.
- Obtain regular updates from management and the CAE regarding compliance matters.

Internal Audit Activity

To obtain reasonable assurance with respect to work of the internal audit activity, the audit committee will provide oversight related to:

Internal Audit Charter and Resources

- Review and approve the internal audit charter. The charter should be reviewed to ensure that it accurately reflects the internal audit activity's purpose, authority, and responsibility, consistent with the mandatory guidance of The IIA's International Professional Practices Framework and the scope and nature of assurance and consulting services, as well as changes in the financial, risk management, and governance processes of the organization and reflects developments in the professional practice of internal auditing.
- Advise the Commission about increases and decreases to the requested resources to achieve the internal audit plan. Evaluate whether any additional resources are needed permanently or should be provided through outsourcing.

CAE Performance

- Advise the Director regarding the qualifications and recruitment, appointment, and removal of the CAE.

- Provide input to management related to evaluating the performance of the CAE.

Internal Audit Strategy and Plan

- Review and provide input on the internal audit activity's strategic plan, objectives, performance measures, and outcomes.
- Review and approve proposed risk-based internal audit plan and make recommendations concerning internal audit projects.
- Review the internal audit activity's performance relative to its audit plan.

Internal Audit Engagement and Follow Up

- Review internal audit reports and other communications to management.
- Review and track management's action plans to address the results of internal audit engagements.
- Review and advise management on the results of any special investigations.
- Inquire of the CAE whether any internal audit engagements or non-audit engagements have been completed but not reported to the committee; if so, inquire whether any matters of significance arose from such work.
- Inquire of the CAE whether any evidence of fraud has been identified during internal audit engagements and evaluate what additional actions, if any, should be taken.

Standards Conformance

- Inquire of the CAE about steps taken to ensure that the internal audit activity conforms with The IIA's *International Standards for the Professional Practice of Internal Auditing (Standards)* and state internal audit requirements.
- Ensure that the internal audit activity has a quality assurance and improvement program and that the results of these periodic assessments are presented to the audit committee.
- Ensure that the internal audit activity has an external quality assurance review every five years.
- Review the results of the independent external quality assurance review and monitor the implementation of the internal audit activity's action plans to address any recommendations.
- Advise the board about any recommendations for the continuous improvement of the internal audit activity.

External Auditors

To obtain reasonable assurance with respect to work of the external assurance providers, the audit committee can direct staff to meet with the external assurance providers if requested and will discuss the results of engagements and recommendations for management.

The audit committee will monitor management's progress on action plans.

To obtain reasonable assurance that management has acted on the results and

recommendations of internal and external audit engagements, the audit committee will regularly review reports on the progress of implementing approved management action plans and audit recommendations resulting from completed audit engagements.

Public Accountability Reporting

The audit committee is responsible for reviewing audits of OPRD's financial reporting, including but not limited to ensuring the resolution of audit findings in areas such as internal control, legal, regulatory compliance, and ethics.

The audit committee will:

- Review with management and the external auditors the results of audit engagements, including any difficulties encountered.
- Review significant accounting and reporting issues, including complex or unusual transactions and highly judgmental areas, and recent professional and regulatory pronouncements, and understand their impact on financial reporting.

In addition, the audit committee will:

- Perform other activities related to this charter as requested by the Commission.
- Institute and oversee special investigations as needed.
- Regularly evaluate its performance and that of its individual members.

Reporting on Audit Committee Performance

The audit committee will report to the Commission annually, summarizing the committee's activities and recommendations. The report should include:

- A summary of the work the audit committee performed to fully discharge its responsibilities during the preceding year.
- A summary of management's progress in addressing the results of internal and external audit engagement reports.
- An overall assessment of management's risk, control, and compliance processes, including details of any significant emerging risks or legislative changes impacting the governing organization.
- Details of meetings, including the number of meetings held during the relevant period and the number of meetings each member attended.
- Provide information required, if any, by new or emerging internal audit governance developments
- The committee may report to the Commission at any time regarding any other matter it deems of sufficient importance.

Approval/Signatures

Chief Executive Officer

Burr Clapper

Date

11/20/19

Commission Chair

[Signature]

Date

11/20/19

Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item: 4a Information

Public Comment Allowed: Yes

Topic: 2021-23 Budget Update

Presented by: Tanya Crane, Budget Manager

The December 2021 Lottery forecast was released November 17, 2021. It reflects an increase in Lottery Fund revenue for the Department of \$1,683,033. Since the close of session (June 2021), the Lottery Fund revenue forecast has increased by \$5,320,855. The Department’s budget was built on a Lottery Fund revenue forecast of \$123.9 million and the December 2021 forecast is \$129.2 million. The table below reflects the change in the Lottery revenue forecast for the 2021-23 biennium and beyond.

Lottery Forecast History (2021-23, 2023-25 and 2025-27 Bienniums): OPRD's Share of PNRF						
	2021-23		2023-25		2025-27	
Forecast Date	Forecast	Change from Prior Forecast	Forecast	Change from Prior Forecast	Forecast	Change from Prior Forecast
May 2021 Forecast (close of session)	\$123,859,554		\$131,901,148		\$142,152,455	
September 2021 Forecast (released 8-25-2021)	\$127,497,376	\$3,637,822	\$132,844,336	\$943,188	\$143,291,786	\$1,139,331
December 2021 Forecast (released 11-17-2021)	\$129,180,409	\$1,683,033	\$133,486,986	\$642,650	\$143,888,933	\$597,147
Total Cumulative Change		\$5,320,855		\$1,585,838		\$1,736,478

According to the Office of Economic Analysis (OEA), video lottery sales continue at near record level sales and video lottery is raised in the near-term. Even as the delta variant and now the omicron variant surge, there has been little slowdown in video lottery sales. OEA tapered sales in the coming months but strong sales are expected to continue into the beginning of next year.

The March 2022 forecast is expected to be released February 9, 2022. An addendum to this brief will be prepared and sent before the Business meeting.

The accounting records for the 2019-21 biennium are officially closed. The Department closed the biennium with more cash than anticipated when building the 2021-23 biennium budget. The table below shows the final cash balances and compares them to the budgeted balances.

2019-21 Biennium Ending Cash Balance			
	Budgeted Cash Balance	Actual Cash Balance	Difference
Lottery Funds:			
LGGP	8,006,846	7,390,565	(616,281)
All else	22,824,855	34,159,287	11,334,432
	30,831,701	41,549,852	10,718,151
Other Funds:			
Trust and Dedicated	12,837,439	8,724,570	(4,112,869)
OPMA	205,791	282,582	76,791
ATV	8,345,364	15,476,864	7,131,500
RV County Grants	675,876	1,973,036	1,297,160
DS = WF, FP, MS	1,657		(1,657)
Main Street	1,654,831	2,467,270	812,439
All else	16,098,068	39,204,689	23,106,621
	39,819,026	68,129,011	28,309,985
Grand Total	70,650,727	109,678,863	39,028,136

The “All Else” category includes funds reserved for cash flow purposes and any other non-dedicated funds. A positive number in the “Difference” column indicates cash balance is higher than anticipated. The additional cash is available to help with new issues arising in the 2021-23 biennium or for needs in the 2023-25 budget development process.

The increase in “All Else” is larger than OPRD would typically see and is the result of a combination of things. It should be remembered that when the ending balance was estimated, it was in the April-June 2020 timeframe – the onset of the COVID-19 pandemic and the agency was very uncertain what the future would look like. Below is a table that shows a summary of the items impacting the increase in ending cash balance:

Explain increase for "All Else":			34,441,053
	Other	Lottery	
Unspent funds	25,180,516	23,710,609	48,891,125
Revenue Decline	(3,670,118)	(19,356,953)	(23,027,071)
Fund Shift	(3,017,144)	3,017,144	0
2019-21 Reserves	4,328,198	4,275,691	8,603,889
Total	22,821,452	11,646,491	34,467,943
Increase	23,106,621	11,334,432	34,441,053
Difference	285,169	(312,059)	(26,890)

In the other categories, the changes are driven by a combination of circumstances also drive by the pandemic – increases/decreases in revenues and slower reimbursement of grant recipients due to slowdowns in work due to staff/volunteer and material availability.

Prior Action by Commission: The 2021-23 Agency Request Budget was approved at the June 2020 meeting. A brief update was provided in November 2020, the Governor’s Budget was presented at the February 2021 meeting and a brief update was verbally presented at the June 2021 meeting. The Legislatively Adopted budget was presented at the September 2021 meeting.

Action Requested: None.

Attachments: None.

Prepared by: Tanya Crane, Budget Manager

Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	4b	Information
Public Comment Allowed:	Yes	
Topic:	2023-25 Budget Update	
Presented by:	Tanya Crane, Budget Manager	

The Department has started development of the 2023-25 biennium budget. It will be necessary to review and forecast a number of items:

- Revenues
- Expenditures
- Beginning and Ending Balances
- Cash flow needs
- Policy Packages
- Management Ratio
- Projected Deferred Maintenance Targets

In addition, the Department will need to review:

- Key Performance Measures (KPM)
- Budget and Accounting Structures

While official due dates have not yet been published, traditional budget development timeframes are listed below.

- Enter and Balance 2019-21 Actual revenues and expenditures –February 2022
- Review methodologies and create preliminary revenue forecast – December 2021 to March 2022
- Review phase in and phase out needs – by end of February 2022
- Changes to KPMs – March 2022
- Exception request due to DAS – late March 2022
- Create and initially price policy package wishes – January to April 2022
- Project Expenditures:
 - ORPICS Freeze – early to mid April 2022
 - Allowable inflation – April 2022
- Review and Revise cash flow needs – March to May 2022
- Preliminary discussions with Commission – February 2022, April 2022
- Final Commission Approval – June 2022

At the April 2022 Commission meeting, the Department will present its final draft revenue projections and initial draft expenditure projections, any proposed changes to rates and fees, potential policy packages and initial ending balances including reserves. Input will be sought in order to bring a finalized budget to the Commission in June 2022.

There are deadlines that are known:

- Input Current Service Level (CSL) budget to ORBITS – June 30, 2022
- Input of position adjustments into ORPICS – June 30, 2022
- Input of Policy Packages to ORBITS – July 31, 2022
- Agency Request Budget binder with audited ORBITS and ORPICS reports to DAS – September 1, 2022

Future budget timeframes;

- Governor’s Budget – completed by February 1, 2023. Agency will need to support development usually in October and November 2022. With a new Governor, this could continue into December 2022 and January 2023.
- Legislatively Adopted Budget – completed during the 2023 session. Hearings usually start in February with follow up hearings and action in May.

Prior Action by Commission: A budget workshop on the process was provided at the November 2021 meeting.

Action Requested: None.

Attachments: None.

Prepared by: Tanya Crane, Budget Manager

Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	5a	Information
Public Comment Allowed:	Yes	
Topic:	ODOT - I-84 Culvert Project	
Presented by:	Ladd Whitcomb, Property Agent	

The Oregon Department of Transportation (ODOT) is replacing or sleeving old and failing culverts along I-84 to ensure continued safe travel by the motoring public. Outfall for three of the culverts scheduled for maintenance are within state park boundaries at Koberg Beach State Recreation Site (see Attachment A), Memaloose State Park (see Attachment B), and Mayer State Park (see Attachment A).

When these three properties were transferred from ODOT to OPRD, ODOT correctly retained the right-of-way for I-84, but failed to retain permanent easements at the outfall of these culverts that would have allowed them the right to access their culverts for continued maintenance. As they were preparing for this culvert maintenance project, they discovered this oversight and approached us for the needed easements.

OPRD intends to grant them the easements that they should have had all along. Not only does this I-84 culvert maintenance project not interfere with recreation or the recreating public, but it is needed for proper drainage so that OPRD property (including recreation areas, access roads, and landscape), and the recreating public remain safe.

When we have transfer documents drawn up and reviewed, we will return to this commission with an action item for your approving vote.

Prior Action by Commission: None

Action Requested: None

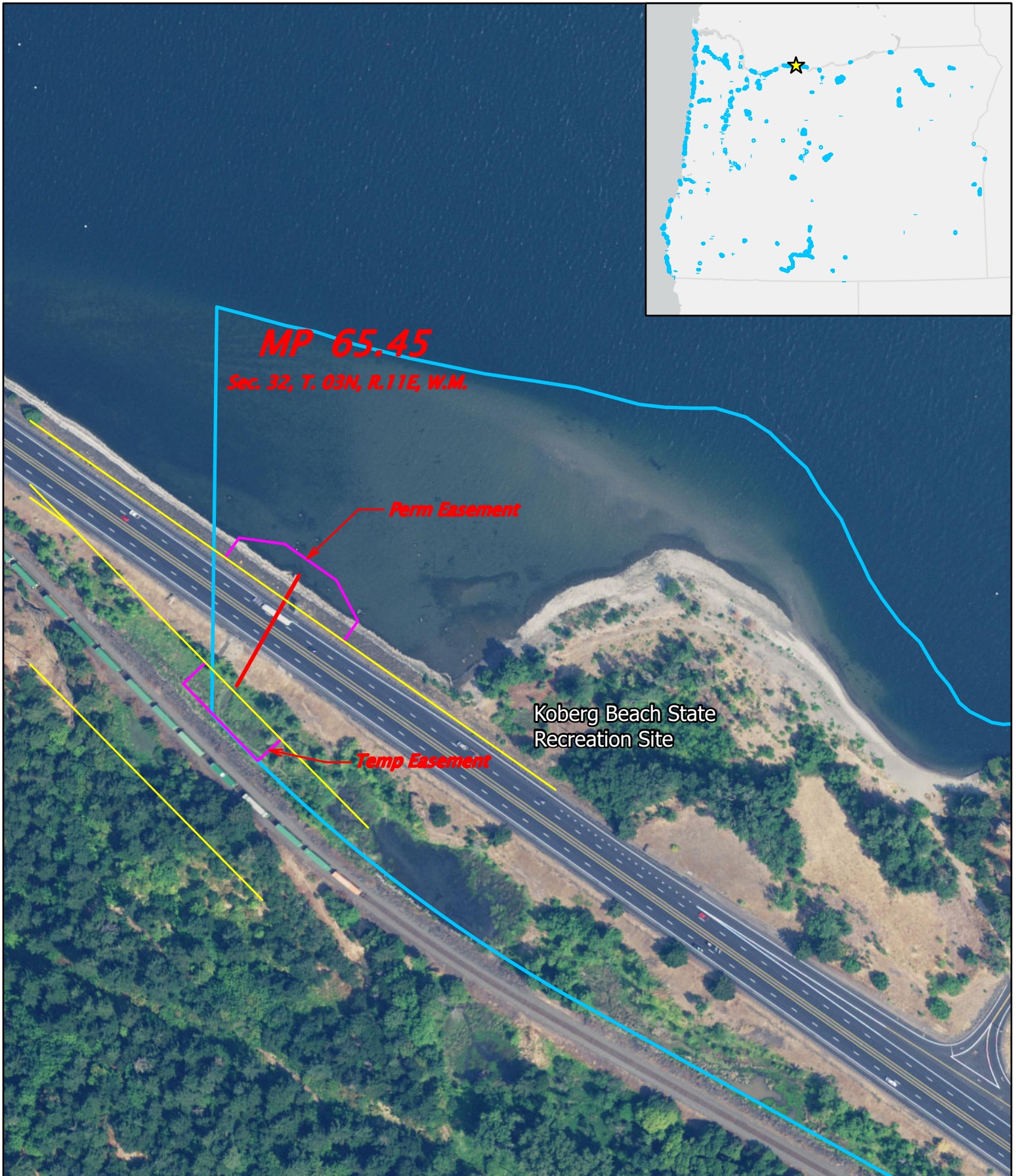
Attachments: 5a - Attachment A - Koberg Map
5a - Attachment B - Memaloose Map
5a - Attachment C - Mayer Map

Prepared by: Ladd Whitcomb

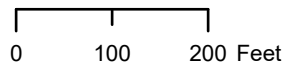
5a - ODOT - I-84 Culvert Project

Attachment A - Koberg Map

Oregon Parks and Recreation Dept.
725 Summer St. NE, Suite C
Salem OR, 97301



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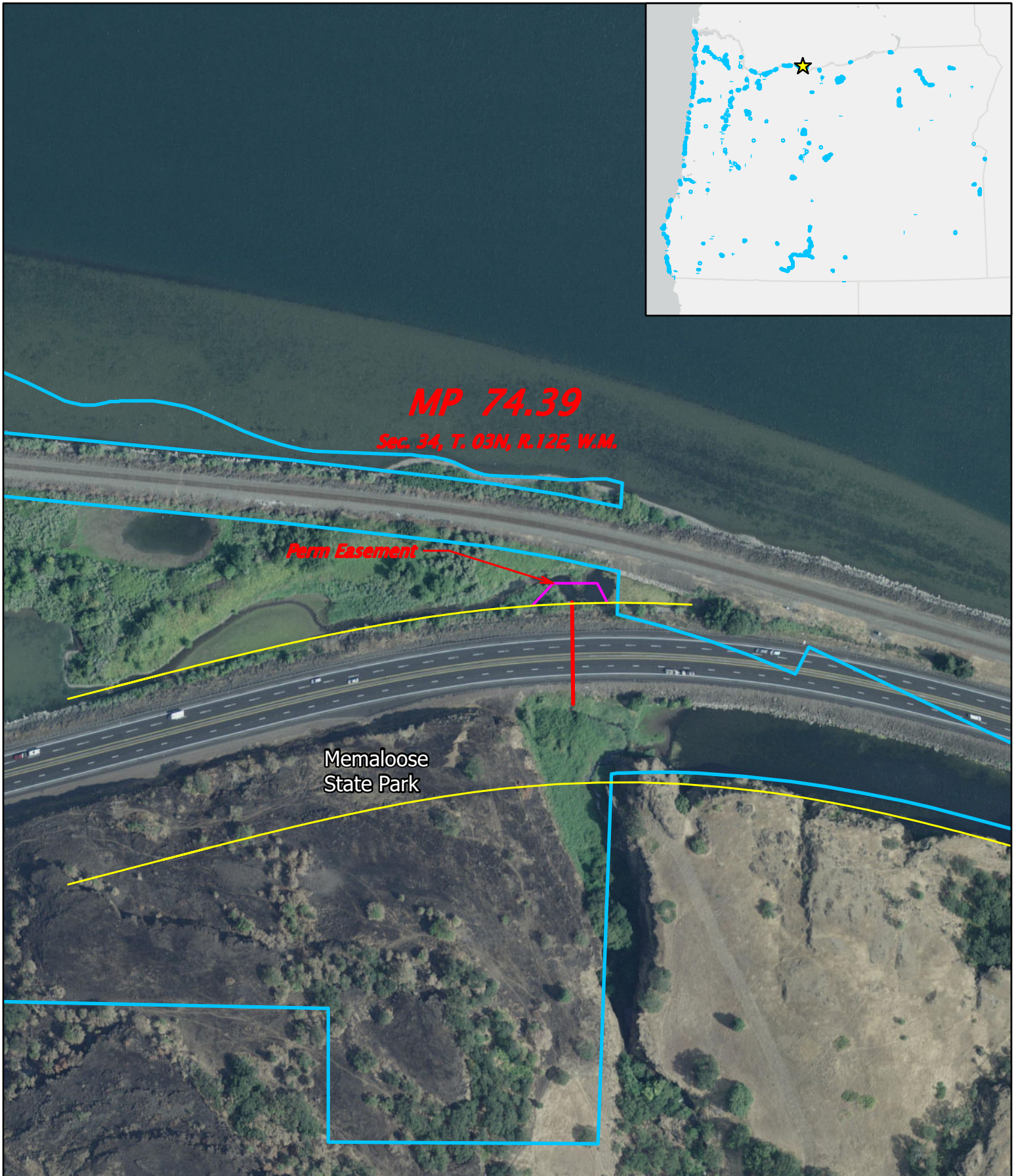
David.Quillin 2/1/2022

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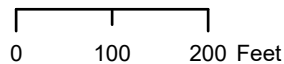
5a - ODOT - I-84 Culvert Project

Attachment B - Memaloose Map

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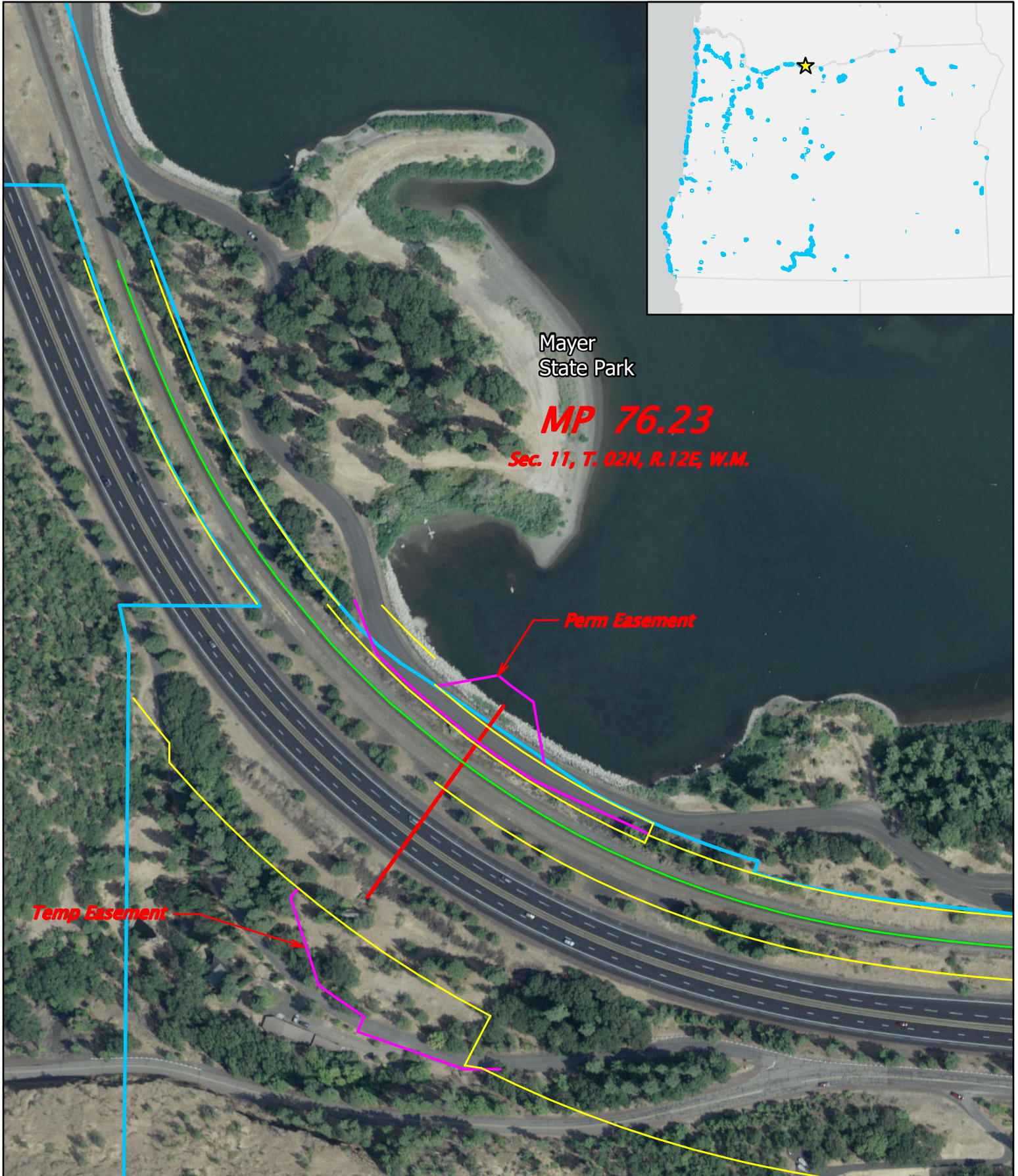
David.Quillin 2/1/2022

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5a - ODOT - I-84 Culvert Project

Attachment C - Mayer Map

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Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	5b	Information
Public Comment Allowed:	Yes	
Topic:	Frenchglen Hotel - Acquisition from Concessionnaire	
Presented by:	Ladd Whitcomb, Property Agent	

John Ross, concessionaire at Frenchglen Hotel, is retiring and moving from the area. He owns property adjacent to the Frenchglen Hotel that is improved with a single-family residence and a four-unit apartment building. As the Frenchglen Hotel is in a remote area and a new concessionaire would need to live nearby, it would be strategic for OPRD to acquire Mr. Ross's property. This would provide living space for a new concessionaire instead of being forced to live in one of the few rooms in the hotel, and it would provide a more attractive concession as the apartments could be rented out in addition to the rooms at the historic hotel.

OPRD would like to acquire Mr. Ross's property in very short order so that it is not sold on the open market and so that we can attract a new concessionaire in time to have some overlap with Mr. Ross to ensure a smooth passing of the baton.

If we are able to come to an agreement with Mr. Ross for the purchase of this property, we will return to this commission with an action item for your approving vote.

Prior Action by Commission: None

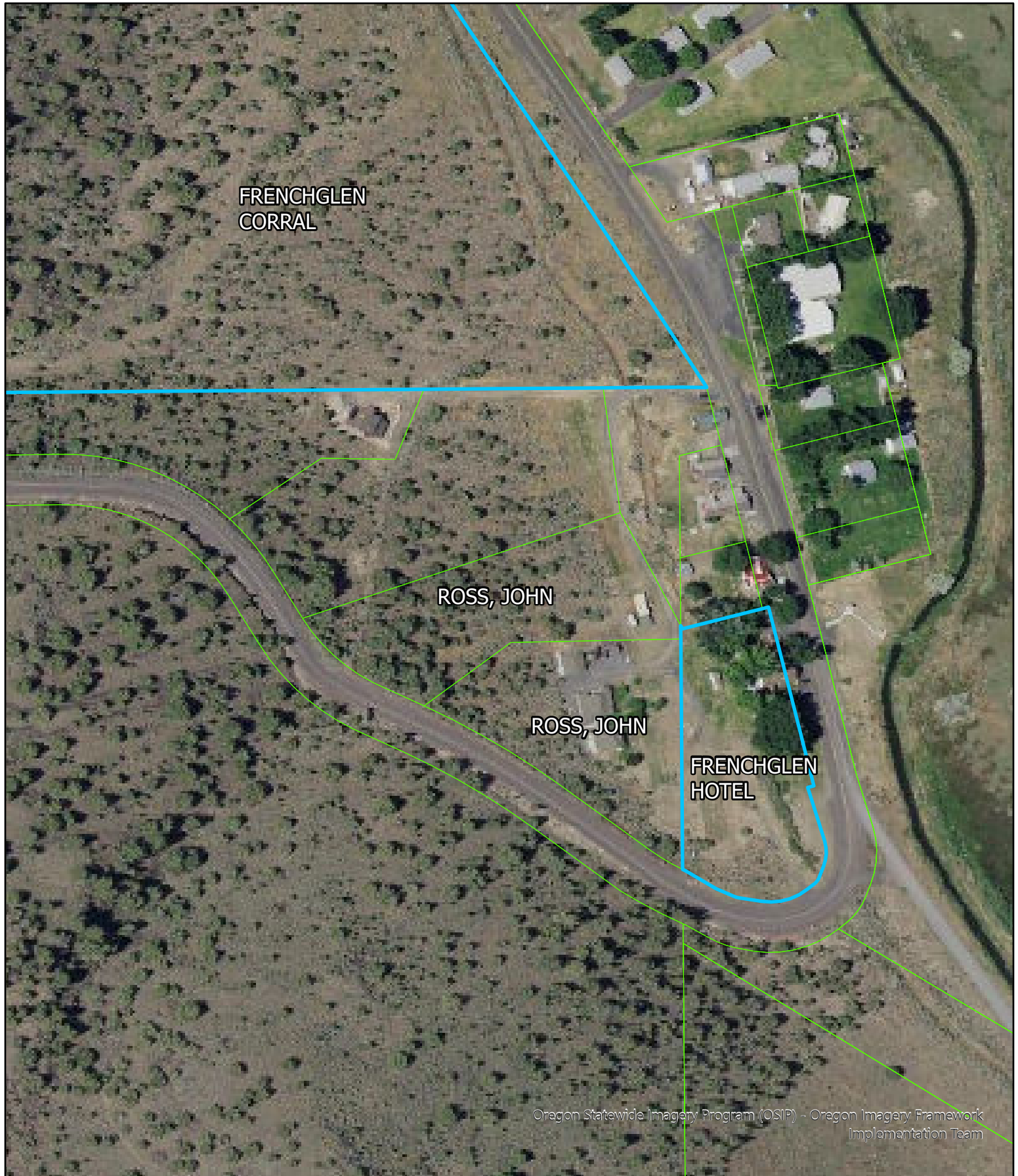
Action Requested: None

Attachments: 5b - Attachment A - Map

Prepared by: Ladd Whitcomb

5B - Frenchglen Hotel Property Acquisition from Concessionaire

Oregon Parks and Recreation Dept.
725 Summer St. NE, Suite C
Salem OR, 97301



FRENCHGLEN
CORRAL

ROSS, JOHN

ROSS, JOHN

FRENCHGLEN
HOTEL

Oregon Statewide Imagery Program (OSIP) - Oregon Imagery Framework
Implementation Team

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David.Quillin 1/31/2022

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Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	5c	Information
Public Comment Allowed:	Yes	
Topic:	Ruthton Park Reverting from Hood River County	
Presented by:	Tabitha Henricksen	

The property composing Ruthton Park was acquired by Oregon Department of Transportation (ODOT) in 1951 for highway purposes. An ODOT Landscape Architect found the cliffside site and its view of Ruthton Point and the Columbia River so lovely that he requested ODOT establish a wayside here. Meredith Park, as the site was then known, began offering travelers a lovely location to picnic in 1953 but changing traffic patterns in the next several decades left the site less accessible and more challenging to manage. ODOT attempted to sell the property as excess several times in the 1970s but the citizens of Hood River voiced their enthusiastic support that the park site remain in public ownership.

Hood River County took over management of the park in the mid-1970s – installing new park infrastructure, including restrooms, and hosting a naming contest for the site. In the mid-1980s the 1.5-acre park was part of a property exchange between Hood River County and ODOT, wherein the property was transferred to Hood River County with the condition that it be used “*for public park purposes*” only. Hood River County has struggled for the last several decades to provide adequate services for Ruthton Park, finally closing it indefinitely in the Fall of 2019.

The reversionary rights for this property were transferred from ODOT to OPRD in the agency division of assets. The park site is identified as part of Project Segment 11 (Ruthton Point to Ruthton Park) of the Historic Columbia River Highway Historic State Trail (HCRHST) Phase 2 Enhancement and is intended to be a local access point and parking lot serving the HCRHST. OPRD and Hood River County have begun conversations for the property to be returned to OPRD per the reversionary language of the transfer deed due to Hood River County’s lack of resources available to continue maintenance of the site as a public park.

Prior Action by Commission: None

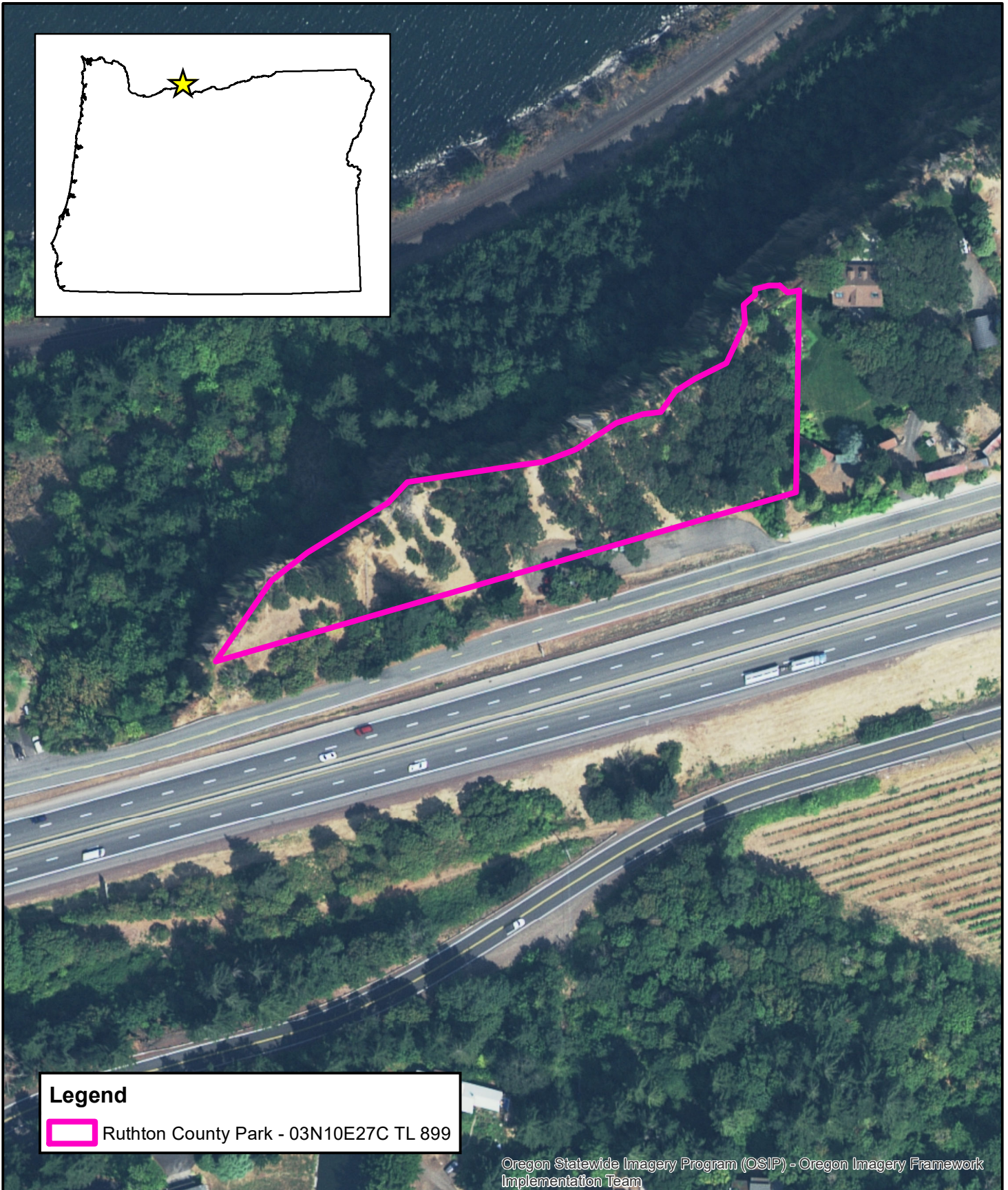
Action Requested: None, Information only

Attachments: 5c Attachment A – Map

Prepared by: Tabitha Henricksen, Property Agent

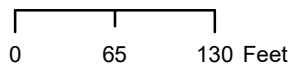
5c. Ruthton County Park reverting from Hood River Co

Oregon Parks and Recreation Dept.
725 Summer St. NE, Suite C
Salem OR, 97301



Oregon Statewide Imagery Program (OSIP) - Oregon Imagery Framework Implementation Team

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Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	5d	Information
Public Comment Allowed:	Yes	
Topic:	Driftwood Beach lease update	
Presented by:	Chris Havel	

A project to route power from an offshore wave energy test facility under the ocean shore at Driftwood Beach State Recreation Site (Driftwood) is well underway. Previous updates to the commission have included details about the easement and intergovernmental agreement with Oregon State University to facilitate this work. The wave energy converters will eventually be located approximately 7 miles offshore of Newport, Oregon. The current phase of construction involves Horizontal Directional Drilling (HDD) for terrestrial and sub-sea power cables. An underground vault beneath the parking lot at Driftwood will serve as the cable landing and splicing location.

Drilling and installing the four sub-sea conduits finished successfully in November. The drilling then switched directions to extend under Highway 101 to the onshore center of operations. From the park, the route to drill the onshore part traveled under Friday Creek and a wetland.

Underground HDD involves a drill head that bores through rock and soil, surrounded by a clay-based lubricant called drilling mud. In addition to clay and water, mud contains minute amounts of other chemicals to keep the fluid at the right consistency. The chemicals are not known to be toxic to people, plants, or animals at these concentrations. As the drill chews its way forward, the mud is pumped into the space around the drill head – the bore hole -- under pressure. Normally, it flows back out of the bore, and gets filtered and reused. It is possible, since the mud is under pressure, for it to force a new path from the bore back to the surface. This is called an inadvertent release (IR). An IR occurred in June between the Driftwood parking lot and the beach, in a heavily-brushed area of the dune, leaking 200-400 gallons of mud, and after attempting a fix, another 50 gallons spilled. The area was sandbagged and as much of the material was collected as possible, with cleanup completed in September. Changes to the drilling methods prevented future IRs at that site, and a mitigation plan is in place to address recovery of soils and vegetation.

In December, while drilling under the wetland on the east side of Driftwood, workers noticed a drop in the quantity of mud coming back out of the bore hose for filtering and re-use. They inspected the ground and water above the route followed by the bore, which was 50'

underground, and noted drilling mud leaking into Friday Creek. They immediately ceased operations.

OPRD, the departments of Environmental Quality, Fish and Wildlife, and State Lands, which have been coordinating on the project, worked together on a response. While not toxic, the mud can harden in a way that interrupts the biological processes of plants, fish, and invertebrates in the wetland and stream. Changes were adopted to reduce the likelihood of additional releases of mud, and OPRD required OSU to put additional staff in place to monitor for other impacts and to draft and seek our approval on a cleanup plan starting in February. Drilling restarted, and more leaks were found, leading the OSU team to again stop work while they work with the agencies to contain the ecological damage as the project tries to complete the underground phase of work. In the next phase of construction, work will shift to building the underground vault and then to re-building park infrastructure, including the parking lot, sidewalks, restroom access and a new viewing platform. Under the agreement, OSU will continue to address the environmental effects of their work until OPRD is satisfied the damage has been mitigated.

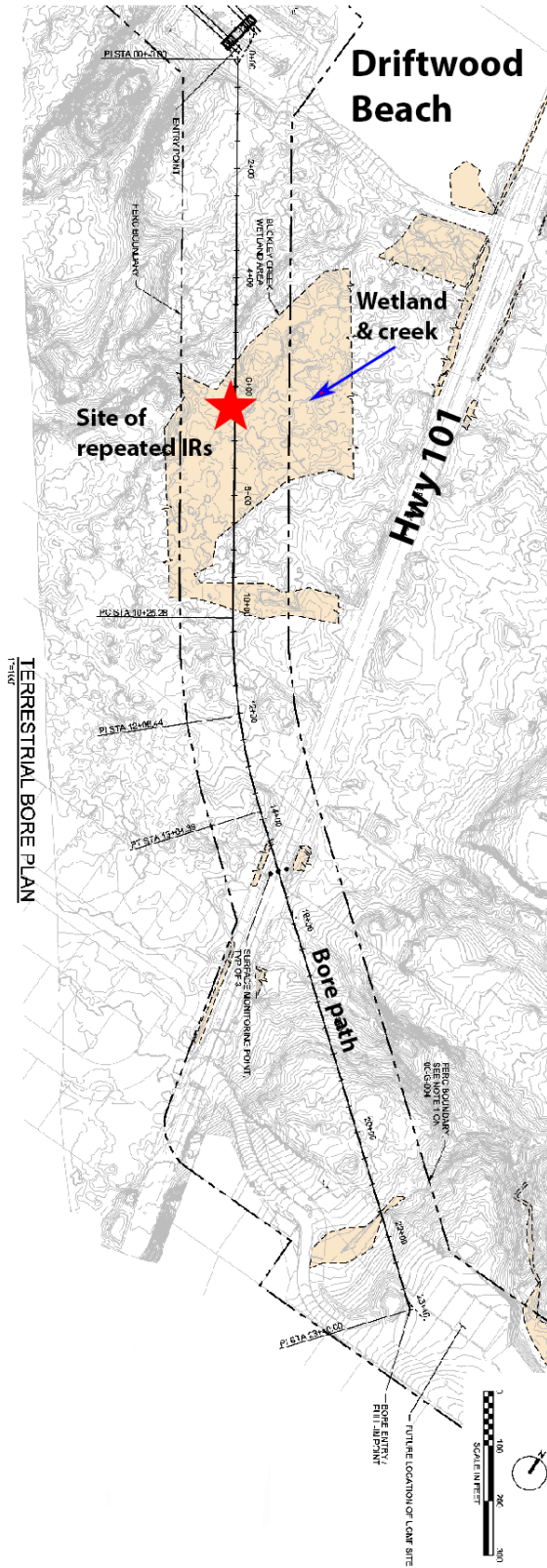
Prior Action by Commission: Informational item April 2018, action item on November 20, 2019 approving the easement, Informational Item in June 2021 on agreement.

Action Requested: None.

Attachments: Map of site and photos.

Prepared by: Laurel Hillmann and Chris Havel

5d Driftwood Beach update - Attachment A (images)



Drilling mud clouding water in creek from December IR.



Hardened drilling mud from summer 2021 IR in dune vegetation.

Oregon Parks and Recreation Commission

February 25, 2022

Agenda Item:	6a	Action
Public Comment Allowed:	Yes	
Topic:	County Opportunity Grant Program (funded by RV Licensing Fees) FY2022 Annual Grant Awards	
Presented by:	Daniel Killam, Deputy Director of Administration	

Background:

The County Opportunity Grant Program (COGP) is funded by a portion of Recreational Vehicle Licensing Fees as prescribed in Oregon Administrative Rules – Division 7: 736-007-0000 through 736-007-0040. The program provides grant funding on a project basis for the **acquisition, development, rehabilitation, and planning** of county park and recreation sites that provide camping facilities. All Oregon Counties are eligible applicants. Counties must provide a 25% or 50% match depending on County population.

The seven-member County Parks Assistance Advisory Committee reviews applications and recommends funding priorities. For the FY2022 County Opportunity Grant cycle, \$1,127,339 is available for grants.

Four County Opportunity Grant applications were submitted to OPRD totaling \$461,655 in funding requests. After scoring project applications against established criteria, all four of the projects are recommended for funding. The total amount recommended for funding is \$461,655. The remaining available grant balance of \$665,684 will be carried over to the FY2023 grant cycle.

Prior Action by Commission: In the FY2021 cycle, the Commission approved four out of five COGP project applications submitted, totaling \$862,801.

Action Requested: Staff seeks Commission approval to award County Opportunity Grant requests as detailed on the attached spreadsheet, as funds are available, in the amount of \$461,655.

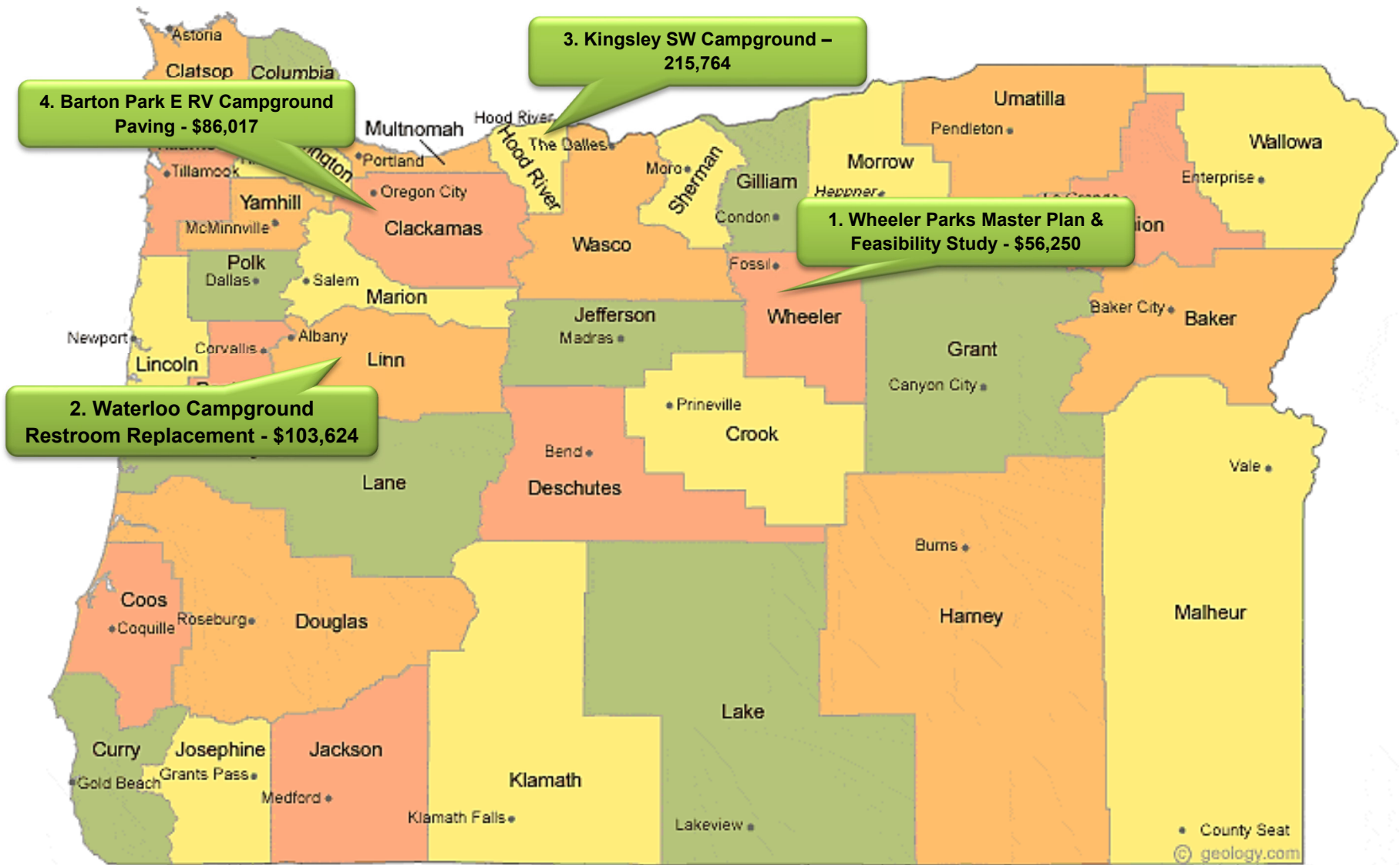
Attachment: 6a Exhibit A – County Opportunity Grant Recommendations / Ranking Results
6b Exhibit B – County Opportunity Grant Award Map

Prepared by: Mark Cowan, Grant Program Coordinator

2022 County Opportunity Grant Program County Parks Assistance Advisory Committee December 14, 2021 Meeting - Ranking Results Funding Available: \$1,127,339						
Rank	Applicant	Project Name	Brief Project Description	Grant Funds Requested	Local Matching Funds	Total Project Cost
1	Wheeler County	Wheeler Parks Master Plan & Feasibility Study	The project will develop a ten-year Master Plan for Bear Hollow and Shelton campgrounds, and a feasibility study to assess a potential new park at Painted Priest in Wheeler County, Oregon.	\$ 56,250	\$ 18,750	\$ 75,000
2	Linn County	Waterloo Restroom Replacement	The project will remove an out-dated restroom building and replace it with a new ADA accessible flush restroom building with a new drain field, at Waterloo Campground in Linn County, Oregon.	\$ 103,624	\$ 103,624	\$ 207,248
3	Hood River County Forestry Department	Kingsley SW Campground	The project will construct a new campground with amenities, including vault toilets, adjacent to the newly enlarged Kingsley Reservoir in Hood River County, Oregon.	\$ 215,764	\$ 101,300	\$ 317,064
4	Clackamas County	Barton Park East RV Campground Paving	The project will provide an asphalt overlay of the existing roadway and RV parking pads, and will upgrade accessibility of a pathway to a picnic shelter within the Barton East RV campground in Clackamas County, Oregon.	\$ 86,017	\$ 86,017	\$ 172,034
Totals				\$ 461,655	\$ 309,691	\$ 771,346

Grant Funds Available in the 2022 COGP cycle:	\$1,127,339
Grant Funds Awarded in the 2022 COGP cycle:	\$461,655
Grant Funds to be carried over to the 2023 COGP cycle:	\$665,684

2022 County Opportunity Grant Awards



Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	7a	Information
Topic:	Heritage Division Update	
Presented by:	Christine Curran, Deputy Director, Heritage Programs	

A Year of Accomplishments

Every year the Heritage Division takes stock of accomplishments under our Heritage Commission Plan and Oregon State Historic Preservation Plan. In 2022 staff moved many goals forward with our heritage community partners amid the continuing COVID-19 health emergency, state office closures, travel restrictions, budget limitation, and a nearly a 30 percent staff cut related to the pandemic. Underscoring the value of our programs, Oregon Heritage saw a general increase in demand for services as the Division continued to support the response to COVID-related impacts on cultural institutions and the 2020 and 2021 wildfires. Fewer resources and greater demand did reduce responsiveness, delayed projects, and limited training, communication, and outreach program services. These challenges created an opportunity to re-evaluate agency priorities and how work is completed. The results of that effort are reflected in the accomplished plan goals, including:

- Assisted state and federal agencies and private parties to identify and protect historic properties, issuing 218 archaeology permits, sending 1003 project review responses, and signing 19 Memorandum of Agreements and 5 Programmatic Agreements to avoid or minimize negative impacts to historic resources and streamline processes.
- Added 2,848 properties and archaeological sites to state-wide [databases](#), such as the Oregon Historic Sites Database, which available online to the public.
- Listed 18 properties in the National Register of Historic Places, including historic movie theaters in Vale and Dallas using grant funds awarded to the SHPO by the National Park Service; Portland's 1949 Mallory Avenue Christian Church, associated with the city's African American population; and the Darcelle XV nightclub as an important and influential gathering place for Portland's and the larger region's LGTBQ community.
- Recognized and supported the work of our many partners through our various programs. Aumsville's Corn Festival was designated an [Oregon Heritage Tradition](#), Grants Pass became a [Certified Local Government](#), and the [Oregon Main Street Network](#) recognized 7 new communities at the Exploring Downtown level and 2 at the Associate level.

- Governor Brown signed a law changing the designation criteria for a historic cemetery from any cemetery containing a burial dating to February 14, 1909 or earlier to include any cemetery with a burial that is 75 years old or older.
- Engaged the heritage community. The 2021 Oregon Heritage Virtual Summit focused on collaboration and featured a pre-conference event providing networking opportunities for those working on [preserving Latino and Hispanic heritage in Oregon](#), and the Main Street Conference inspired participants through dynamic keynote speakers and relevant topics.
- Supported funding opportunities for historic preservation, including completing 9 federal tax program projects and beginning the process to retool the state’s Special Assessment tax incentive program.
- Supported local efforts to preserve historic places, collections, and culture through our various state-wide grant programs, distributing a total of \$809,778 across 83 projects in the Diamonds in the Rough and Preserving Oregon Grant programs, back after being suspended due to budget cutbacks, and the Oregon Museum Grant, Historic Cemetery Grant, Oregon Heritage Grant, and Oregon All-Star Heritage Community Programs.
- Launched the revamped Oregon Heritage MentorCorps Program, matching Heritage Mentors with 8 organizations for 9 months of sustained technical assistance.
- Celebrated the achievements of our partners, presenting 7 Oregon Heritage Excellence Awards and accompanying [videos](#) at the 2021 Virtual Summit and 18 Excellence On Main awards and project [videos](#) at the 2021 Oregon Main Street Conference.
- Developed and featured important content and aids through our many outlets, including featuring posts on [Creative Collaboration Support Vibrant Downtowns](#) and [Collaborations During a Pandemic](#) on the Oregon Heritage Exchange Blog, and added the “Value of Heritage Resources in Disaster Recovery” guide and related communication tools to the online [Value of Heritage Toolkit](#).
- Revised and adopted the Oregon Administrative Rule for the federal National Register of Historic Places program in Oregon.

In 2022 the Heritage Division expects to continue current initiatives with the statewide plans guiding these efforts. Initiatives include completing two statewide National Register nominations for properties related to African American and Depression Era history. Three major studies will be finished: an evaluation of the Oregon Main Street Network, a study of the economic value of heritage, and an exploration of unused upper floors in historic downtowns. The Division will also begin an exciting evaluation process for the Oregon Heritage Plan and public outreach for the State Preservation Plan, which will expire in 2023.

Oregon Heritage Division Welcomes New Staff

In January the Oregon Heritage Division welcomed two new staff members, filling the last two remaining vacancies in the office.



**Koren Tippett, Archaeology
Survey and Inventory
Coordinator**

Koren Tippett steps into the new role of Archaeology Inventory and Survey Coordinator. This position is within the SHPO's Preservation Bureau and will administer the archaeological inventory program as well as the state archaeological permits and qualified archaeologist programs. Koren is a native of Sacramento, California and previously worked as an archaeologist for the California Department of Transportation and the California State Historic Preservation Office. Koren received her master's degree in Anthropology with a focus in Archaeology from California State University Chico and also has a bachelor's degree in History from University of California Davis. Her academic focus was in historical archaeology and has included excavation work at the Betty's Hope field school at a historical plantation in Antigua, and thesis work conducted at the

Sacramento City Cemetery. Koren enjoys camping, bowling, and watercolor painting and is excited to relocate to Oregon with her husband, cats, and chickens.



**Jessica Gabriel,
Compliance Specialist**

Jessica Gabriel is an architectural historian with over fifteen years of experience managing cultural resources for public and private organizations in the American West. Jessica joins the Heritage Division's Compliance Bureau as the Compliance Specialist responsible for project review under federal and state cultural resource laws for built-environment resources. Born in Colorado, Jessica has been living in Oregon since 2014 after falling in love with the state many years prior. Barring a brief return to the private sector in 2020, Jessica has been with OPRD since 2016 as the SHPO built environment reviewer and later as the cultural team lead for the Stewardship Division. Happy to be back with OPRD, Jessica looks forward to building on previous partnerships and moving the Compliance Bureau

forward. Off work, you can find Jessica exploring Oregon with Robbie, Odie, and Vigo; husband, dog, and cat, respectively. (And yes, the cat comes, too!)

Prior Action by Commission: none

Action Requested: none

Attachments: none

Prepared by: Kuri Gill, Grant Coordinator

Koren Tippett, Archaeology Survey and Inventory Coordinator

Jessica Gabriel, Compliance Specialist

Ian P. Johnson, Associate Deputy State Historic Preservation Officer

Oregon Parks and Recreation Commission

February 25, 2022

Agenda Item:	7b	Action
Topic:	Veterans and War Memorial Grant Requests	
Presented by:	Christine Curran, Deputy Director, Heritage Programs	

Background:

The Veterans and War Memorials Grant Committee met January 13, 2022 by teleconference and recommended the projects in the funded category of the attached list of grants for commission approval.

The Veterans and War Memorials Grant Program was established after the passage of House Bill 2739 in 2005. State funding assistance is available to local governments that are working in partnership with Veterans' organizations for the construction and restoration of memorials honoring veterans and war memorials located on public property owned or controlled by a local government. Funding for the projects is to be derived from existing OPRD lottery funds.

Grant applications were solicited and OPRD received five project applications. The projects were evaluated based on established criteria and scores. After tabulation of scores and discussion of the grant criteria and purpose, the committee is recommending four of the projects for the Commission's consideration and approval. \$300,000 are allocated per biennium for this grant program. These recommendations include full funding for projects in cities of Aumsville, Happy Valley, Philomath, and Prairie As we do every year, those not selected will be provided a summary of comments and support to improve their applications for the next grant cycle.

Prior Action by Commission: Approval of prior grant requests

Action Requested: Staff requests commission approval of the advisory committee's recommendations to fund the Veterans and War Memorial projects totaling \$169,671 per Attachment A.

Attachments: Attachment A – Veterans and War Memorials Grant Project Recommendations

Prepared by: Kuri Gill, Oregon Heritage Grants & Outreach Coordinator

2022 Memorials

Heritage and Community Programs, Oregon Parks and Recreation Department

Approved

Applicant	Project Description	County	Grant Request	Grant Award	Match
City of Aumsville	Build a Veterans Memorial at Aumsville City Hall to honor Santiam Canyon veterans.		\$48,700	\$48,700	\$12,300
City of Happy Valley	Complete the next phase of the veteran memorial in Happy Valley, including engraving of war timeline onto existing retaining walls and installing a sculpture in undeveloped portion of the Memorial site.		\$57,919	\$57,919	\$14,480
City of Philomath	Construct a new Veterans Memorial Park including a memorial, sculpture, stone pedestal, three flag poles with base, park benches, landscaping, and walkways in Philomath.		\$50,500	\$50,500	\$166,600
City of Prairie City	Update the cemetery to include a veteran monument including a paver patio around existing flag pole, a granite memorial honoring veterans, and connecting electricity for lighting of both flag and monument in Prairie City.		\$12,552	\$12,552	\$5,468
Number of Applications: 4			\$169,671	\$169,671	\$198,848

Not Approved

Applicant	Project Description	County	Grant Request	Grant Award	Match
City of Vale	Create a new Veteran Memorial Park at an existing City of Vale park. New park to incorporate flag poles for each branch of military, trees, bench's, picnic tables, memorial plaques, parking, restroom, and drinking fountain.		\$113,000		\$39,500
Number of Applications: 1			\$113,000		\$39,500
Grand Totals: (all applications)		Number of Applications: 5	\$282,671	\$169,671	\$238,348

Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item: 8a **Action**
Public Comment Allowed: Yes
Topic: Silver Falls Dump Station Replacement
Presented by: Matt Rippee, Central Park Services Administrator

Title: Silver Falls Dump Station Decommissioning & Relocation/Replacement

Location: Silver Falls State Park

Description: Scope is to abandon and decommission existing RV dump station located at the North Falls area and relocate/construct new RV dump station system near Silver Falls State Park Campground area. Design is currently 75% complete.

Project Manager: Darrell Monk, Construction Project Manager

Project Budget (Estimated): \$750,000

Project Number: 27147

Schedule:

Advertise	Bid Close	Contract Award	Contract Completion
August 2022	September 2022	September 2022	March 2023

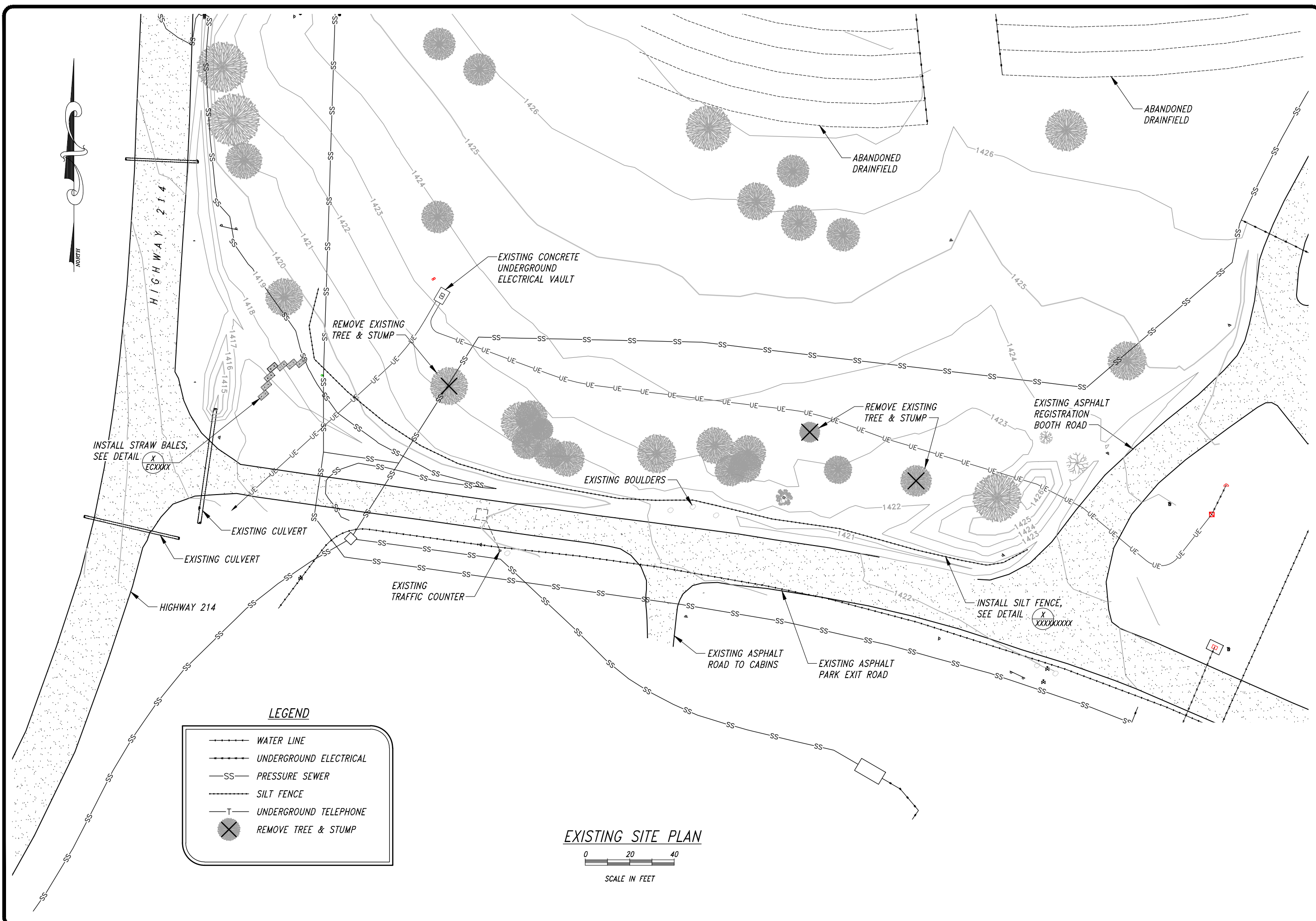
Prior Action by Commission: None

Action Requested: Request approval, contingent on DOJ clearance, of decommissioning of N. Falls Dump Station and finalize Design and Construction for new RV Dump Station located near Silver Falls State Park Campground.

Attachments: Map & Design

Prepared by: Kevin Strandberg

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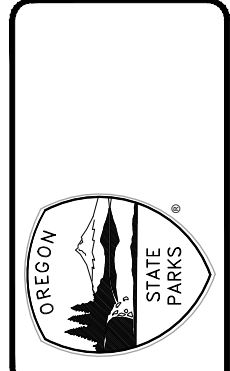
- W --- WATER LINE
- UE --- UNDERGROUND ELECTRICAL
- SS --- PRESSURE SEWER
- T --- UNDERGROUND TELEPHONE
- ⊗ REMOVE TREE & STUMP

EXISTING SITE PLAN

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SCALE IN FEET

REVISION	DATE	BY

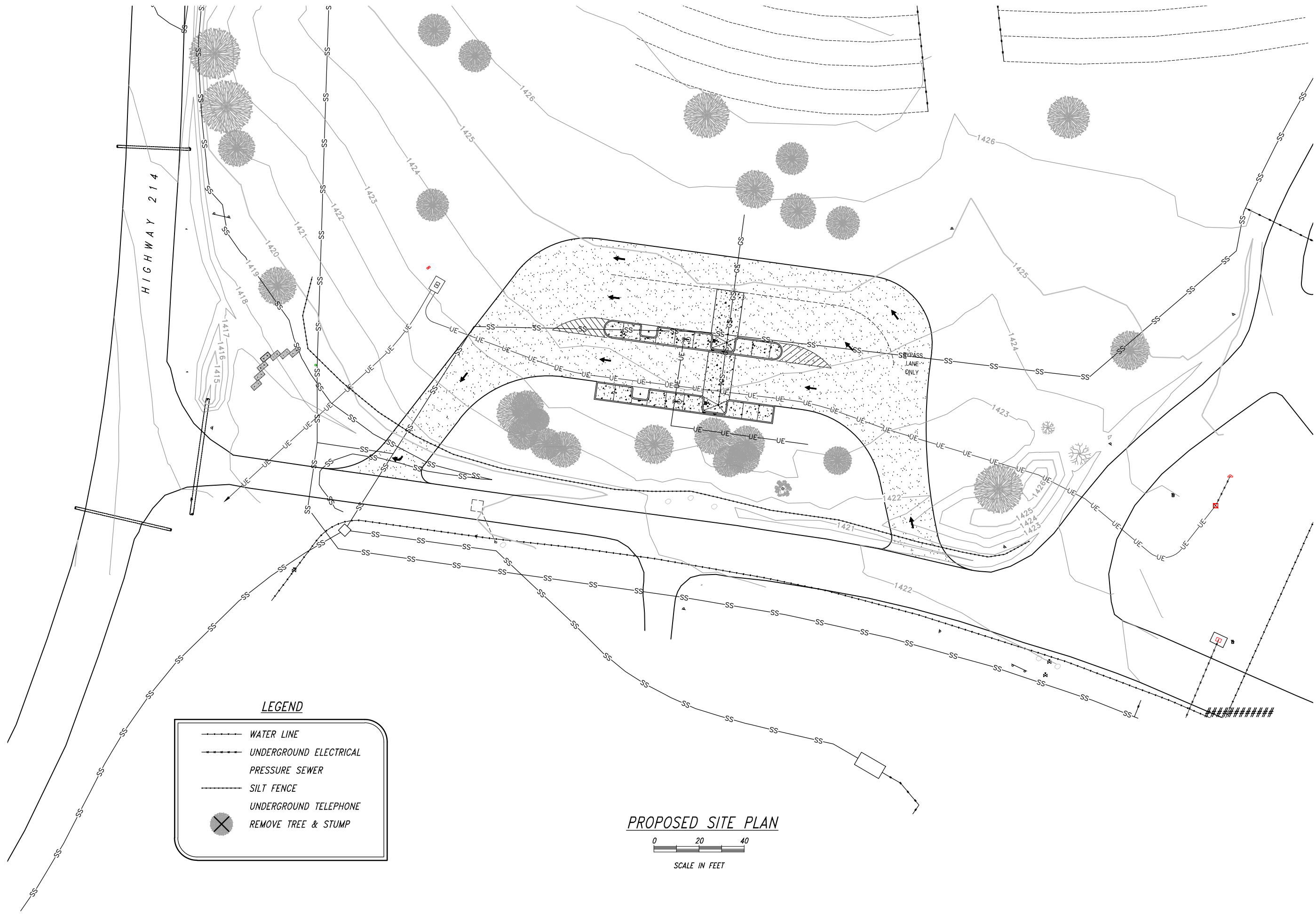
APPROVED BY: C.SERRES
 CHECKED BY: C.SERRES
 DESIGNED BY: D.MONK
 DRAWN BY: D.MONK
 JAN. 2019
 DATE




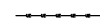

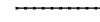


EXISTING SITE, DEMOLITION & EROSION CONTROL PLAN
 RV DUMP STATION IMPROVEMENTS
 SILVER FALLS STATE PARK
OREGON PARKS AND RECREATION DEPARTMENT

SHEET: ##### OF ##
 OPRIS#: ##### CONTRACT #: #####

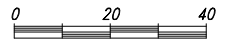
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LEGEND

-  WATER LINE
-  UNDERGROUND ELECTRICAL
-  PRESSURE SEWER
-  SILT FENCE
-  UNDERGROUND TELEPHONE
-  REMOVE TREE & STUMP

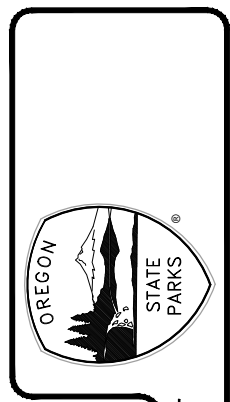
PROPOSED SITE PLAN



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REVISION	DATE	BY

APPROVED BY	###
CHECKED BY	###
DESIGNED BY	###
DRAWN BY	D. MONK
DATE	#####

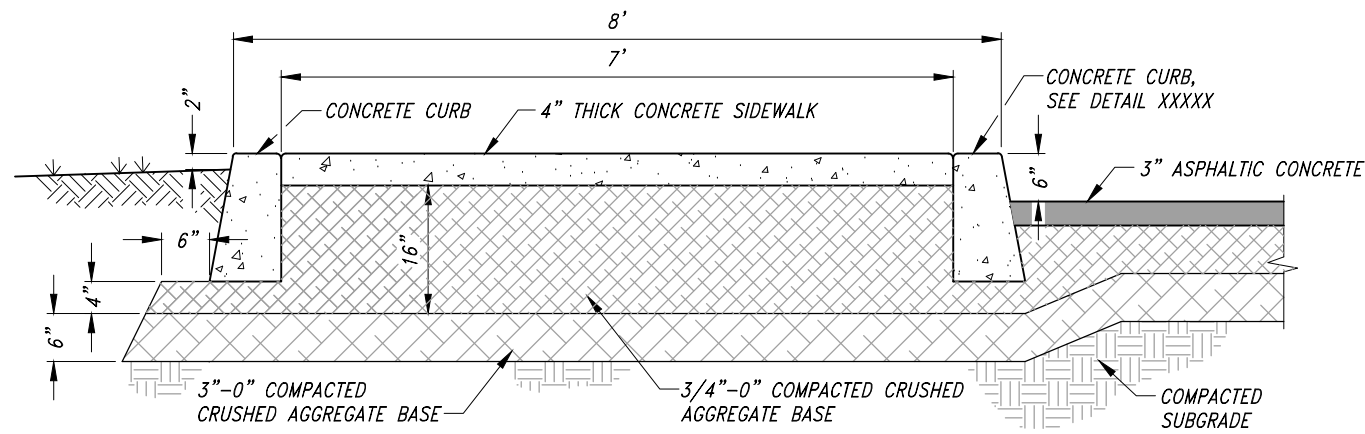
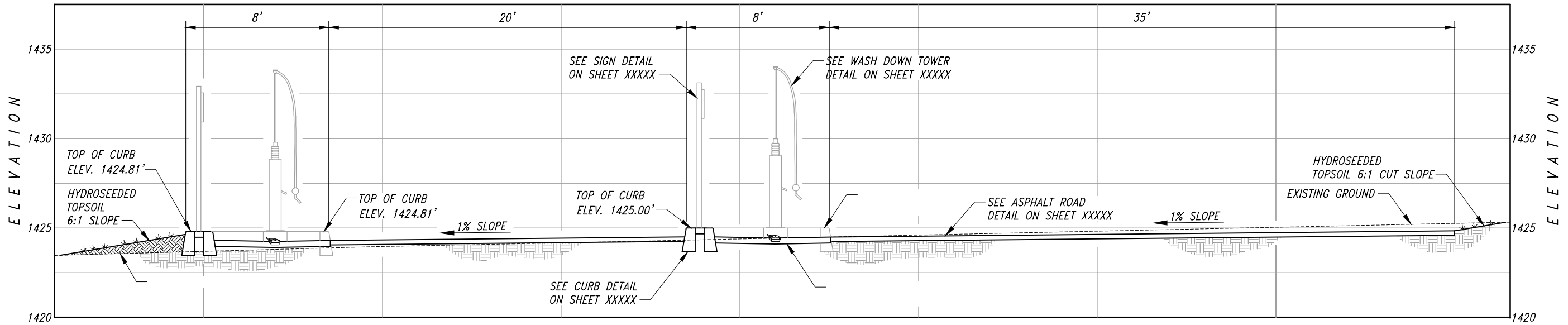


PROPOSED SITE PLAN
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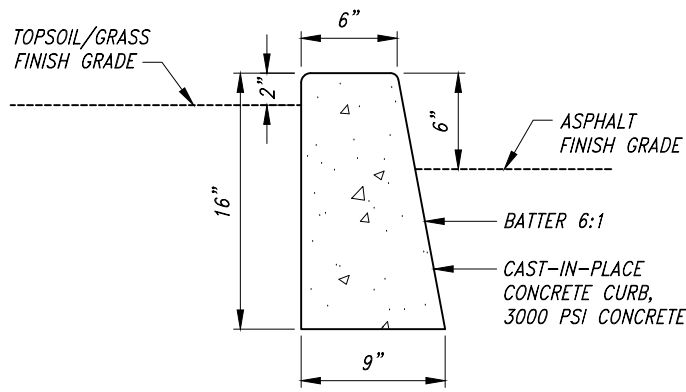
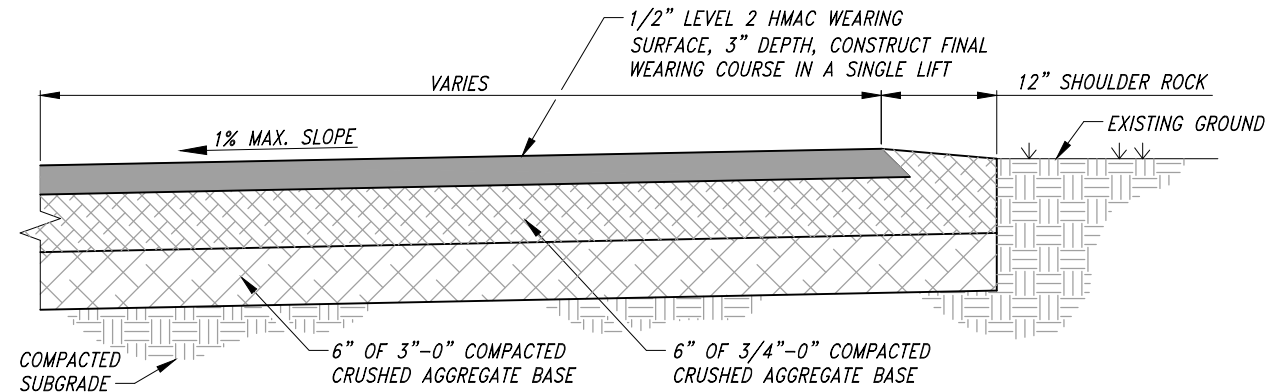
OREGON PARKS AND RECREATION DEPARTMENT

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- NOTES:
- 4" THICK 3000 PSI CONCRETE SIDEWALK OVER 3/4"-0" COMPACTED CRUSHED ROCK.
 - SURFACE SHALL BE STEEL TROWELED AND BROOM FINISHED WITH 1/2" RADIUS AT EDGES AND JOINTS.
 - CONTRACTION JOINTS SHALL BE TOOLED AT A MAXIMUM OF 8' O.C.



REVISION	DATE	BY

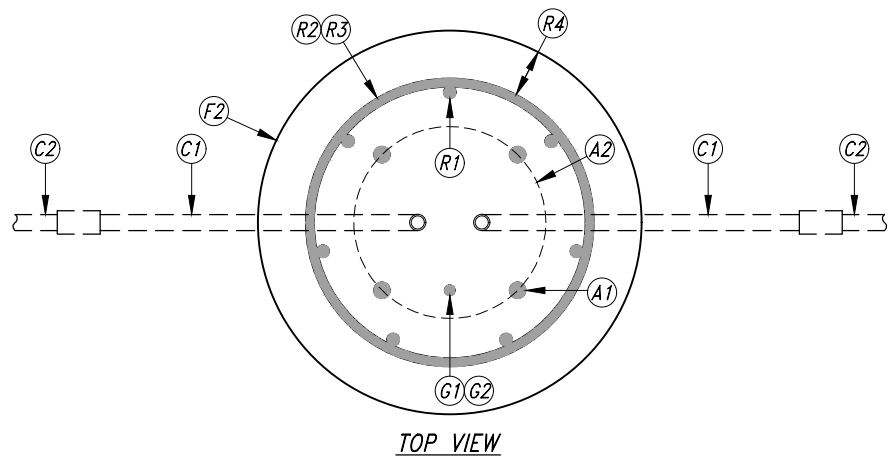
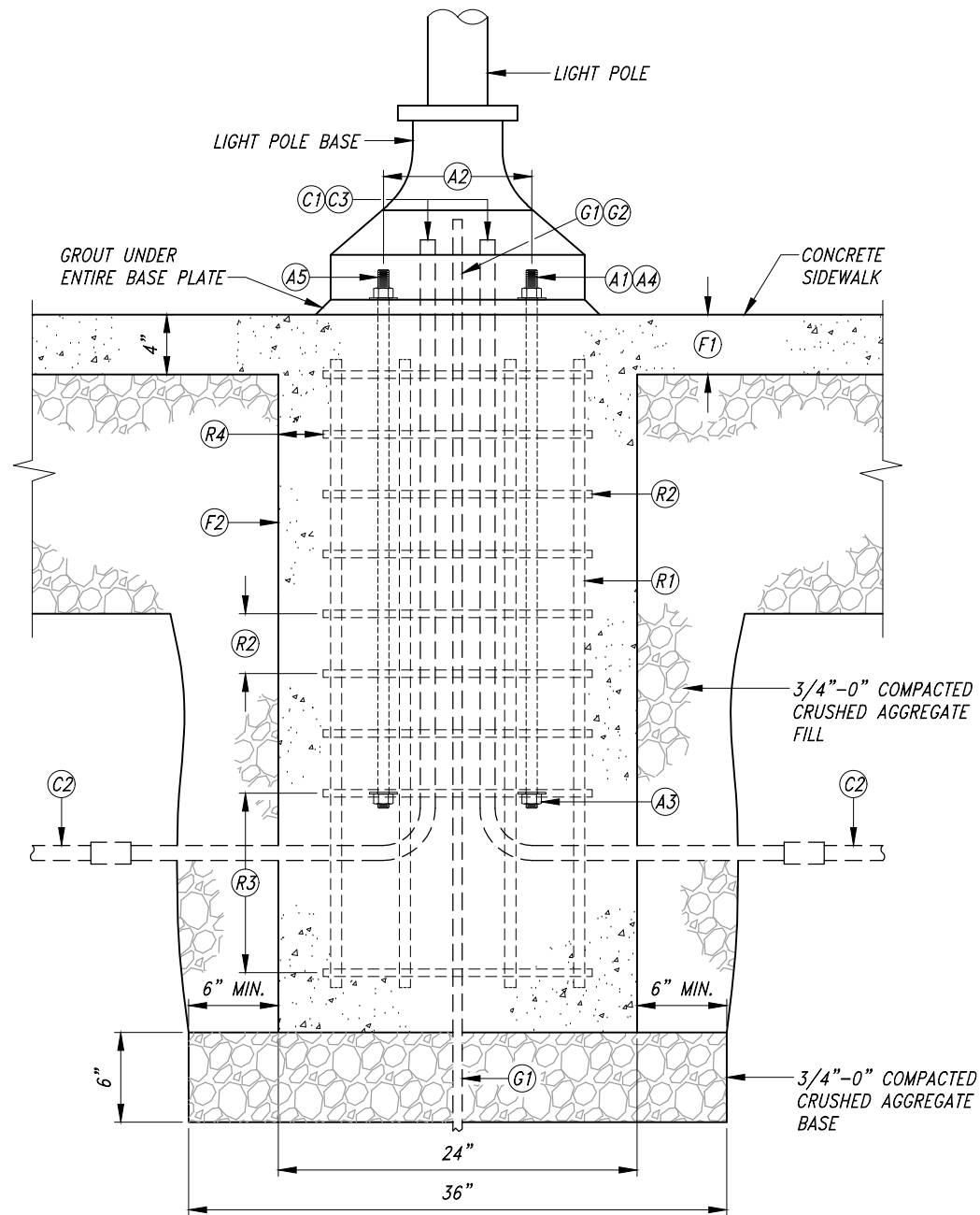
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DESIGNED BY	D. MONK
DRAWN BY	#####



OREGON PARKS AND RECREATION DEPARTMENT

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LIGHT POLE BASE DETAIL XXX
NTS GXXXXXX

ANCHOR BOLTS

- (A1) (4) ASTM 1554 GRADE 36 ANCHOR BOLTS. BOLT DIAMETER AS RECOMMENDED BY POLE MANUFACTURER.
- (A2) BOLT CIRCLE DIAMETER SHALL MATCH POLE BASEPLATE.
- (A3) ANCHOR BOLTS SHALL HAVE HEADS, OR NUTS WITH THE THREADS STAKED AT TWO PLACES BELOW THE NUT OR TACK WELDED, EMBEDDED IN FOUNDATION.
- (A4) ANCHOR BOLTS SHALL BE 36" LONG WITH 33" EMBEDMENT IN CONCRETE.
- (A5) BOLT PROJECTION AS RECOMMENDED BY THE MANUFACTURER.

CONDUIT:

- (C1) CONDUIT SHALL BE COATED RIGID GALVANIZED STEEL IN CONCRETE WITH 6" MINIMUM STUB-OUT.
- (C2) SERVICE AND FEED CONDUITS SHALL BE SCH. 80 PVC.
- (C3) STUB UP TO WITHIN 4" FROM HAND HOLE.

FOUNDATION:

- (F1) THE TOP 4" OF ROUND FOUNDATIONS SHALL BE INTEGRATED INTO SIDEWALK.
- (F2) THE FOUNDATION SHALL CURE A MIN. OF (14) DAYS PRIOR TO POLE INSTALLATION OR TORQUING OF THE ANCHOR BOLTS.

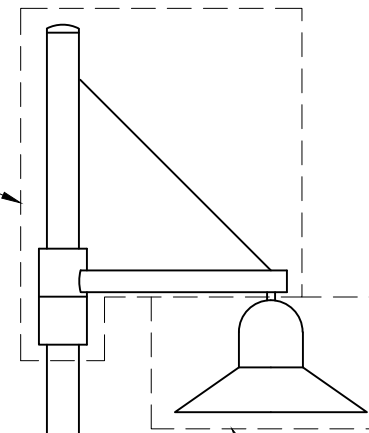
GROUND ROD:

- (G1) GROUND ROD SHALL BE MIN. 5/8" DIA. X 8 FEET LONG, COPPER CLAD OR AS REQUIRED BY CODE.
- (G2) STUB UP WITHIN 4" FROM HAND HOLE. MIN. 3" EXPOSURE AT TOP OF FOUNDATION, WITHIN BOLT CIRCLE.

REINFORCEMENT:

- (R1) VERTICAL REBAR SHALL BE (7) #6 EQUALLY SPACED INSIDE OF HOOPS.
- (R2) HOOP SHALL BE #4 x 18" O.D., SPACED 4" O.C. FROM TOP OF FOUNDATION TO END OF ANCHOR BOLTS.
- (R3) HOOPS SHALL BE #4 x 18" O.D., SPACED 12" MIN. FROM THE ANCHOR BOLTS TO THE BOTTOM OF FOUNDATION.
- (R4) ALL REBAR SHALL HAVE 3" MIN. COVERING.

ALUMINUM ONE PIECE ARM ASSEMBLY WITH INTERNAL WIREWAY AND POLE STOP. ARM SHALL BE PREWIRED WITH QUICK CONNECTORS, MODEL SLA17 AS SUPPLIED BY ARCHITECTURAL AREA LIGHTING, OR APPROVED EQUAL.



ALUMINUM, SEALED LED STRAIGHT HOOD CONFIGURATION, WITH PHOTOCELL, MODEL UCM-STR AS SUPPLIED BY ARCHITECTURAL AREA LIGHTING, OR APPROVED EQUAL.

4" ROUND ALUMINUM POLE, 18' TALL, SERIES PR4, MODEL 4R18-226 AS SUPPLIED BY ARCHITECTURAL AREA LIGHTING, OR APPROVED EQUAL.

TWO PIECE CAST BASE, MODEL BC6-4 AS SUPPLIED BY ARCHITECTURAL AREA LIGHTING, OR APPROVED EQUAL.

LIGHT POLE DETAIL XXX
NTS GXXXXXX

NOTES:

1. COLOR FOR ALL LIGHT POLE COMPONENTS SHALL BE DARK BRONZE.
2. ALL INTERNAL AND EXTERNAL HARDWARE SHALL BE STAINLESS STEEL.

REVISION	DATE	BY

APPROVED BY	###
CHECKED BY	###
DESIGNED BY	###
DRAWN BY	D. MONK
DATE	#####

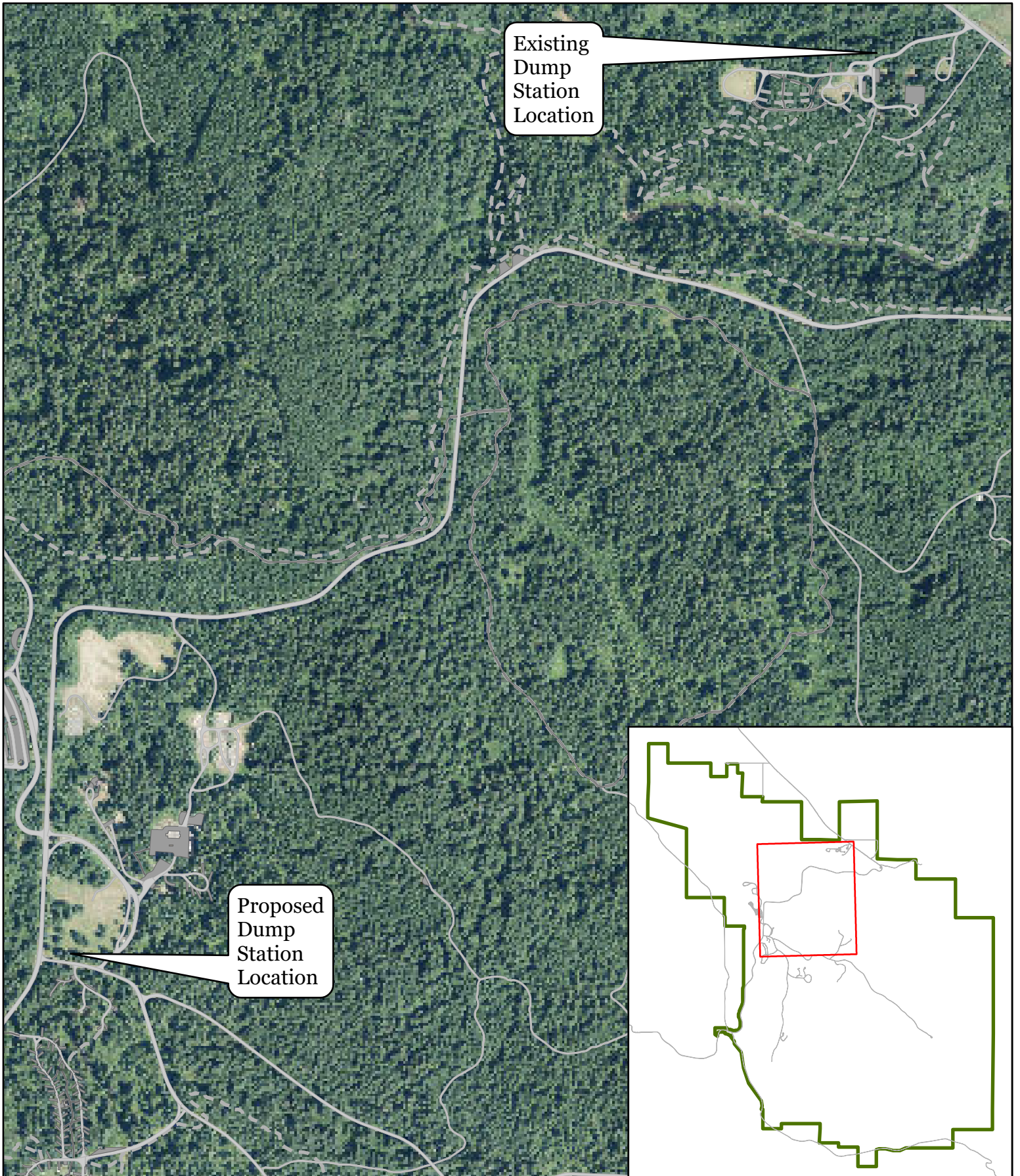


OREGON PARKS AND RECREATION DEPARTMENT

SHEET:	### OF ##
OPRIS#:	#####
CONTRACT #:	#####

Silver Falls: Proposed Dump Station

Oregon Parks and Recreation Dept.
725 Summer St. NE, Suite C
Salem OR, 97301



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0 430 860 Feet

NAD 1983 2011 Oregon Statewide Lambert Ft Intl

David.Quillin 1/20/2022

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Oregon Parks and Recreation Commission

February 25, 2022

Agenda Item: 8b **Action**
Topic: Paving Improvements at Collier Memorial State Park
Presented by: Matt Rippee, Central Park Services Administrator

Title: Paving Improvements at Collier Memorial State Park

Location: Collier Memorial State Park

Description: Scope will include removal of existing asphalt, grading, compaction and repaving in day use area; overlaying campground entrance and roadway with new asphalt and boating (paddling) access improvements at Spring Creek.

Project Manager: John Seevers, Construction Project Manager

Project Number: 30666

Project Budget: \$550,000 (Approximately \$150k OPRD FIP and \$400k ODOT IGA)

Schedule:

Advertise	Bid Close	Contract Award	Contract Completion
February 2022	March 2022	March 2022	May 2022

Prior Action by Commission: None

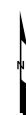
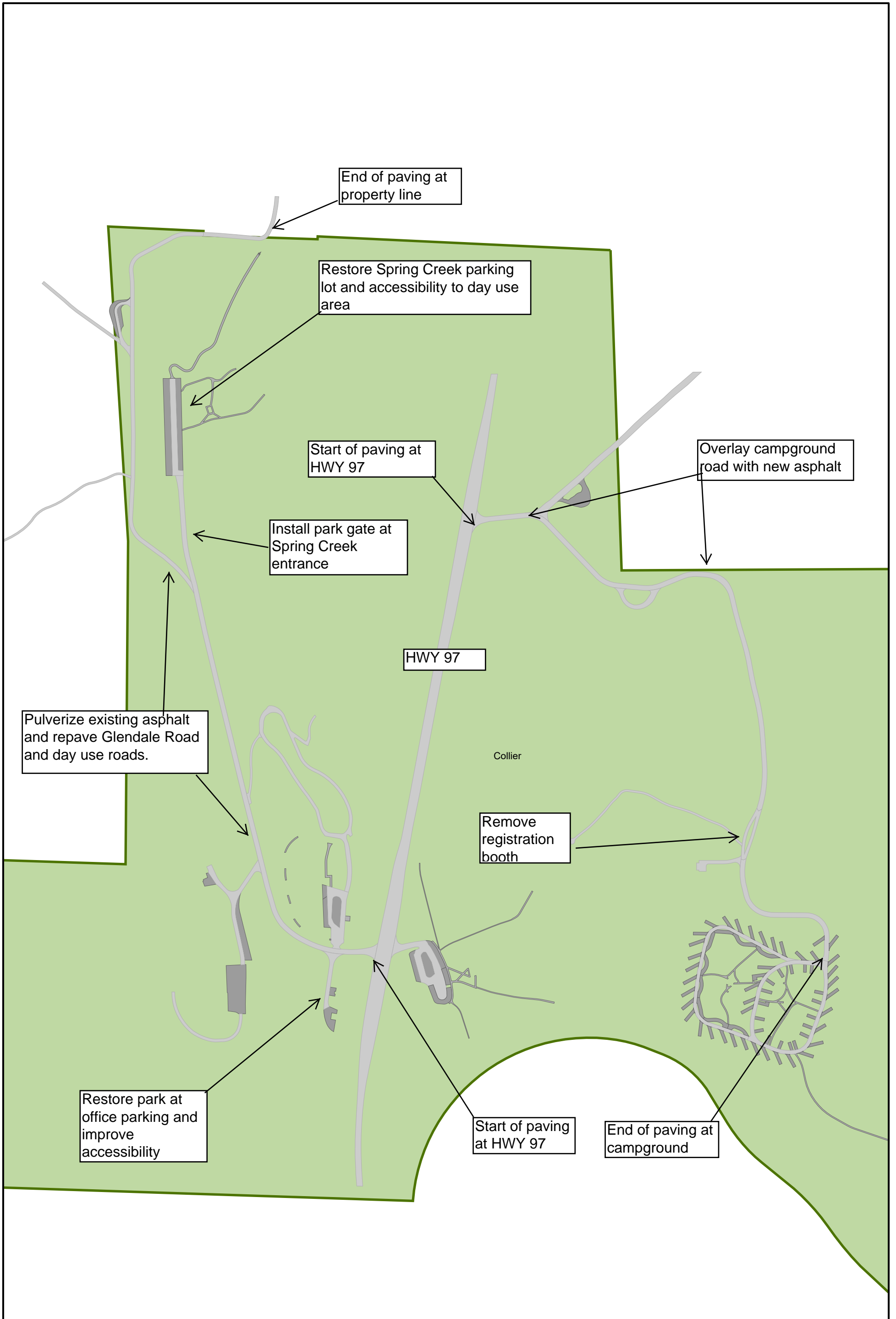
Action Requested: Request approval for paving improvements at Collier Memorial State Park

Attachments: #1 - Park Map

Prepared by: John Seevers, Construction Project Manager

Collier Memorial State Park Paving Project

Oregon Parks and Recreation Dept.
725 Summer St. NE, Suite C
Salem OR, 97301



Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	9a	Action
Public Comment Allowed:	Yes	
Topic:	Request to open 736-050-0250 to update National Register document requirements.	
Presented by:	Katie Gauthier, Government Relations and Policy Manager Ian Johnson, Associate Deputy State Historic Preservation Officer	

In November 2021, the Keeper of the National Register within the National Park Service (NPS) notified the Oregon State Historic Preservation Office (SHPO) that owner objections to listing a property in the National Register of Historic Places were no longer required to be notarized if the objection is made in compliance with 28 U.S.C. § 1746.

Under this new requirement, NPS must consider objections made under penalty of perjury consistent with 28 U.S.C. § 1746 to be valid objections, even if they are not notarized, if those objections otherwise comply with the requirements in the NPS’s regulations.

After receiving the notification, staff sought clarification from NPS on the impact of this change to Oregon. Based on our current rules, it would be likely the agency could submit a nomination to NPS under the long-standing requirement that objections be notarized without it being returned by NPS. However, an individual could petition NPS to reject the listing under 36 CFR 60.15, for prejudicial procedural error, based on the Oregon SHPO not giving property owners the opportunity to object via declaration as opposed to notarization.

In order to ensure timely processing of nominations, staff request permission to open OAR 736-050-0250 to allow an owner to object in compliance with 28 U.S.C. § 1746 or submit a notarized statement.

Prior Action by Commission: The Commission adopted amendments to National Register program rules, including 736-050-0250 in June 2021.

Action Requested: Staff requests permission to open rulemaking to amend 736-050-0250 to update requirements for submission of an objection to a National Register listing.

Attachments: Attachment A Marked Copy

Prepared by: Katie Gauthier

9b: Attachment A

736-050-0250

State Advisory Committee on Historic Preservation: Staff Activities Relating to the National Register Program

(1) The SHPO may delegate authority under this division to the Deputy SHPO, the Associate Deputy SHPO, the National Register Program Coordinator, or other Oregon SHPO staff.

(2) The SHPO must appoint a National Register Program Coordinator to administer the state's National Register of Historic Places program.

(3) Upon request of the receiving party, the Oregon SHPO must make available an un-redacted, complete copy of a National Register nomination form to the federal planning agency, owner(s), CLG, and chief elected official as described in 36 CFR § 60.6(x) (2020), and a copy to the proponent, public, and Tribes subject to the provisions of sections (9) and (10) at any time.

(4) The Oregon SHPO may provide notice to owners by public press release or other means in place of written notice when there are more than 50 owners, except for the public comment period notice described in paragraphs 11(a)(C) and (D), and 18(f)(C).

(5) A proponent may submit a National Register nomination form regardless of ownership status to the SHPO, the federal preservation officer for the appropriate federal agency if the property is entirely located on federally-administered lands, or Tribal Historic Preservation Officer for the appropriate Tribe if the property is entirely located on trust land.

(6) A Tribe may request government-to-government consultation with the Oregon SHPO at any time.

(7) The Oregon SHPO must provide a written response to a proponent seeking to amend a National Register nomination form for a historic property or to nominate a property to the National Register within 60 calendar days of receipt and within 45 calendar days of receipt for a petition to remove a historic property from the National Register stating whether the National Register nomination form is:

(a) Adequately documented;

(b) Technically and professionally correct and sufficient; and

(c) Demonstrates that the property does or does not meet the National Register criteria for evaluation.

(8) A proponent may withdraw the National Register nomination form at any time by submitting a written request to the SHPO.

(9) The Oregon SHPO must keep all or qualifying portions of a National Register nomination form, associated correspondence, and other documents confidential and conditionally exempt from public disclosure under the conditions established in ORS 192.345 and as described in 36 CFR § 60.6(x) (2020). Oregon SHPO staff must apply the conditions of ORS 192.355(4) to submitted National Register nomination forms. In addition, SHPO will not make specific information relating to the location of property available if disclosure would create a risk of destruction or harm as provided in 36 CFR § 60.6(x) (2020).

(10) The SHPO may petition the Keeper to keep all or qualifying portions of a National Register nomination form, correspondence, and other documents confidential and exempt from public disclosure under the provisions of the Act, 54 USC § 307103.

(11) The Oregon SHPO must provide a public comment period for each National Register nomination form considered by the committee. The copy of the National Register nomination form made available for public comment may be redacted as provided for under sections (9) and (10) as applicable.

(a) The Oregon SHPO must:

(A) Identify owners using county property tax records obtained within 90 calendar days prior to opening the public comment period;

(B) Open the public comment period not less than 30 calendar days nor more than 75 calendar days before a scheduled committee meeting;

(C) Mail a written public comment period notice to the proponent; owner; CLG; chief elected official; federal, state, and local agencies and subdivisions of Oregon State Government that meet the definition of owner; and Tribes. The Oregon SHPO may choose to coordinate with local governments on the format, content, and distribution of the public comment period notice when nominating districts; and

(D) Include in the public comment period notice the date and location of the scheduled committee meeting and the process for submitting comments.

(b) The Oregon SHPO may:

(A) Publish a public comment period notice in one or more local newspapers of general circulation in the area where the nominated property is located.

(B) Hold or attend meetings or publish information to inform the public and interested parties if the SHPO believes that such an action is in the public interest.

(12) Any person may comment on a National Register nomination form considered by the committee.

(a) The Oregon SHPO must receive written comments at least five business days before the scheduled committee meeting, except as provided for CLGs in section (13). Any written comments received after this time but before the meeting must be included in the public record, but the Oregon SHPO must not provide the comments to the committee.

(b) A person may provide written materials or oral comment to the committee for consideration the day of the committee meeting.

(c) The committee must only consider written and oral comment submitted during the public comment period that address:

(A) Requirements for a complete National Register nomination form described in section (7), or

(B) Procedural requirements under state and federal law.

(d) All comments received in any format are public records, except as provided for under sections (9) and (10).

(e) The public comment period must remain open when the committee defers making a recommendation under the provisions of OAR 736-050-0260(11) or (12).

(13) A CLG may object to the nomination of a property to the National Register or a major revision to a National Register nomination form for a historic property as described in 54 USC § 302504 when all or part of the property is within the CLG's jurisdiction.

(a) The CLG must provide the public an opportunity to comment and consider these comments when making a recommendation to the SHPO.

(b) A valid objection under this subsection must meet the following requirements:

(A) The SHPO must receive the CLG's objection within 60 calendar days following the opening of the public comment period described in section (11);

(B) The chief elected official recommends that the property not be nominated to the National Register or that the National Register nomination form for a historic property not receive a major revision; and

(C) The local historic preservation commission recommends by majority opinion that the National Register nomination form does not meet one or more of the criteria described in section (7).

(c) Upon receipt of a valid objection under subsection (b), Oregon SHPO must:

(A) Remove the National Register nomination form from committee consideration and take no further review action from the date the Oregon SHPO receives the objection;

(B) Suspend the nomination process for 30 calendar days; and

(C) Provide written notice to the persons noted under subsection 11(a)(C) within 5 calendar days of the action. The notice must specify the date the SHPO received the objection under paragraph (b)(A).

(d) Any person may appeal a CLG's objection by submitting a written statement appealing the CLG's objection to the SHPO within 30 calendar days after the date the Oregon SHPO received the CLG's objection. Following the receipt of the appeal, the SHPO must submit the National Register nomination form for committee consideration at the next regularly- scheduled committee meeting, not less than 90 calendar days from the date the Oregon SHPO received the CLG's objection.

(e) If an appeal is not submitted from the date the SHPO received a valid objection under subsection (b) within 30 calendar days the SHPO must stop the nomination process and take all necessary actions to close the administrative process.

(f) A CLG may object each time proposed revisions to a National Register nomination form meet the definition of a "major revision."

(14) The executive department of state government as defined in ORS 174.112 and political subdivisions of state government may comment on a National Register nomination form. State government and political subdivisions of state government may object to listing a property in the National Register, but the SHPO must not count the objection toward the total number of private property owners needed to prevent the property from being listed in the National Register as prohibited by the provisions of 36 CFR § 60.6(g) (2020). As used in section (14), "political subdivision" includes counties, cities, taxing districts, and any other governmental unit within this state.

(15) The SHPO must determine if the majority of owners object to listing a nominated property in the National Register by comparing the total number of owners identified on the property owner list to the number of ~~notarized~~-valid statements that object to listing the property in the National Register. The SHPO must provide the Keeper the property owner list and tally of ~~notarized~~-valid statements objecting to nominating the property to the National Register through the end of the public comment period.

(a) The Oregon SHPO must create a property owner list that includes each owner and parcel of real property within the boundary of a building, district, object, site, or structure nominated for listing in the National Register using county property tax records obtained as provided in subsection (11)(a)(A). That property owner list is the official list of property owners and real property throughout the public comment period. In creating the property owner list, the Oregon SHPO must:

(A) Edit the property owner list based on the submission of a valid, ~~notarized~~ statement and as described in section (16).

- (B) Assume that the property tax records provided by the county assessor are accurate.
- (C) Include owners on the property owner list regardless of whether the owner can be contacted using the information included on the property owner list provided by the county assessor's office.
- (D) When encountering similar names, compare the name and mailing addresses to determine if there are one or more owners. The SHPO must consider Jane Doe and Jane S. Doe as two distinct persons when the county property tax records identify differing mailing addresses. If the mailing address is the same, the SHPO must identify these individuals as the same person.
- (E) Count entities, such as named trusts, corporations, partnerships, etc., as individual owners when the owner name differs in any way, even when the mailing address is the same.
- (F) Count a trust as a single owner when multiple trustees are named, but no trust is identified.
- (G) Unless the terms of a trust expressly provide that the trust is irrevocable, count the settlor as the owner of the trust consistent with ORS 130.505.
- (H) Use any adopted system of abbreviations, symbols, or other codes used by the county assessor from the county providing property tax records to identify owners when creating the property owner list.

(b) An owner may submit a ~~valid~~ ~~notarized~~ statement to take the actions in paragraphs (A) to (E) at any time during the public comment period:

- (A) Object to listing a property in the National Register. An owner may object only once regardless of how many properties or what portion of a property the owner owns;
- (B) Withdraw their own previous objection;
- (C) Remove the previous owner as the owner of record from the property owner list and withdraw the previous owner's objection;
- (D) Assert ownership of a property within the nominated area when the property owner list does not include the owner or parcel of real property and add the name of the owner and the real property to the property owner list; or
- (E) Any combination of paragraphs (A), (B), (C), and (D).

(c) To be valid, ~~notarized~~ statements must meet the following criteria:

- (A) An owner must submit to the Oregon SHPO an original, ~~notarized~~ statement;
- (B) The ~~notarized~~ statement must be on a form provided by the Oregon SHPO;

(C) The ~~notarized~~ statement must identify private, real property within the boundary of the nominated property that the owner owns;

(D) The ~~notarized~~ statement must clearly identify the intent of the owner as described in subsection (b);

(E) The owner must identify the name they were previously known by and listed in the county property tax records if different from their current legal name;

(F) The ~~notarized~~ statement must clearly identify the nature of the owner's property interest;

(G) The statement must include an unsworn declaration that information provided is true under penalty of perjury in compliance with the provisions of 28 U.S.C. § 1746; and/or

(H) A notary public must confirm, or “attest,” the identity of the owner signing the notarized statement as provided in ORS chapter 194 and OAR chapter 160, division 100; and

~~(G) The owner must sign and date the ~~notarized~~ statement; and~~

~~(H) A notary public must confirm, or “attest,” the identity of the owner signing the notarized statement as provided in ORS chapter 194 and OAR chapter 160, division 100.~~

(d) The SHPO must consider only the most recent valid ~~notarized~~ statement submitted under subsection (b) when determining the total number of statements of objection and the total number of owners and parcels of real property on the property owner list under subsection (a). ~~and notarized statements of objection.~~

(e) The SHPO must not accept a ~~notarized~~ statement that does not meet the requirements of subsection (c), or that is incomplete, or illegible.

(f) The legal representative of an owner may submit a ~~valid notarized~~ statement on an owner's behalf under subsection (b). The representative must provide documentation demonstrating that they legally represent the owner.

(g) A person not listed on the property owner list created in subsection (a) that submits a ~~notarized~~ statement must submit documentation demonstrating that they meet the definition of “owner” in OAR 736-050-0230(16), including instruments used to create legal entities such as trusts, limited liability corporations, and any other legal entities. For a trust, a certification of trust that complies with ORS 130.860 is adequate documentation under subsection (g).

(h) When removing the objection of a previous owner under paragraph (b)(C), a person must submit documentation demonstrating that the previous owner no longer has an ownership interest and that they themselves meet the definition of “owner” in OAR 736-050- 0230(16).

(i) The SHPO must not recognize any person as an “owner” who is unable or refuses to submit documentation as required by this rule.

(j) All ~~notarized~~ statements and accompanying documentation are public records as defined in ORS 192.311(5)(a) and subject to inspection as provided for in ORS 192.311 through ORS 192.380.

(k) The SHPO must acknowledge persons in writing within 30 calendar days of the receipt of their ~~notarized~~ statement and any accompanying documents. Acknowledgements must indicate if the ~~notarized~~ statement and accompanying documents are valid under subsections (c) through (i) and if not valid, describe why and how to correct the error.

(16) The SHPO must examine the accuracy of the property owner list and validity of ~~notarized~~ statements when the SHPO determines that the reasonably possible outcome of identifying potential error(s) may determine if the nominated property is or is not listed in the National Register.

(a) Any person may request that the SHPO carry out an examination of the property owner list. Such a request must be in writing, and identify and document with evidence of one or more of the following:

(A) Factual inaccuracy;

(B) Error in the property owner list;

(C) Error in the tally of ~~notarized~~ valid statements; or

(D) Any combination of paragraphs (A), (B), or (C).

(b) The SHPO must respond in writing to the petitioner within 15 calendar days of a request for an examination stating whether the SHPO will conduct an examination and the basis for the decision. The SHPO must provide the response to the proponent, owner, CLG, chief elected official, and Tribes if proceeding with an examination.

(c) The SHPO may complete an examination for any reason. The SHPO must notify the proponent, owner, CLG, chief elected official, and Tribes within 5 calendar days of initiating an examination.

(d) The SHPO must determine how best to conduct an examination on a case-by-case basis based on the nature of the identified concern.

(e) An examination under subsection (a) is limited to the specific nature of the identified concern and does not include an evaluation of each entry in the property owner list or each submitted ~~notarized~~ statement unless the SHPO determines that this step is necessary.

(f) The SHPO may choose to re-examine the property owner list and ~~notarized~~ statements against official land recordation records or property tax assessor records, the results of a title search, or any public record.

(g) The SHPO may require that persons submit documentation to prove their ownership status, existence of real property, or the validity of their submitted ~~notarized~~ statements. The Oregon SHPO must not treat persons as “owners” who are unable or refuse to submit documentation for the purposes of taking any action under subsection (15)(b).

(h) The SHPO may add or remove a person or real property from the property owner list or invalidate a ~~notarized~~ statement upon completion of an examination. The SHPO must inform a person in writing within 30 calendar days of acting and provide the reason the SHPO took the action. A person receiving notice of the SHPO's action under this section may submit documentation as described in this rule to the SHPO for an action under subsection (15)(b).

(i) An examination under section (16) is complete once the SHPO determines that further identification and correction of errors will not determine if the nominated property will or will not be listed in the National Register.

(17) The SHPO must consider the comments from the committee, CLG, Tribes, and all other comments received during the public comment period when making a recommendation and submitting a National Register nomination form to the Keeper under the provisions of 36 CFR § 60.6(o) and (p) (2020). The SHPO must provide the recommendation provided to the Keeper to the proponent, owner, CLG, chief elected official, and Tribes.

(18) Under the Act, upon receipt of a National Register form from the SHPO the Keeper may list a property in the National Register; correct a submitted National Register nomination form and list the nominated property in the National Register; or return a National Register nomination form without listing the property in the National Register.

(a) If the Keeper lists a property in the National Register the SHPO must provide notice to the committee at their next regularly-scheduled meeting and written notice to the proponent, owner(s), CLG, chief elected official, and Tribes within 30 calendar days.

(b) If the Keeper corrects a submitted National Register form and lists a property in the National Register, the Oregon SHPO must provide notice to the committee at their next regularly-scheduled meeting, and written notice to the proponent, owner(s), CLG, chief elected official, and Tribes within 30 calendar days.

(c) If the Keeper returns a National Register nomination form without listing the property in the National Register, the Oregon SHPO must provide notice to the committee, and written notice to the proponent, owner(s), CLG, chief elected official, and Tribes within 30 calendar days. The notice will forward the Keeper's reasons for the return and state whether the SHPO intends to resubmit the National Register nomination form to the committee or the Keeper and the reasons for the decision.

(A) The Oregon SHPO must provide the proponent, owner, CLG, chief elected official, and Tribes 30 calendar days to comment and consider their opinion before making a final decision. The SHPO must provide a written final decision to the proponent, owner, CLG, chief elected official, and Tribes after considering any comments received.

(B) The SHPO may resubmit a National Register nomination form not requiring major revision to the Keeper without committee review.

(C) The SHPO may resubmit to the committee a National Register nomination form returned by the Keeper. The SHPO must address the reasons the Keeper returned the National Register nomination form before resubmission to the committee and the Keeper.

(d) The SHPO may either require that the proponent complete the revisions identified by the Keeper before resubmission of the National Register nomination form to the committee or the Keeper or the Oregon SHPO may complete needed revisions itself.

(e) The SHPO must resubmit a National Register nomination form to the Keeper within two years from the date the Keeper initially returns the National Register nomination form for correction as described in subsection (c) or end the National Register nomination process. If the SHPO does not resubmit a National Register nomination form to the Keeper the public comment period and the nomination process end.

(f) The Oregon SHPO must complete the following to continue the National Register process following the two-year period from the date of the Keeper's initial return of a National Register nomination form:

(A) Review the National Register form as described in section (7) for completeness and accuracy. The Oregon SHPO may require the proponent to complete revisions before resubmitting the National Register nomination form to the committee or the Keeper, or the Oregon SHPO may complete needed revisions itself;

(B) Close the public comment period;

(C) Provide a public comment period notice as provided in paragraph (11)(a)(C), and (11)(b); and

(D) Complete an examination of the property owner list created in subsection 15(a) using the process described in sections (16)(d) through (i).

(g) ~~Notarized~~ Statements submitted and determined to be valid under the provisions of section (15) remain valid unless determined to not be valid under the provisions of section (16).

(19) Petitioning the Keeper:

(a) The SHPO may petition the Keeper to take the following actions without review by the committee:

(A) Remove a razed historic property from the National Register;

(B) Amend a National Register nomination form for a historic property when the amendment is not a major revision;

(C) Change the contributing status of an individual historic property within a historic district listed in the National Register;

(D) Change the contributing status or recommend the relocation of a secondary historic property, such as a garage, shed, or other small-scale building, object, site, or structure that in the opinion of the SHPO does not qualify for listing in the National Register on its own merit included within the boundary of a historic property; or

(E) Any combination of paragraphs (A), (B), (C), and (D).

(b) Prior to petitioning the Keeper under subsection (a), the SHPO must notify the proponent, owner, CLG, chief elected official, and Tribes, and allow for a 30 calendar day comment period following notice and consider the provided comments. The SHPO may waive the comment period if the CLG provides a comment period as part of a local process.

(A) The SHPO must provide the proponent, owner, CLG, chief elected official, and Tribes notice of the SHPO's petition to the Keeper.

(B) The SHPO must notify the proponent, owner, CLG, chief elected official, and Tribes of the Keeper's decision within 30 calendar days. The SHPO shall inform the committee at the next scheduled committee meeting.

(20) Any person may appeal directly to the Keeper any SHPO decision regarding the nomination of a property to the National Register, an amendment to a National Register form for a historic property, or a petition to remove a historic property from the National Register under the provisions of 36 CFR § 60.12 (2020).

(21) The SHPO may refer a nomination submitted pursuant to section (5) to the State of Oregon Office of Administrative Hearings for a contested case hearing as provided in ORS 183.413 to 183.425, 183.440 to 18.452, 183.457, 183.460 to 183.470 following the Keeper's return of a National Register nomination form for issues related to counting owners, parcels of real property, and ~~notarized~~ valid statements. The proponent shall be a party to any contested case. The SHPO shall designate the scope of issues that may be addressed in the contested case, which may include:

(a) The determination of whether a majority of owners provided ~~notarized~~ valid statements of objection as provided in section (15); and

(b) The determination of the accuracy of the property owner list and validity of ~~notarized~~ statements as provided in section (16).

Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	9b	Action
Public Comment Allowed:	No	
Topic:	Request to adopt rule change of OAR 736-010-0055 Park Resources to clarify hunting boundaries	
Presented by:	Helena Kesch, Policy Analyst, ADA and Tribal Relations Coordinator	

Background:

Hunting is permitted in several state parks within Oregon Department of Fish and Wildlife (ODFW) rules and regulations. Access to hunt on OPRD lands is provided in state parks where public safety is low risk and the activities meet agency wildlife goals.

The current rule specifies each area within a park that is open to hunting. For the Willamette River Greenway, some of those properties have changed management or are inaccurately described.

The proposed rule change will clarify hunting boundaries within state parks by referring to an OPRD hunting map that will be located on the agency website. The rule will direct people to adhere to ODFW rules and regulations when hunting on park properties.

Clarifying the hunting boundaries within this rule will help protect visitors and hunters alike. A hunting map will be created and made available on the agency website for hunters to refer to in identifying hunting boundaries at each park where hunting is available per this rule.

A Rule Advisory Committee (RAC) was held virtually on November 18th. The RAC included members of the hunting community that frequently hunt in permissible state park locations, as well as ODFW, Oregon State Police Fish and Game Division and OPRD park managers and staff members to add expertise on the operational implication of this clarification. The committee discussed clarifying hunting boundaries within state parks and the creation of an OPRD hunting map that will clearly identify hunting areas within park boundaries. They recommended posting the hunting map on the department website for a minimum of 30 days prior to the effective date. They also recommended adding language to this rule referring people to OAR 736-010-0040 (7) which prohibits leaving personal property or possessions overnight in a day use area.

The proposed rules opened for public comment on December 3, 2021 and reflected changes recommended by the RAC. Public comment was open December 3, 2021 to January 27, 2022. Comments received are posted on a weekly basis on the agency rulemaking website. A virtual public meeting was held January 18th at 6pm that reviewed the recommended changes by the RAC and displayed a draft of the hunting map. Additional comments were accepted. The agency received 28 comments during this period. The full of comments received is available on the [agency rulemaking website](#) and is also attached. Fifteen of the public comments received are in favor of the changes. Eleven comments were opposed. The Oregon Hunters Association submitted comment in support of the rule change. Those opposed are from LaPine residents requesting hunting not be allowed in LaPine State Park due to safety concerns. After seeing these concerns, the park staff are reviewing hunting areas within the park to determine how best to address concerns raised. Two responses were categorized as other: requesting hunting maps be posted in all state parks and a request to allow hunting in Cougar Valley State Park.

The OPRD Hunting Map will provide clear hunting boundary information for each park property where hunting is allowed, which incorporates safety zones established by the agency. Prior to posting the OPRD Hunting Map online, it will be posted on the department website for 30 days for public review and comment. The OPRD Hunting Map will be shared with 3rd party providers so that the data can be incorporated into existing applications used.

Prior Action by Commission: The Commission approved opening rulemaking of OAR 736-010-0055 Park Resources to clarify hunting boundaries at the November 2021 meeting.

Action Requested: Staff requests adoption of amendments to OAR 736-010-0055 to implement changes based on clarifying hunting boundaries within Oregon State Park properties and the creation of an OPRD Hunting Map.

Attachments: Attachment A Marked Copy. Attachment B Clean Copy. Attachment C OPRD Hunting Map. Attachment D Summary of Comments.

Prepared by: Helena Kesch

Chapter 736
Parks and Recreation Department

736-010-0055
Park Resources

(1) A person may not excavate, injure, disturb, destroy, alter or remove any archaeological, cultural, or historical site, object, or material from a park property, unless authorized by the director as defined in ORS 390.235 and OAR 736-051-0060 to 736-051-0080.

(2) A visitor may only conduct the following activities with the written permission of the director, manager, or designated park employee unless the activity is specifically allowed by other sections of this rule:

- (a) Dig up, or remove any sand, soil, rock, historical, or fossil materials;
- (b) Place, remove, roll, or move any stones, logs or other objects that may endanger a person or damage park resources;
- (c) Pick, cut, mutilate, trim, uproot, or remove any living vegetation;
- (d) Harass, disturb, pursue, injure or kill wildlife; or
- (e) Introduce or release animals onto the park property.

(3) A person may remove small quantities of natural materials from a park property for personal use without written permission of the department, but only if done in accordance with the following provisions:

- (a) Collection is done at a park property or portion of a park property at which the department has not specifically prohibited the removal of natural products either by location or time of year through the posting of signs, publishing of maps or brochures, or indicating on the state park website; and
- (b) Collection is for souvenirs that may serve as a reminder of a person's park visit and includes only a small quantity of agates and other rocks, driftwood, or similar non-living items collected for non-commercial, personal use.

(4) Notwithstanding section (2) or (3), a person must comply with existing state and federal rules and regulations concerning mining or the protection of public archeological features or artifacts on state and federal lands.

(5) Unless otherwise posted a person may gather for personal consumption berries, fruits, mushrooms, or similar edibles in quantities not to exceed ~~five~~one gallons per person per day.

(6) A person may not uproot living plants or collect roots, tubers, flowers, and stems except with written permission of the park manager or designated park employee and only for scientific collection or research purposes, or by a member of a federally recognized Oregon tribe for personal consumption as part of their traditional religious, medicinal, or other customary cultural heritage practices.

Driftwood may be taken in small amounts in accordance with OAR 736-026-0010.

(7) A person may only give or offer food items to wildlife within a park property when authorized by the park manager.

~~(8) Hunting is not allowed in any area closed by the director or designee for public safety or park resource protection purposes. The department shall post safety zone signs at designated primary park entry points, park entrances.~~

~~(98) ~~Discharging of firearms~~ Hunting, shooting and trapping is prohibited in park properties except while ~~A person or handler may only hunting and trapping~~, pursue, trap, kill, injure, molest, or remove any wildlife or disturb their habitats within a park property ~~under the following provisions:~~~~

~~(a) In compliance with Oregon Department of Fish and Wildlife (ODFW) hunting rules and regulations, and~~

~~(b) (a) In those park properties where hunting of game species and unprotected species and trapping is specifically allowed by this rule, ~~but and~~~~

~~(c) With written authorization by the park manager, ~~trapping is permitted only at park properties that are open Willamette Greenway parcels open to hunting and with written authorization by the park manager, and~~~~

~~(d) Unprotected species can only be hunted during authorized deer, elk and game bird hunting seasons, except as authorized by the park manager, and~~

~~(e) ~~In areas only~~ In areas identified on OPRD Hunting Map found at the department website.~~

~~(f) Hunting shall be permitted with shotguns or bows and arrows only during ODFW authorized seasons in designated parks, ~~unless otherwise specified in this section~~. Refer to OPRD Hunting Map for location and details on game species permitted for hunting at each park location.~~

~~(g) Hunting shall be permitted with rifle in portions of LaPine State Park, Cottonwood Canyon State Park and Deschutes River State Recreation Area only during ODFW authorized seasons. Refer to OPRD Hunting Map for location and details on game species permitted within the park.~~

~~(d) Hunting is not allowed in any area closed by the director or designee for public safety or park resource protection purposes. The department shall post safety zone signs at designated park entrances, in compliance with the rules and regulations of the Oregon Department of Fish and Wildlife. ~~In (d) (e) Hunting waterfowl is allowed in a portion of the following park boundaries: parks that allow hunting in a portion of the boundaries include:~~~~

(A) Benson State Recreation Area

(B) Bowers Rock State Park

(C) Elijah Bristow State Park

(D) Fort Stevens State Park

(E) Government Island State Recreation Area and Lemon Island

(F) Mayer State Park

(G) Rooster Rock State Park

(H) Starvation Creek State Park

(I) Succor Creek State Park

(J) Grand Island in Yamhill County

(I) At Succor Creek State Park only hunting of upland game birds is allowed in a portion of the park.

(f) Hunting of game mammals, game birds species and unprotected species is allowed in a portion of the following park boundaries:

(A) Willamette River Greenway park properties

(B) Luckiamute State Natural Area

(C) Cottonwood Canyon State Park

(D) Deschutes River State Recreation Area

(E) LaPine State Recreation Area

(gb) In those park areas where hunting is allowed, dogs being used for hunting game birds or unprotected wildlife or being trained for hunting or tracking shall be in the handler's control at all times. Dogs used for hunting shall be kept on a leash, except:

(A) While controlled by a licensed hunter when being used to hunt game birds, including going to or coming from hunting locations; and

(B) In a posted dog training area.

(e) While seasonally hunting waterfowl at the following park properties:

(A) Bowers Rock State Park;

(B) That portion of Elijah Bristow State Park located north of the main channel of the Middle Fork of the Willamette River;

(C) Portions of Fort Stevens State Park adjacent to Trestle Bay as posted;

(E) That portion of Government Island State Recreation Area including the perimeter of both Government and Lemon Islands, not above the mean high water mark as posted;

(F) That portion of Rooster Rock State Park which includes Sand Island as well as the bank which runs parallel to the south of the island, except during the special waterfowl hunting season which starts in September, as posted;

~~(G) That portion of Benson State Recreation Area at Dalton Point, north of I-84, starting 300' east of the boat ramp running to the eastern most tip of the property at river mile 134 as posted;~~

~~(H) That portion of Starvation Creek State Park, north of I-84, river mile 159.6 to 160.2 as posted;~~

~~(I) That portion of Mayer State Park including the entire Salisbury Slough area and the pond 800' Northwest of the boat ramp as posted.~~

~~(d) Seasonal hunting of game wildlife is allowed within Deschutes River State Recreational Area south of the stream gauge cable crossing line and parallel extensions of the cable crossing line to the east and west park boundaries.~~

~~(e) Seasonal hunting of deer, upland birds, and waterfowl is allowed within Luckiamute State Natural Area, except within 500 feet of parking lots and posted Safety Zones.~~

~~(fe) Seasonal hunting of deer is allowed in portions of La Pine State Recreation Area north of the east-west power line road, approximately one mile north of the campground booth.~~

~~(gf) Seasonal hunting of game wildlife and upland game birds is allowed on department property at Cottonwood Canyon State Park except:~~

~~(A) Hunting is not allowed within the 200 yard area surrounding the boat launch at the J.S. Burres site at Cottonwood Bridge, and~~

~~(B) Hunting is not allowed in any area closed by the director or designee for public safety or park-resource protection purposes. The department will post such closures at designated park entrances.~~

~~(hg) Seasonal hunting of upland game birds is allowed in Succor Creek State Park, except within 500 feet of camping areas located near the Succor Creek Bridge and posted Safety Zones.~~

~~(i) Hunting is not allowed in any area closed by the director or designee for public safety or park-resource protection purposes. The department will post Safety Zones signs around such areas.~~

~~(hj) Trapping is allowed only by special permit from the department in Bowers Rock State Park, Deschutes State Recreation Area, Elijah Bristow State Park, and Willamette Mission State Park.~~

~~(ki) Hunting is allowed permitted for deer, upland birds and waterfowl with shotguns or bows and arrows only, during authorized seasons in parks.all Willamette River Greenway on game species permitted for hunting at each park location parcels, except in those parcels described below, where all hunting is prohibited:~~

~~-(h) OPRD Hunting Map will detail species open to hunting at each park location.~~

~~(A) Wapato Access (Virginia Lake), River Mile 17.0-18.0, Multnomah Channel, Right bank when facing downstream;~~

~~(B) Oswego Creek Outlet Access, River Mile 21.3, Main Channel, Left Bank when facing downstream;~~

~~(C) Merrell OPRD W07 (Mary S. Young State Park), River Mile 23.6, Main Channel, Left Bank when facing downstream;~~

~~(D) Willamette Shores, Inc. OPRD W07 (Mary S. Young State Park), Main Channel, River Mile 24.0, Main Channel, Left Bank when facing downstream;~~

~~(E) Rock Island Landing, River Mile 29.75-30.2, Main Channel, Left Bank when facing downstream; hunting prohibited due to lease agreement with METRO, a portion of the property is a designated State Natural Area Reserve under OAR 736-045-XXX and proximity to development~~

~~(FH) Coalea Landing, River Mile 30.67, Main Channel, Right Bank when facing downstream;~~

~~(GJ) Pete's Mountain Landing, River Mile 30.68, Main Channel, Left Bank when facing downstream;~~

~~(KH) Peach Cove Landing, River Mile 301.85, Main Channel, Left Bank when facing downstream;~~

~~(I) OPRD W12 River Mile 31.5, Main Channel, Left Bank when facing downstream;~~

~~(JL) OPRD W13, River Mile 312.80, SideMain Channel, Left Bank when facing downstream;~~

~~(KM) OPRD W15, River Mile 34.1, Main Channel, Left Bank when facing downstream;~~

~~(L) OPRD W16, River Mile 34.4, Main Channel, Left Bank when facing downstream;~~

~~(M) OPRD W17, River Mile 34.6, Main Channel, Left Bank when facing downstream;~~

~~(NN) Molalla River State Park, River Mile 34.6-36.1, Main Channel, Right Bank when facing downstream NOTE: hunting is not allowed along the Molalla River within the park property.~~

~~(O) Molalla Landing, River Mile 35.5, Main Channel, Left Bank when facing downstream; hunting prohibited due to proximity of adjacent homes and small size~~

~~(OP) Willamette Meridian Landing, River Mile 37, Main Channel, Left Bank when facing downstream;~~

~~(PQ) French Prairie Access, River Mile 41.0, Main Channel, Right Bank when facing downstream;~~

~~(R) OPRD W22, River Mile 41.7, Main Channel, Left Bank when facing downstream;~~

~~(SQ) Parrett Mountain Access, River Mile 45.5-46.0, Main Channel, Left Bank when facing downstream;~~

~~(RT) Hess Creek Landing, River Mile 53, Main Channel, Left Bank when facing downstream;~~

~~(U) OPRD W26, River Mile 56.4, Main Channel, Left Bank when facing downstream;~~

~~(V) Spring Valley Access, River Mile 74.7, Main Channel, Left Bank when facing downstream;~~

~~(SW) Lincoln Access, River Mile 76.2-77.0, Main Channel, Left Bank when facing downstream;~~

~~(XT) Doak's Ferry Access, Mile 77.6, Main Channel, Left Bank when facing downstream;~~

~~(YU) Darrow Bar Access, River Mile 78.1, Main Channel, Left Bank when facing downstream; hunting prohibited due to developed trails, proximity to adjacent homes and small size;~~

~~(Z) Darrow Rocks Landing, River Mile 78.7, Main Channel, Left Bank when facing downstream; hunting prohibited due to small size;~~

~~(AA) McLane Island Landing, River Mile 82.8, Main Channel, Middle of River when facing downstream;~~

~~(WBB) Hall's Ferry Access, River Mile 91.3, Main Channel, Right Bank when facing downstream;~~

~~(CC) Springhill Access, River Mile 113.8, Main Channel, Left Bank when facing downstream;~~

~~(DD) OPRD W52, River Mile 119.9, Main Channel, Left Bank when facing downstream;~~

~~(EE) OPRD W53, River Mile 120.1, Main Channel, Left Bank when facing downstream;~~

~~(FF) OPRD W54, River Mile 120.3, Main Channel, Left Bank when facing downstream;~~

~~(GG) Truax Island Access, River Mile 128, Main Channel, Right Bank when facing downstream (closed only for 500 feet west of parking area);~~

~~(HH) River Jetty Landing, River Mile 135.9, Main Channel, Left Bank when facing downstream; hunting prohibited due to the fact that it is less than 3 acres above water, it is about 300 feet across, and is within shooting distance of a Corvallis neighborhood;~~

~~(I) Browns Landing, River Mile 167.25, Main Channel, Left Bank when facing downstream;~~

~~(KK) Marshall Island Access (Banton), River Mile 168.7, Main Channel, Left Bank when facing downstream;~~

~~(LL) Christensen Landing, River Mile 168.7, Main Channel, Right Bank when facing downstream; hunting prohibited due to its size of less than 3 acres. Also, if you examine the properties that allow hunting most of them are boat in only. Christensen has a road in and a boat ramp;~~

~~(MM) Glassbar Island: River Mile 187.2, Main Channel, Left Bank when facing downstream;~~

~~(NN) Log Jam Landing, River Mile 194, Middle Fork, Left Bank when facing downstream;~~

~~(OO) Log Jam Access, River Mile 194.4-194.8, Middle Fork, Left Bank when facing downstream;~~

~~(ZPP) Jasper Bridge Access, River Mile 195.2, Middle Fork, Right Bank when facing downstream;~~

~~(AA) OPRD W52, River Mile 119.9, Main Channel, Left Bank when facing downstream;~~

~~(BB) OPRD W53, River Mile 120.1, Main Channel, Left Bank when facing downstream;~~

~~(CC) OPRD W54, River Mile 120.3, Main Channel, Left Bank when facing downstream;~~

~~(DD) Browns Landing, River Mile 167.25, Main Channel, Left Bank when facing downstream;~~

~~(EE) Truax Island Access, River Mile 128, Main Channel, Right Bank when facing downstream (closed only for 500 feet west of parking area);~~

~~(FF) Marshall Island Access (Banton), River Mile 168.7, Main Channel, Left Bank when facing downstream;~~

~~(GG) Log Jam Access, River Mile 194.4-194.8, Middle Fork, Left Bank when facing downstream;~~

~~(HHQQ) Pengra Access, River Mile 19.5-20.2, Middle Fork, Right Bank when facing downstream;~~

~~(HRR) Cougar Mountain Access, River Mile 15.5, Coast Fork, Right Bank when facing downstream;~~

~~(JSS) Lynx Hollow Access, River Mile 16.5, Coast Fork, Left Bank when facing downstream;~~

~~(j) Glassbar Island: hunting prohibited due to its proximity to housing, the interstate, and the Eugene/Springfield UGB;~~

~~(j) Christensen Landing: hunting prohibited due to its size of less than 3 acres. Also, if you examine the properties that allow hunting most of them are boat in only. Christensen has a road in and a boat ramp;~~

~~(j) River Jetty (downstream parcel): hunting prohibited due to the fact that it is less than 3 acres above-water, it is about 300 feet across, and is within shooting distance of a Corvallis neighborhood;~~

~~(j) Spring Valley: hunting prohibited due to designated trail development throughout the property and adjacent homes;~~

~~(j) Molalla Landing: hunting prohibited due to proximity of adjacent homes and small size;~~

~~(j) OPRD W26, W22, W17, W16, W12: hunting prohibited due to proximity to adjacent homes and small size. Some properties under lease with METRO; and~~

~~(j) Rock Island Landing: hunting prohibited due to lease agreement with METRO, a portion of the property is a designated State Natural Area Reserve under OAR 736-045-XXX and proximity to development~~

~~(j) Trapping is allowed only with written authorization from the department in the Willamette River Greenway parcels closed to hunting, as listed above. Trapping is allowed in all other Willamette River Greenway parcels.~~

~~(k) When hunting on those properties allowed by this rule hunters may not erect structures or blinds with the exception of portable blinds and tree stands that must be removed daily.~~

~~(i) [Hunters shall not leave personal property or possessions overnight as per OAR 736-010-0040 \(7\).](#)~~

Statutory/Other Authority: ORS 390.124

Statutes/Other Implemented: ORS 390.111, 498.002, 498.006

Chapter 736
Parks and Recreation Department

736-010-0055
Park Resources

(1) A person may not excavate, injure, disturb, destroy, alter or remove any archaeological, cultural, or historical site, object, or material from a park property, unless authorized by the director as defined in ORS 390.235 and OAR 736-051-0060 to 736-051-0080.

(2) A visitor may only conduct the following activities with the written permission of the director, manager, or designated park employee unless the activity is specifically allowed by other sections of this rule:

(a) Dig up, or remove any sand, soil, rock, historical, or fossil materials;

(b) Place, remove, roll, or move any stones, logs or other objects that may endanger a person or damage park resources;

(c) Pick, cut, mutilate, trim, uproot, or remove any living vegetation;

(d) Harass, disturb, pursue, injure or kill wildlife; or

(e) Introduce or release animals onto the park property.

(3) A person may remove small quantities of natural materials from a park property for personal use without written permission of the department, but only if done in accordance with the following provisions:

(a) Collection is done at a park property or portion of a park property at which the department has not specifically prohibited the removal of natural products either by location or time of year through the posting of signs, publishing of maps or brochures, or indicating on the state park website; and

(b) Collection is for souvenirs that may serve as a reminder of a person's park visit and includes only a small quantity of agates and other rocks, driftwood, or similar non-living items collected for non-commercial, personal use.

(4) Notwithstanding section (2) or (3), a person must comply with existing state and federal rules and regulations concerning mining or the protection of public archeological features or artifacts on state and federal lands.

(5) Unless otherwise posted a person may gather for personal consumption berries, fruits, mushrooms, or similar edibles in quantities not to exceed one gallon per person per day.

(6) A person may not uproot living plants or collect roots, tubers, flowers, and stems except with written permission of the park manager or designated park employee and only for scientific collection or research purposes, or by a member of a federally recognized Oregon tribe for personal consumption as part of their traditional religious, medicinal, or other customary cultural heritage practices.

(7) Driftwood may be taken in small amounts in accordance with OAR 736-026-0010.

(8) A person may only give or offer food items to wildlife within a park property when authorized by the park manager.

(9) Hunting is not allowed in any area closed by the director or designee for public safety or park resource protection purposes. The department shall post safety zone signs at primary park entry points.

(10) Hunting, shooting and trapping is prohibited in park properties except under the following provisions;

- (a) In compliance with Oregon Department of Fish and Wildlife (ODFW) hunting rules and regulations, and
- (b) In those park properties where hunting of game species and unprotected species is specifically allowed by this rule, and
- (c) With written authorization by the park manager, trapping is permitted only at park properties that are open to hunting, and
- (d) Unprotected species can only be hunted during authorized deer, elk and game bird hunting seasons, except as authorized by the park manager, and
- (e) In areas identified on OPRD Hunting Map found at the department website. Proposed zones will be posted on the department website for a minimum of 30 days prior to the effective date.
- (f) Hunting shall be permitted with shotguns or bows and arrows only during ODFW authorized seasons in designated parks, unless otherwise specified in this section. Refer to OPRD Hunting Map for location and details on game species permitted for hunting at each park location.
- (g) Hunting shall be permitted with rifle in portions of LaPine State Park, Cottonwood Canyon State Park and Deschutes River State Recreation Area only during ODFW authorized seasons. Refer to OPRD Hunting Map for location and details on game species permitted within the park.
- (h) Hunting waterfowl is allowed in a portion of the following park boundaries:
 - (A) Benson State Recreation Area
 - (B) Bowers Rock State Park
 - (C) Elijah Bristow State Park
 - (D) Fort Stevens State Park
 - (E) Government Island State Recreation Area and Lemon Island
 - (F) Mayer State Park
 - (G) Rooster Rock State Park
 - (H) Starvation Creek State Park
 - (I) Grand Island in Yamhill County
 - (J) At Succor Creek State Park only hunting of upland game birds is allowed in a portion of the park.

(i) Hunting of game mammals, game birds and unprotected species is allowed in a portion of the following park boundaries:

(A) Willamette River Greenway park properties

(B) Luckiamute State Natural Area

(C) Cottonwood Canyon State Park

(D) Deschutes River State Recreation Area

(E) LaPine State Recreation Area

(j) Dogs shall be kept on a leash, except:

(A) While controlled by a licensed hunter when being used to hunt game birds, including going to or coming from hunting locations; and

(B) In a posted dog training area.

(j) Hunters may not erect structures or blinds with the exception of portable blinds and tree stands that must be removed daily.

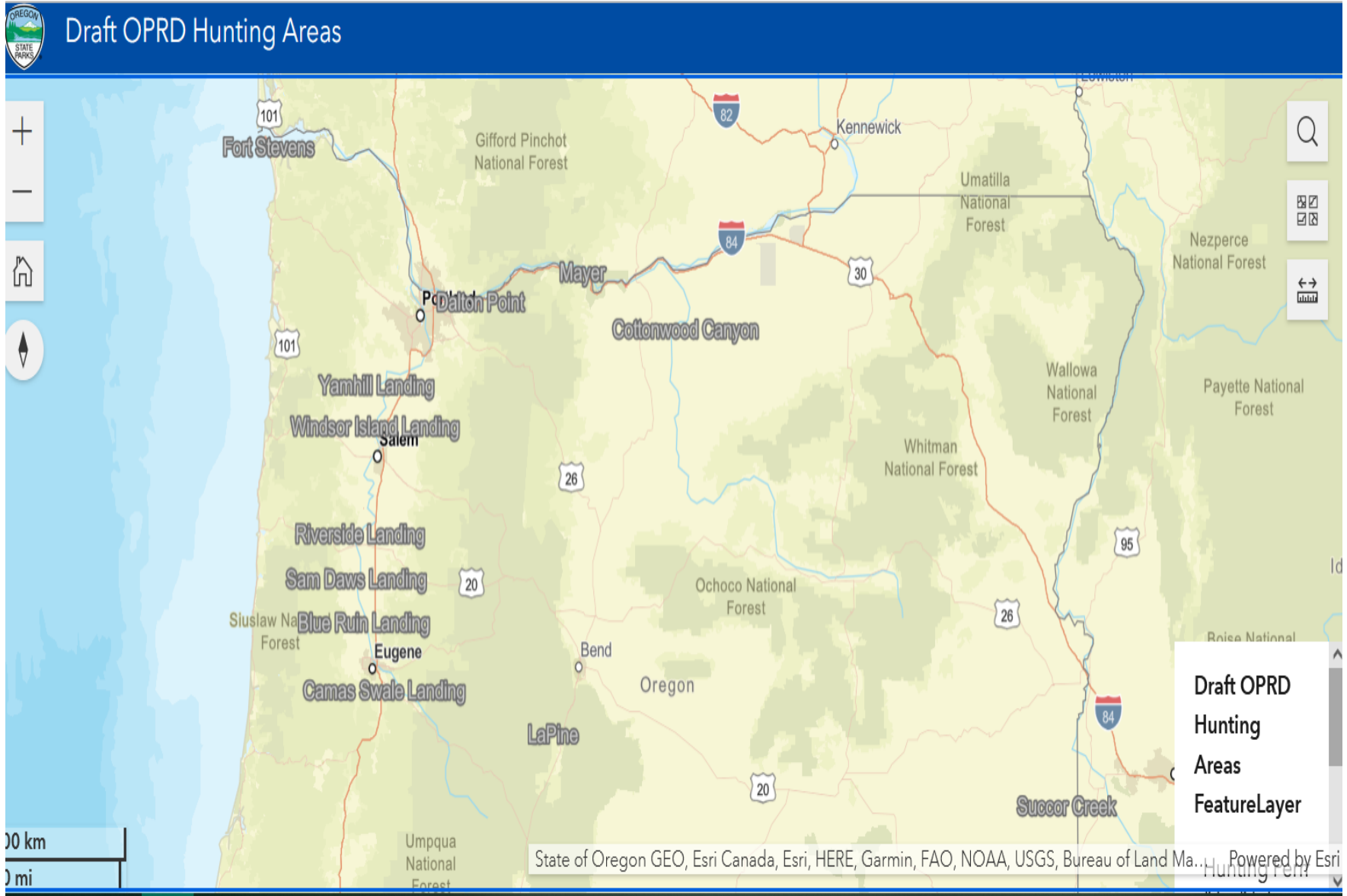
(k) Hunters shall not leave personal property or possessions overnight as per OAR 736-010-0040 (7).

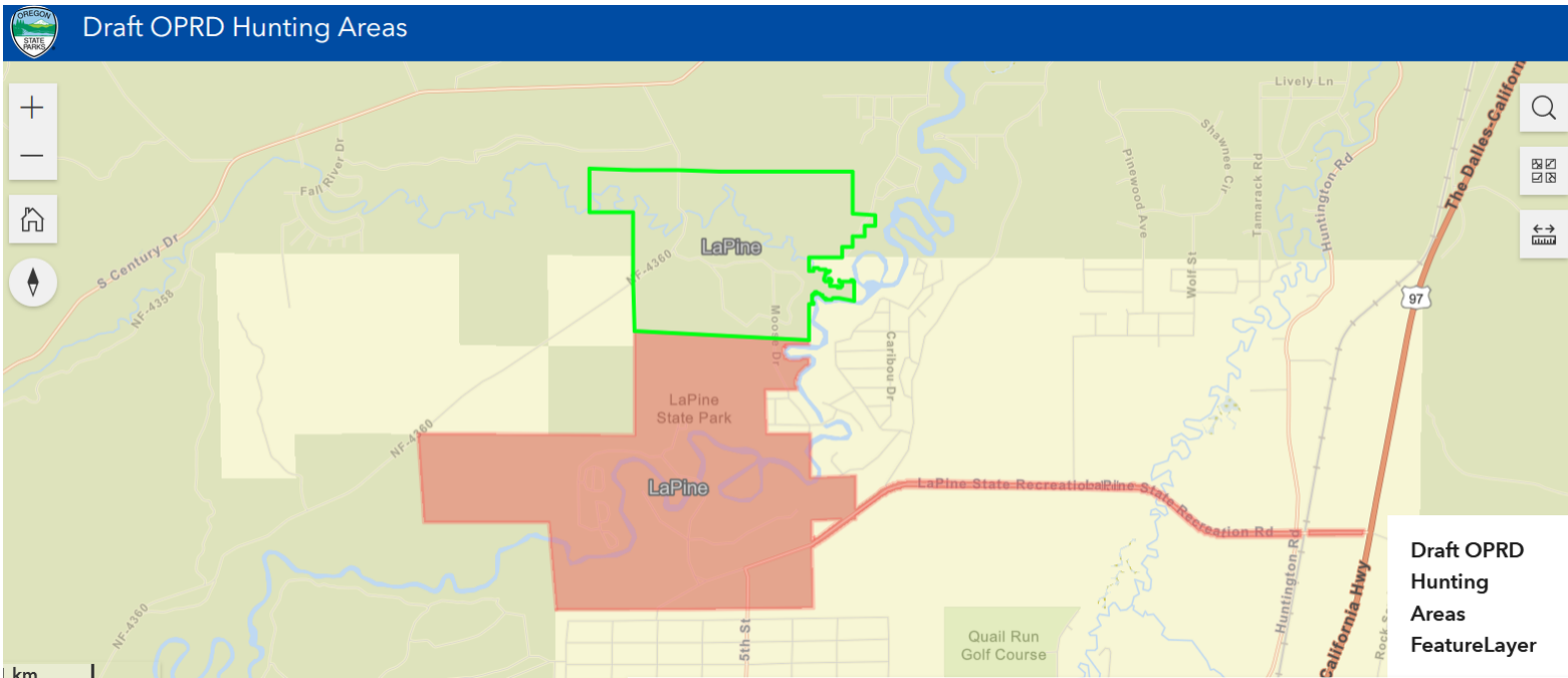
Statutory/Other Authority: ORS 390.124

Statutes/Other Implemented: ORS 390.111, 498.002, 498.006

9b: Attachment C OPRD Hunting Map

Draft OPRD Hunting Map <https://experience.arcgis.com/experience/35a4e8b9deaa4665b5360a70aa03adde/>





LaPine

Game Birds: Yes

Game Mammals: Yes

Trapping: Permitted with written authorization of the park manager

Unprotected species can only be hunted during authorized deer, elk and game bird hunting seasons, except as authorized by the park manager

Permitted Hunting Methods:

Zoom to

LaPine

Permitted Hunting Methods:

Shotgun & Bow: Hunting shall be permitted with shotguns or bows and arrows only during ODFW authorized seasons in designated parks.

Rifle: Hunting shall be permitted with rifle.

Last edited by orstateparks on 1/15/2022, 1:00 PM.

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9b: Attachment C

9b: Attachment D Summary of comments

Park resources rules were open from December 3, 2021 to January 27, 2022. The agency received 28 comments during that period. The full text of comments received is available on the [agency rulemaking website](#). Additionally, a public hearing was held virtually on January 18. One public comment was submitted during this hearing in support of the rule change.

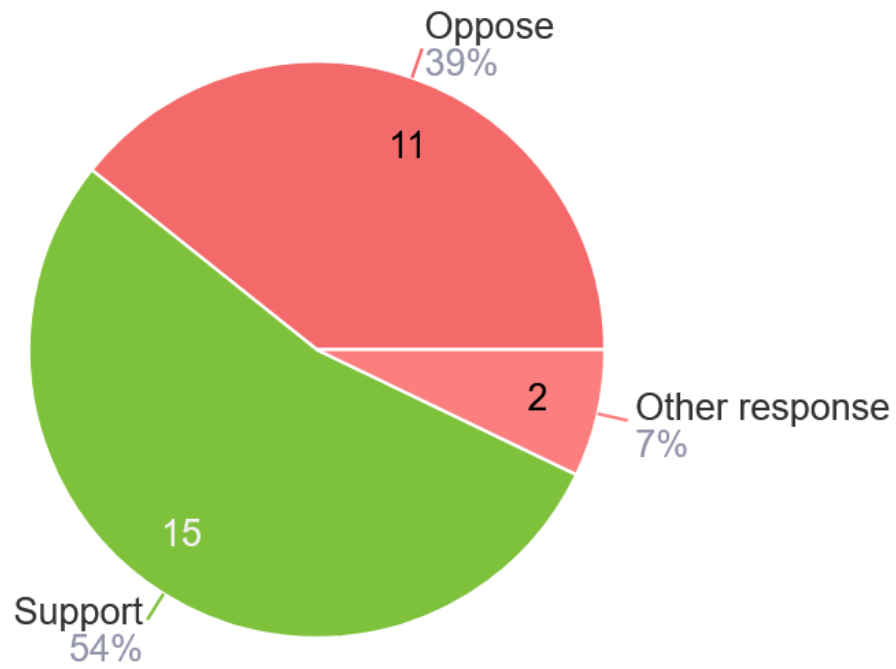
Fifteen of the public comments received are in support of updating the rule to clarify hunting boundaries and create an OPRD Hunting Map. Eleven comments in opposition are from LaPine residents requesting hunting not be allowed in LaPine State Park due to safety concerns. After seeing these concerns, the park staff are reviewing hunting areas within the park to determine how best to address concerns raised. Two responses were categorized as other: requesting hunting maps be posted in all state parks and a request to allow hunting in Cougar Valley State Park.

The OPRD Hunting Map will provide clear hunting boundary information for each park property where hunting is allowed, which incorporates safety zones established by the agency. Prior to posting the OPRD hunting map online, it will be posted on the department website for 30 days for public review and comment. The OPRD Hunting Map will be shared with 3rd party providers so that the data can be incorporated into existing applications used.

Hunting Rule Clarification

Response Summary

28 Responses



9b Attachment D Summary of comments

First name	Comment	Type	Topic
Zachary Roush	As a new hunter in Oregon, I would greatly appreciate clarification on where hunting is permitted on Oregon public lands. I fully support the creation of a map with clearly outlined boundaries and access points. If there is the possibility to make it an interactive map, the way that ODFW has for their Travel Management Areas, so that hunters can track their location on the map while offline using GPS, that would help immensely for being sure of land ownership, informing others of hunters' location, and staying within the boundaries.	Support	Hunter
David Rieben	For several years I have struggled to understand what are allowable hunting boundaries within the Willamette Greenway. I understand there is a significant effort currently underway to generate a map clearly describing what is open to hunters and what is not. This is a FANTASTIC idea and well worth the effort! My one caution is this: Over the years it seems to me that public hunting lands are restricted, discouraged, and ultimately taken away. The attitude seems all too often to favor anyone enjoying the outdoors with a bicycle, etc while fearing anyone who may choose to harvest game with a firearm outdoors. Please do not reduce the available areas in which the public is free to spend time afield hunting. It is a fantastic tradition and we are all owners of this state and river system. Please preserve our freedoms in the process of generating a map.	Support	Hunter

<p>Talha Khan</p>	<p>I sincerely appreciate OPRD for allowing hunting in Oregon State Parks where public safety is low risk. Some of my most cherished memories have been created at Oregon State Parks on bird-hunting trips with my father. Please continue to allow and expand hunting in properties where appropriate. I agree that OAR 736-010-0055 needs to be updated, particularly for the Willamette River Greenway Corridor parcels. The current rule states that "Hunting is allowed... in all Willamette River Greenway Corridor parcels, except..." followed by an unwieldy list of 36 properties, which makes it difficult to determine where hunting is allowed. Having said that, the proposed OPRD hunting maps must be made available for public review before adopting the rule change. The proposed OPRD hunting maps need to be part of the review process with public comment to ensure that hunting access is not inadvertently reduced. Also, it is being proposed to omit all language that indicates locations where hunting is allowed or prohibited, from the OAR. Since the map itself cannot be part of the OAR, it could be modified without going through the formal OAR change process. I am concerned about hunting access being reduced without going through public comment. If the objective is to clarify the hunting boundaries, why not maintain the language that indicates hunting locations in the OAR, while also publishing the OPRD hunting map? Thank you for your consideration.</p>	<p>Support</p>	<p>Provide hunting map to public to comment prior to changes</p>
<p>Stan Porter</p>	<p>Clarification of hunting in Oregon State Parks is needed to education the citizens of Oregon. A clear boundary explanation and signage would help all know where hunting is allowed. Oregon State Parks needs to work with map app companies to show the boundaries on all forms of GPS apps for hiking and hunting. Boundary signs need to be placed upon the boundaries and maps at information areas in the campgrounds need to let campground users know that hunting is allowed in a park and show the boundaries. Sharing the forests and public land is important and all users would benefit from knowing the boundaries for park useage.</p>	<p>Support</p>	<p>Hunting map educates</p>

Mike Totey	<p>The Oregon Hunters Association (OHA) is a conservation organization with 10,000 members in 26 chapters across Oregon. OHA values our public lands as a place to hunt and recreate, and also as valuable habitat for the wildlife we care about. As such, the management of these lands, and our hunting opportunities are important to OHA. We are providing comments on the proposed amending of OAR 736-010-0055 to update park resource rules to clarify hunting boundaries.</p> <p>OHA supports the proposed amending of OAR 736-010-0055 to update park resource rules to clarify hunting boundaries as submitted by the Oregon Parks and Recreation Department (OPRD). The proposed amendments will not eliminate any hunting opportunities on OPRD lands and moving from written descriptions in the OAR to a mapped format will allow users to more accurately identify areas where hunting is allowed.</p> <p>OHA is supportive of innovative efforts to clarify hunting boundaries and we believe that maps and associated programs (i.e., phone applications) will add value to the users, decrease potential use conflicts, and identify areas for enforcement if needed.</p> <p>As hunters of Oregon transition to a mobile platform for licenses, tags, and permits, these electronic maps should be made available through the ODFW and OPRD outreach platforms as this will make these recreation opportunities more clear to the users.</p> <p>OHA is supportive of, and encouraged by OPRD’s proactive approach to clarify the hunting area boundaries on these valuable public properties.</p> <p>Sincerely; Mike Totey Conservation Director Oregon Hunters Association</p>	Support	Hunter
Jacob Gibson	<p>I would like to see the parks open for night time. There are curfews on the willamette parks I use and I’ve been harassed for hiking to my fishing spot before daylight. As well as it should be open for raccoon hunting which takes place at night.</p>	Support	Hunter

Randy Davis	<p>Dear Oregon Parks and Recreation Commission,</p> <p>I'm writing in favor of clarifying hunt area boundaries within specific state parks where hunting is allowed, and expand hunting access to other state parks where hunting would make sense (hunnable populations of game, low risk of conflict with other user groups). Legal, ethical hunting is an important aspect of wildlife conservation within the state of Oregon, and legal, ethical hunters want to make sure they hunt only where they are supposed to, thus avoiding conflict with other user groups. A clear map of hunt area boundaries (especially if available on gps systems like OnX) will ensure this, and save the state the resource hassle of posting the boundaries. Any move the state makes to responsibly open more hunting access is a win.</p>	Support	Hunter
Adam Neff	<p>I support the proposal and the continued allowance of hunting in some OR State Parks where it is appropriate, and clarifications to said boundaries should be easy to change as deemed appropriate, simply publishing a map should be sufficient to identify the boundaries.</p>	Support	Support of rule and hunting map
Will H	<p>I support the use of maps rather than verbal descriptions to codify where individuals may hunt. I believe that the rule should refer to a boundary, rather than a map. "Hunters in XYZ state park are limited to the xyz state hunting zone." This zone should be depicted on a map available on the website, but also should be hosted as a WMS or JSON layer that individuals can utilize, and/or on a webmap on the website. There are many vendors that make "hunting apps" which allow hunters to see their location versus various boundaries. Providing this data publicly in a consumable geospatial format would allow those vendors to add those boundaries into their products, allowing hunters to know exactly where they are in relation to the hunt boundary.</p>	Support	Support of rule and hunting map
Mike Shulters	<p>I am in support of making it easier for the public to know if legal hunting is allowed or not allowed in certain areas. I think it would be great if this extended to all public lands within the state of Oregon, such as city and county owned properties as well</p>	Support	Support of rule and hunting map

Ricky Clark	<p>Hunting is an important pastime to many Oregonians, and outdoor recreation has recently had a resurgence. The locavore movement is creating a sort of renaissance in the hunting culture, and many new people are finding that hunting can be an impactful way for them to obtain food while simultaneously combating climate change.</p> <p>A few years ago there was a study done addressing declining hunter numbers. The impetus of the study was to try and address the problems before hunter recruitment began impacting Pittman Robertson funds to the detriment of the agencies tasked with managing our wonderful public lands. Ranked highly among reasons that people had quite hunting was a loss of access.</p> <p>Oregon is blessed with ample federal public lands, but often getting to these areas from population centers can be difficult. State lands offer Oregonians a diverse spread of public lands to recreate on, often times in good proximity to home. I would encourage the department to pursue their goal of clarifying hunting rules in state parks, and provide as much information as possible. Maps and on location postings are always great, but it would also be helpful to have this information in an accessible online portal. Many hunters and outdoorspeople use technology like OnX and similar GIS based software/ apps to locate hunting and hiking opportunities, and to confirm that they are legally recreating.</p> <p>I support the departments effort to simplify hunting rules, as well as support the retention of hunting in as many areas as can be deemed safe.</p>	Support	Support of rule and hunting map
Randy Page	As long as less access is not changed I see no issues. Somehow I feel that this is exactly where this will be headed.	Support	Support of rule and hunting map
Keith Hughes	State parks need hunting as a management tool for wildlife. Fort Stevens park is a prime example where elk populations are out of control. An idea is to do a controlled application to limit harvest. Also, limiting weapons to short range such as archery only to ensure safety.	Support	Support of rule and hunting map
David O'Connor	Yes, I support the allowance of hunting where safety and wildlife management goals can be met.	Support	Support of rule and hunting map

<p>Jorge Munoz</p>	<p>I think this would be a great move to allow hunting in state parks. Hunting season is typically a colder time of the year and folks aren't really out and about recreating at that time so the safety aspect I believe would be diminished in regards to concern with firearms going off or arrows being shot. Remember, most if not all hunters in the state of Oregon have to take a Hunters Education class before even getting a hunting license. These folks know the rules and regulations when it comes to safe practices with firearms. It would also help more people learn about their state parks that they otherwise might not even know about as well as add revenue to that area with folks spending money in local establishments while going hunting. Please consider this and know it would mean a lot to the constituents of the rural places that this would ultimately affect the most. Thank you</p>	<p>Support</p>	<p>Support of rule and hunting map</p>
<p>Haley Smith</p>	<p>Hunting maps should be posted in all campgrounds as well as all cabins and yurts in State Parks where hunting is allowed. In addition, when someone books a camping site in a state park where hunting is allowed, their reservation should include a map of the hunting areas. This is for SAFETY reasons. Re La Pine State Park specifically - allowing hunting within 1-1.5 miles of the campgrounds is too close! We are having problems in Central Oregon with dogs on trails getting shot by hunters and dogs getting caught in hunters' snares. Most people who camp in La Pine State Park hike much further than 1 mile from the campgrounds. This distance should be extended to at least 5 miles.</p>	<p>Other response</p>	<p>Post hunting maps in all state parks. Extend safety zone in LaPine</p>
<p>Theodore Chu</p>	<p>I am writing to ask that you allow hunting in Cougar Valley State Park, Tillamook County. Before this land was acquired by State Parks it was a traditional local hunting area. It has not been developed in any manner which I support and hope it will remain that way. From my observation the large majority of use of this state park occurs in the summer and consists of hiking and a place where people can allow their dogs to run. In my many visits I have never encountered another user, only seen sign of visitors and dogs. Game species commonly seen include deer, elk and ruffed grouse. I don't believe the limited seasonal hunting the area might attract would create a safety hazard for other park users. Thank you for this opportunity to comment. Please give my suggestion fair consideration.</p>	<p>Other response</p>	<p>Allow hunting in Cougar Valley State Park</p>

David Stone	<p>Regarding your proposed rule to map hunting areas in state parks. I had no idea that hunting was allowed anywhere in state parks and I'm sure few people do. Park visitors expect a quiet and peaceful visit. Visitors should not be expected to search for a list and map to plan a trip to a state park. There are vast acres across the state where hunting is allowed (far more acres than in parks) that we must avoid now and it is quite a chore to try to make sense of all the complicated seasons and rules which change every year. Please ban hunting in all state parks so we can take our families to any park without worrying about getting shot. It is not reassuring that only low use parks allow hunting. Hunting in Oregon is already in decline; now is the time to at least ban hunting in all State Parks. Any new maps should show NO areas in State parks where hunting is allowed.</p>	Oppose	Ban hunting in all state parks
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<p>Dwane Williams</p>	<p>To OPRD Rules Coordinator:I am submitting a public comment in regards to proposals to amend OAR 736-010-0055 concerning updating state park resource rules to clarify hunting boundaries. My comments pertain specifically to LaPine State Park (S.P.) , which is about a 3 mile hike or bicycle ride from my residence.The OPRD needs to reject any consideration of any hunting and trapping within the boundaries of LaPine S.P. I take issue with these specific points:Under Chapter 736 of 736-010-6055 Park Resources(9) discharging of firearms is prohibited in park properties EXCEPT while hunting and trapping wildlife, under the following provisions:&nbsp;(f) Hunting is permitted with shotguns or bows and arrows only during ODFW authorized seasons in designated parks(g) Hunting shall be permitted with rifles in LaPine S.P. only during ODFW authorized seasons(ee) Hunting waterfowl is allowed in a portion of the following park boundaries- includes LaPine S.P.My reasons for rejecting any consideration of hunting and trapping are:&nbsp;&nbsp;&nbsp;(1) We and a multitude of nearby community residents and visitors to LaPine S.P. rely on hiking, bicycling, snowshoeing, cross-country skiing, horseback riding, and other forms of outdoor recreation such as fishing, within the S.P. We do these activities especially during ODFW hunting seasons for big game, and waterfowl, as a safe haven and refuge for avoiding the dangers presented by rifle and shotgun users during these hunting times. None of us had any idea that hunting would be permitted in a S.P., especially when our National Forest that surrounds our communities near LaPine S.P. provide ample opportunity for big game hunting.&nbsp;&nbsp;&nbsp;(2) Our community borders the Upper Deschutes River. Many types of outdoor recreationists, including river floaters use the river corridor and trails along it between communities. Most are unaware of 2 small sections of the river corridor that allow waterfowl hunting. These hunting boundaries are directly across from residences on the opposite side of the river. These homes have been on the receiving end of shots discharged from hunters' shotguns. Residents of these homes have been threatened by hunters, and there have been documented infractions such as illegal hunting out of bounds, trespassing on private property, trash dumping, disturbing of native trees and environment, human waste deposited, illegal hunting blinds constructed as permanent structures, and drug paraphernalia dumped.&nbsp;These and many other infractions have been documented by a local</p>	<p>Oppose</p>	<p>LaPine resident</p>
<p>Keith Hadley, PhD</p>	<p>Please find my responses to the Oregon Department of Parks and Recreation posted as&nbsp;NOTICE OFPROPOSED RULEMAKING to CHAPTER 736.The&nbsp;attached comments and concerns regarding general and specific LaPine State Park hunting boundaries and economic concerns.Thank you&nbsp;for your consideration.Keith Hadley PhD</p>	<p>Oppose</p>	<p>LaPine resident - see attachment</p>

Sevilla Rhoads	<p>Re: Hunting in La Pine State Park</p> <p>My family lives near this wonderful park. We often invite friends from this area and visitors to join us on walks or to camp at the park. We know many others who walk in the park year-round.</p> <p>I have two kids and we love to bird and walk all year. During hunting season, it is too dangerous to walk or snowshoe with kids in the extensive hunting areas of the Upper Deschutes.</p> <p>Last year, despite keeping to marked trails and wearing bright colors, on the few occasions we tried to hike on trails outside developments, my kids were in danger when hunters fired in our direction on several separate occasions! Due to their camouflage, we did not know the hunters were hiding in the area and the hunters did not realize we were quietly walking along enjoying the bird calls. In winter, the light can be low even in the day and kids are not easily seen by hunters even when we dress them in bright colors. Kids tend to move quickly and suddenly and they play games along the trail like hide and seek, so hunters can easily mistake them for a target suddenly appearing. Plus, there was the trash we encountered at the multiple hide sites of used ammunition, broken beer bottles, cigarette stubs, and other items that I prefer my kids not find.</p> <p>During hunting season, there are very few natural places outside developed areas in the Upper Deschutes for families to hike, bike ride, nordic ski, snowshoe, and bird safely. La Pine State Park could be a safe haven for families trying to enjoy nature safely.</p> <p>The kids and I enjoy seeing birds in this area and we have seen owls, including a rare species, in La Pine State Park during the winter courting and breeding season. We think many owls retreat to the few non-hunting areas along the upper river. La Pine State Park is a winter birding destination for this reason. The owls are active at peak hunting times.</p> <p>Owls rely on the river meadows and clearings in La Pine State Park and they have extremely sensitive hearing. We know of families traveling to this park from other areas just to see the owls there in the winter. Unfortunately, these bird-friendly clearings are also places that attract the targets sought by hunters. Families with kids quietly moving around these areas trying to see owls and view other</p>	Oppose	LaPine resident
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Carolyn Hintz	<p>I live in Bend. I've lived in Oregon since 2002.</p> <p>Having areas in state parks where hunting is allowed is extremely dangerous and unnecessary. There is plenty of land for hunting and killing beautiful creatures on other public lands.</p> <p>The story I heard on the news said that at LaPine State Park the hunting boundary is just 1 mile from the campground. Wow. That is pretty close to allow lethal weapons to camping.</p> <p>My comment: No hunting should be allowed in State Parks at all.</p> <p>Thank you.</p>	Oppose	No hunting in state parks
Sean Coleman	<p>To Whom It May Concern,</p> <p>I am inquiring about the hunting boundaries (and rule changes for hunting zones)</p> <p>On the Northern boundary of La Pine SP, along the Fall river there is current legal hunting.</p> <p>Could you please specify how or why the area has legal hunting? It seems like a no-brainer that legal hunting should be nowhere near a highly trafficked walking, hiking, fishing area.</p> <p>There are so many hunting opportunities in Oregon, why so close to a family friendly state park? We have the third highest acreage of huntable BLM in the nation, why even take a risk in state parks where families gather?</p> <p>My family member was nearly (accidentally) shot a mile behind the Cascades Lakes Welcome Station outside Bend 2 years ago. That is obviously a different area however it's a perfect example of the kind of circumstances we all want to avoid.</p> <p>Thank you for your consideration of this matter</p>	Oppose	LaPine resident, Fall River

Rick and Willee Carter	<p>Dear State Parks Management & Commission,</p> <p>We live in an area in close proximity to Lapine State Park and are concerned with the discussion being developed to establish hunting permissions in the northern range of the park property and given the fact that there are other federal (Forest Service) properties currently in proximity to the State Park and are currently utilized by hunters, the establishment of addition hunting area is not necessary. Another concern is the increased use of high-power weapons in established hunting areas and potentially now the proposed hunting area within the park.</p> <p>Secondly, the use of these high-powered weapons can have a deadly effect on individuals driving, walking and riding horses and bicycles in the proposed hunting areas, that has a wide range of dirt roads and trails, along the northern area of La Pine State Park.</p> <p>It is our opinion, that the State Parks Management and State Park Commission should reject any further discussion or consideration regarding this project.</p>	Oppose	LaPine resident
William Waugh	<p>Hunting in La Pine State Park is not safe. Two legs of the Fall River Trail goes thru the hunting area. Hundreds of local hikers, runners, horseback riders can not use the area during hunting season. Hunting needs to be banned in La Pine State Park its...</p>	Oppose	No hunting in LaPine
M Gibbons	<p>It is not good to have hunting permission anywhere near areas that people not interested in this activity go. It is noted by myself and others that too many impulsive hunters have shot at any movement of mushroom hunters and others who's safety is clearly compromised by the many irresponsible people out there with guns , anxious to shoot anything that moves. There should be no mistakes that hunting and other outdoor recreational activities do not share common understandings or values, and should have boundaries in polarity.</p>	Oppose	No hunting in state parks

Garrett Fairchild	<p>I don't see the need to cross out all of the current language that outlines areas that are accessible to hunting and replace it with "a map" that seemingly can be changed on a whim by whoever the director is at the time. Given that there would no longer be written word for what is open and what is not, it leads a person to believe there is a reason for that. Maps without written descriptions are easy to edit and shrink year by year, so, I do not think that written information should be removed from the OAR. If there is inaccurate information, edit that and that alone, while still providing a map of the most up to date information each year. Add signs and whatever is needed to "warn" the general public of the other outdoor recreation taking place in those places that are outlined in the text and on the map to be open for hunting, and continue to post signs at entrances and on the website to inform people of any sudden closures. There isn't great (or any) cell service in some of the state parks that are open to hunting, so just having an online map and doing away with the postings at the entrances is not adequate or equitable notification for all those that visit those places for recreation. This rule clarification isn't very clear, on one hand it lessens the amount of reading, but on the other hand, it opens the door to take away access to public lands that have been open to activities like hunting and trapping for as long as they have been in existence. There are enough access issues, we don't need more to be ushered in under the guise of "clarification and safety". Please keep the language the way it is. Update anything out of date, create a map of the most up to date areas each year, provide proper notice to visitors of any changes both on the website and at the entrances to keep everyone informed, and keep as much area open to public use as possible. There are plenty of areas for people to recreate that are currently closed to hunting, and those that are currently open to hunting should remain open with concise language stating exactly where those areas are.</p>	Oppose	Leave rule language as is
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Helena Kesch, Rules Coordinator
Oregon Department of Parks and Recreation
725 Summer St NE
Salem,OR 97301

Phone: 503-881-4637
Email: Helena.Kesch@opr.d.oregon.gov

January 13, 2022

Park Resources to Clarify Hunting Boundaries

Dear Rules Coordinator Kesch:

Below are my comments, clarifications, and concerns regarding the NOTICE OF PROPOSED RULEMAKING to CHAPTER 736 by the Oregon Parks and Recreation Department. These comments are consistent with the ODPR's *Need for the Rules* to "help protect visitors and hunters alike" along with some general and specific suggestions to rule changes.

Clarifications presented in the two ODPR versions greatly improved the proposed rules identifying hunting boundaries. That noted, some of the revised rules remain confusing and misleading. Specifically, the hunting rulemaking changes in some State Parks are inconsistent and fail to meet some public safety and wildlife goals. Below I clarify my comments regarding hunting safety and boundaries, and briefly respond to possible negative economic impacts of "proposed rules on business."

In general, few agency hunting boundary maps provide *accurate* or *precise* boundary information that is *easily accessible* and used by the general public. Some of the challenges in establishing meaningful hunting boundaries are related to the location, extent, adjacency and landscape complexity of public land. Where hunting boundaries are vague, they fail to meet Oregon State, County and Federal mapping criteria needed to ensure clear boundaries within and between public and private properties.

Inadequate clarification of hunting boundaries are safety issues for at least three important reasons related to proximity and adjacency: 1) those areas where public lands typically lack clear hunting demarcation in areas that experience frequent visitor use and overlap (e.g., hunting and other recreation activities), 2) the locations of residences in WUI (Wild Urban Interface) areas that contribute to hunting and shooting public/private conflicts, and 3) unsafe hunting and shooting firearm ballistics capable of crossing large areas. Hunting safety issues consequently involve several conflicting and combined conditions. These involve: a) diverse forms of recreational use, b) the proximity and adjacency of public, residential and private land ownership, and c) jurisdictional interfaces of state, county and federal government agencies.

Considering the intersection of various park users, are the boundaries sufficiently identified to park visitors to identify hunting boundaries? If defining visitor safety is the prevue of rulemaking, what are the responsibilities and level of OPRD culpability?

The Big River Safety Committee (BRSC) focusing on a short USFS hunting area of the Upper Deschutes River, has provided USFS and Deschutes County Commission substantial physical evidence of illegal hunting and shooting impacting local residences. This is germane to hunting along the Deschutes River and to in LaPine State Park and Recreation Area as clearly demonstrated by firearm ballistics. Bluntly presented, ballistic physics combined with physical evidence and law enforcement reports of legal infractions show that hunting waterfowl and large game with modern cartridges are unsafe and ballistically indefensible.

Ballistic and projectile information is readily available in published public and private sources, including gun owner and hunting organizations.

In short, hunting in state parks are unsafe when hunting boundaries, park users, residents, are compromised by ballistics. That noted, in its most basic compromise for non-shooting recreation visitors and local residence safety, I submit the following changes to your November 30, 2021 version of the proposed rule changes:

*The following hunting and shooting **are not allowed** in LaPine State Park and Recreation Area where:*

- (a) large game hunting with firearms having ballistic capable projectile distances less than **two-miles** from WUI residences in any direction*
- (b) waterfowl shooting with shotguns having ballistic capable projectiles distance less than **840 yards** of WUI residences in any direction*
- (c) firearm ballistics capable projectile distances of overlapping or crossing within **two-miles** of official recreation trails and recreation waterways*

Negative Economics Related to Hunting and Shooting Impacts

Regarding the reduction of negative economic impacts related to the rule on business, I recommend ODPH review the research and objectives of the OSU Cascades Center for Outdoor Recreation:

<https://osucascades.edu/news/new-osu-center-outdoor-recreation-economy-will-support-788-billion-us-industry>

Dated (2016) but useful information found in OSU *Recreation Use Values Database* show most forms of outdoor recreation generate far greater economic "benefit" beyond hunting and shooting.

<https://recvaluation.forestry.oregonstate.edu/database>

Economic arguments supporting hunting and shooting in visitor-active parks are further challenged questions regarding negative economic impacts and externalities. One example pertains to whether the State of Oregon abets shooting incidents. Are there economically "cost free" law suits that involve shooting injuries in Oregon State agencies and state personnel? Other states, such as California, allow court torts and compensate involving injury-related shootings on state land.

Considering arguments of what constitutes culpability or "poor decision-making," wouldn't hunting and shooting conditions have negative economic impacts on "the rule of business?" Considering LaPine State Park as an economy-related example, what metrics do ODPH consider when comparing the positive and negative demographics of general recreation users vs hunting and shooters? How will the increasing numbers recreation users play into future per capita funding of state park budgets, related to visitor access and park services in general? Do local economic entities such as Sunriver and Bend and increased housing, add (or subtract) recreation economic contributions?

Summary of Fundamental Rulemaking Points

My fundamental rulemaking points are fourfold.

First, hunting and shooting in state parks and adjacent, non-state properties, have not and cannot be demonstrably shown to be safe in ballistically compromised areas.

Second, since the 1990s, nineteen public land hunting and shooting areas in Deschutes and Jackson Counties were closed in response to changing demographic, housing, political conditions and WUI conflicts related to the dynamic changes occurring in rural and expanding residential areas.

Third, the negative economic influence of hunting and shooting in *unsafe* State Parks is tightly woven into the conditions that engulf much of the State of Oregon, demographics and a growing, asymmetrical recreation-use demand.

Fourth, current local hunting/shooting safety issues and restrictions are being derailed by the USFS that chose to ignore the closure of unsafe hunting and shooting areas based on questionable, legal interpretations of the Dingell Act. This is now being tested by other rare agencies. That noted, the State of Oregon has the authority and legal obligation to close, restrict, or open shooting and hunting safety on state property.

Thank you for considering and replying to my comments and suggestions.

Keith Hadley

Oregon Parks and Recreation Commission

February 24, 2022

Agenda Item:	9c	Information
Public Comment Allowed:	Yes	
Topic:	Request to open 736-050-0250 to update National Register document requirements.	
Presented by:	Katie Gauthier, Government Relations and Policy Manager	

While not ready for commission action, staff want to provide an update on two rulemaking efforts underway.

Take-off and landing of UAS

Since approval to open rules on the take-off and landing of UAS/drones, a Rule Advisory Committee has been convened and met twice to discuss proposed rules and potential impacts. The committee members include drone pilots, state agency representatives, conservation groups and recreational park visitors.

The proposed rules will be opened for public comment once proposed rule language has been determined. As part of the implementation of this rule, a cross-agency internal work group has been developed to begin discussing policy, procedure and mapping requirements. This group will also engage with stakeholders and other land managers regarding potential locations that may need to be closed to take-off and landing of drones.

During the public comment period, the agency will hold a public hearing as well as take comment via the website, email and mail. Staff will bring results to you for consideration this spring.

Archaeology Permits

The State Historic Preservation Office (SHPO), part of the Heritage Division of Oregon Parks and Recreation Department, is revising administrative rules governing and issuing archaeological permits under Division 51 (OAR 736-051-0000 to 0090). According to statute, OPRD shall adopt rules governing the issuance of archaeological permits with advice from the Legislative Commission on Indian Services (LCIS) and Oregon tribes.

In December, a virtual forum with LCIS and the tribes were held to discuss rule revisions. A Rules Advisory Committee (RAC) public notice was released on January 26th. The first RAC meeting will be held on February 9th and the second meeting on February 25th.

Staff will likely request to open rulemaking for public comment at the April commission meeting.

Additional information on both upcoming rulemaking efforts, including recordings of the Rule Advisory Committee meetings, is available on the agency rulemaking page under “upcoming rulemaking” at <https://www.oregon.gov/oprd/PRP/Pages/PRP-rulemaking.aspx> .

Prior Action by Commission: The Commission approved opening rulemaking for UAS take off and landing in November 2021.

Action Requested: none

Attachments: none

Prepared by: Katie Gauthier

Oregon Parks and Recreation Commission

February 23, 2022

Agenda Item:	10a(i)	Information
Topic:	Contracts and Procurement Report	
Presented by:	Daniel Killam, Deputy Director of Administrations	

The attached report includes:

- 2 New agreements for a total of \$0
- 16 New contracts for total of \$654,407
- 17 Amendments for a total of \$397,826

Action Requested: None

Attachments: 10a(i) Attachment A Contracts and Procurement

Prepared by: Brandy Schippers

OREGON PARKS AND RECREATION DEPARTMENT

Procurement Report
October, November and December 2021

Executed	Contractor	Location	Project	FIP	Original Contract \$	Current Amend-ment	Amend-ments To Date	Current Contract Value	Comments
GOODS AND/OR SERVICES CONTRACTS									
10/04/21	Krav Maga Worldwide, Inc.	Statewide	Defensive tactics instructor certification training		\$8,250			\$8,250	New contract
10/08/21	Oregon Ice LLC	Jessie M. Honeyman Memorial State Park in Lane County	Bagged ice and delivery		\$40,000	\$0	\$0	\$40,000	Amendment 1 reinstates and extends the contract end date and changes the bag size
10/08/21	Green Banks, LLC	Coastal Region in Clatsop, Coos, Curry, Douglas, Lane, Lincoln, and Tillamook Counties Mountain Region in Baker, Crook, Deschutes, Gillam, Grant, Harney, Jackson, Jefferson, Josephine, Klamath, Lake, Lane, Malheur, Sherman, Union, Umatilla, Wasco, Wheeler and Wallowa Counties	On-call vegetation management services		\$1,500	\$0	\$0	\$1,500	Amendment 2 extends contract through 12/31/22 with approved price changes
10/08/21	Northside Ford Truck Sales	Statewide	Fleet vehicles		\$169,928			\$169,928	New contract
10/12/21	Oregon Woods, Inc.	Coastal Region in Clatsop, Coos, Curry, Douglas, Lane, Lincoln, and Tillamook Counties Mountain Region in Baker, Crook, Deschutes, Gillam, Grant, Harney, Jackson, Jefferson, Josephine, Klamath, Lake, Lane, Malheur, Sherman, Union, Umatilla, Wasco, Wheeler and Wallowa Counties	On-call vegetation management services		\$500	\$0	\$0	\$500	Amendment 1 extends contract through 12/22/21 with no price changes or updates OPRD's contract administrators
10/13/21	Statewide Contract Services, LLC	Coastal Region in Clatsop, Coos, Curry, Douglas, Lane, Lincoln, and Tillamook Counties Mountain Region in Baker, Crook, Deschutes, Gillam, Grant, Harney, Jackson, Jefferson, Josephine, Klamath, Lake, Lane, Malheur, Sherman, Union, Umatilla, Wasco, Wheeler and Wallowa Counties	On-call vegetation management services		\$1,000	\$0	\$0	\$1,000	Amendment 1 extends contract through 12/22/21 with approved price changes and updates OPRD's contract administrators
10/27/21	Institute for Applied Ecology	Champoeg State Park in Marion County	Natural resource management plan development		\$0			\$0	New contract has estimated value of \$104,280
11/02/21	Sherri J. Laier	William M. Tugman State Park in Coos and Douglas Counties	Operate and maintain native plant nursery		\$9,999			\$9,999	New contract

OREGON PARKS AND RECREATION DEPARTMENT

Procurement Report
October, November and December 2021

Executed	Contractor	Location	Project	FIP	Original Contract \$	Current Amend-ment	Amend-ments To Date	Current Contract Value	Comments
12/01/21	CXT Incorporated	Fall Creek Reservoir State Recreation Area - Cascara in Lane County	Vault toilet	X	\$20,101			\$20,101	New contract
GOODS AND/OR SERVICES CONTRACTS (Continued)									
12/08/21	Center for Natural Lands Management	Properties in Clatsop, Tillamook, Lincoln, Lane, Douglas, Coos and Curry Counties	Coastal native plant materials production with center for natural lands management		\$30,000	\$11,000	\$18,625	\$48,625	Amendment 2 extends contract through 12/31/22, updates contact information and increases funding
12/10/21	CXT Incorporated	Ben and Kay Dorris State Recreation Area in Lane County	Vault toilet	X	\$21,601			\$21,601	New contract
PERSONAL SERVICES CONTRACTS									
10/26/21	Elizabeth Tran	Statewide	Design services		\$10,000			\$10,000	New contract
11/01/21	Sam Garcia	Statewide	Design services		\$10,000			\$10,000	New contract
11/09/21	Advanced Reporting, LLC	Statewide	Criminal and driving records check services		\$250,000	\$100,000	\$100,000	\$350,000	Amendment 1 increases compensation.
11/16/21	Nadia Short	Statewide	Design services		\$10,000			\$10,000	New contract
12/27/21	Brian Platz dba The Web Doctor	Statewide	Software maintenance services		\$40,000	\$50,000	\$50,000	\$90,000	Amendment 1 increases compensation and extends term.
PUBLIC IMPROVEMENTS CONTRACTS									
11/11/21	Elk Mountain Construction LLC	Crowne Point State Scenic Corridor - Vista House in Multnomah County	Vista House septic replacement	X	\$251,100			\$251,100	New contract
11/30/21	Cascade Civil Corp	Amanda's Trail in Lincoln County	Construction of new Amanda's Bridge	X	\$434,277	\$22,809	\$22,809	\$457,086	Change order number 1
12/16/21	Cascade Civil Corp	Amanda's Trail in Lincoln County	Construction of new Amanda's Bridge	X	\$434,277	\$163,675	\$186,484	\$620,761	Change order number 2
ARCHITECTURAL AND ENGINEERING SERVICES CONTRACTS									
10/12/21	Parametrix, Inc.	Smith Rock State Park in Deschutes County	Pedestrian bridge replacement design and permitting assistance	X	\$45,287			\$45,287	New contract
10/20/21	Broadleaf Architecture PC	Statewide	Park residence building standard design	X	\$31,160			\$31,160	New contract
11/03/21	Westech Engineering, Inc.	Beverly Beach State Park in Lincoln County	Electrical improvements	X	\$20,300	\$3,600	\$3,600	\$23,900	Amendment 1 modifies services and increases compensation
11/15/21	KPFF, Inc.	Luckiamute Landing State Natural Area in Linn County	Paddlers access design		\$24,000			\$24,000	New contract
11/15/21	Stability Engineering, Inc.	Statewide	Park residence building standard design - structural engineering	X	\$12,420			\$12,420	New contract

OREGON PARKS AND RECREATION DEPARTMENT

**Procurement Report
October, November and December 2021**

Executed	Contractor	Location	Project	FIP	Original Contract \$	Current Amend-ment	Amend-ments To Date	Current Contract Value	Comments
12/01/21	Parametrix, Inc.	Prineville Reservoir State Park in Crook County	ADA Boardwalk	X	\$30,000	\$25,096	\$25,096	\$55,096	Amendment 2 adds additional tasks and increases budget
12/14/21	Miller Consulting Engineers, Inc.	Oregon Coast Trail, Siuslaw National Forest in Lincoln County	Pedestrian bridge replacement design	X	\$25,600	\$12,800	\$25,200	\$50,800	Amendment 3 increases budget and adds services
12/17/21	The Robbins Company DBA Engage2excel	Statewide	Uniform metal badges, name tags and pins		\$1	\$0	\$0	\$1	Amendment 2 reinstates and extends the price agreement and updates agency contact information
ARCHITECTURAL AND ENGINEERING SERVICES CONTRACTS (Continued)									
12/29/21	Parametrix, Inc.	Prineville Reservoir State Park in Crook County	ADA Boardwalk		\$30,000	\$0	\$25,096	\$55,096	Amendment 3 extends the expiration date.
ARCHITECTURAL AND ENGINEERING SERVICES CONTRACTS (RELATED SERVICES)									
10/04/21	Susan L. Licht	Collier Memorial State Park in Klamath County	Project management services for historic cabins fire recovery work		\$15,590			\$15,590	New contract
11/15/21	Campbell Environmental, LLC	Mayer State Park in Wasco County	Environmental investigation services		\$9,950	\$8,846	\$8,846	\$18,796	Amendment 1 increases compensation, extends contract term and modifies the statement of services
11/15/21	Ricoh USA Inc	Sunset Bay State Park in Coos County	Copier lease		\$14,971			\$14,971	New contract
INTERGOVERNMENTAL AGREEMENTS									
10/13/21	MidCoast Watershed Council	Beaver Creek State Natural Area in Lincoln County	Management of native plant nursery		\$1	\$0	\$0	\$1	Amendment 1 extends term and increases work
11/23/21	USDA APHIS	Bandon State Natural Area in Coos County	Wildlife management assistance		\$25,000			\$25,000	New agreement
12/14/21	Curry Soil and Water Conservation District	Cape Blanco State Park, Harris Beach State Park, and Pistol River State Park in Curry County	Invasive plant species control		\$9,000	\$0	\$11,200	\$20,200	Amendment 2 extends term, increases compensation, adds services specific to Pistol River State Park.
12/15/21	City of Manzanita	Nehalem Bay State Park and Oswald West State Park in Clatsop and Tillamook Counties	Law enforcement services		\$60,000			\$60,000	New agreement

Oregon Parks and Recreation Commission

February 24th, 2022

Agenda Item:	10 a (ii,iii)	Informational
Public Comment Allowed:	Yes	
Topic:	Actions taken under Delegated Authority from October 22, 2021 through January 31, 2022	
Presented by:	Guy Rodrigue, Central Park Resource Manager	

Pursuant to a duly adopted delegation order, and acting in accordance therewith, the Director, or her designee, has approved the following actions on behalf of the Oregon Parks & Recreation Commission:

SCENIC WATERWAYS NOTIFICATION

On November 9, 2021, a Notification of Intent 15-27-21 was approved to Cold Springs Hideaway LLC for the construction of a new building and reconfiguration of reservable RV campsites within the resort. The work was approved because all structures proposed are compliant with the state scenic waterway regulations, including neutral exterior colors, and structures exceed set back limits and fall below height limitations. Most of the work will not be visible from the scenic waterway. Property owners also committed to maintaining a riparian buffer zone roughly 20' in from the high-water line as delineated by the existing split rail fence. The riparian buffer zone will have established native vegetation that will not be cut, mowed, or removed in any form. As the property was historically a cattle ranch and void of riparian vegetation when the scenic waterway corridor was established, this commitment to the riparian buffer zone is an improvement that helps align the property with the scenic waterway administrative rules and the adjacent properties.

On November 10, 2021, a Notification of Intent 2B-1085-21 was approved to Daniel Duncan for the construction of a pole barn within the Upper Deschutes State Scenic Waterway. The work was approved because it exceeds the setback limitations, adequate mature trees screen the structure from view of the river and it will be finished in dark tones that will blend in with the surrounding environment.

On November 15, 2021, Notification of Intent 17-76-21 was approved to Sharon Blodgett for the re-construction of a residence lost to the Archie Creek Fire. The project occurs within the North Umpqua River State Scenic Waterway. The work was approved because it meets the requirements of the River Community Area designation on this section of river. The structure will be replacing a structure due to loss from a fire and it will be constructed in the same footprint using the designs from the original home.

On November 15, 2021, Notification of Intent 17-77-21 was approved to Norman Call for the re-construction of a four-room motel structure lost to the Archie Creek Fire. The project occurs within the North Umpqua River State Scenic Waterway. The work was approved because it meets the requirements of the River Community area designation on this section of river. The structure will be replacing a structure due to loss from a fire and it will be constructed in the same footprint.

On December 9, 2021, a Notification of Intent 2B-1086-21 was approved to Allan Mehr for a single-family residence within the Upper Deschutes State Scenic Waterway. The work was approved because construction meets setback requirements, all vegetation between the home and the back of the river will be maintained and enhanced with additional native vegetation. Exterior colors and materials blend in with the surrounding environment and the home does not exceed height limitations.

On December 10, 2021, Notification of Intent 17-78-21 was approved to Samuel Craig for the re-construction of a residence lost to the Archie Creek Fire. The project occurs within the North Umpqua River State Scenic Waterway. The work was approved because it meets the requirements of the River Community Area designation on this section of river. The structure will be replacing a structure due to loss from a fire and it will be constructed in the same footprint.

On December 17, 2021, a Notification of Intent 7-726-21 was approved to Susan Slocum for the remodel of a portion of an existing carport into living space within the Rogue River State Scenic Waterway. The work was approved because construction meets all requirements in rule for this section of river. The remodeled living space is in the existing footprint of the back half of the carport, not on the river facing side. All vegetation between the home and the river will be maintained and substantial vegetative screening exists. Exterior colors and materials blend in with the surrounding environment and the existing structure.

On December 22, 2021, a Notification of Intent 7-725-21 was approved for Donald Walker for the timber harvest thinning of 50 acres of a 70-acre ownership parcel within the Rogue River Scenic Waterway. The harvest was approved because the thinning unit is not visible from the any part of the river due to topography, leave trees and distance from rivers edge.

On December 23, 2021, a Notification of Intent 2A-282-21 was approved to Alex Polvi for tree removal within the Middle Deschutes Scenic Waterway. The work was approved because it is not visible from view of the river and does not impair any vegetation screening or create additional visibility of existing structures.

On December 23, 2021, a Notification of Intent 2A-283-21 was approved to Kathleen Popish for a detached garage adjacent to an existing single-family dwelling along the Middle Deschutes State Scenic Waterway. The work was approved because no vegetation between the building and the rim rock and river will be removed. These mature trees will adequately screen the new structure, which is finished in brown wood siding and exceeds the setback limitations by a generous amount.

On January 3, 2022, a Notification of Intent 7-727-22 was approved for Kyle and Tarah Henrich for a timber harvest thinning of 10.42 acres of which 6.9 acres are within the Rogue River Scenic waterway. The harvest was approved because thinning unit is not visible from any part of the river due to topography, leave trees and distance from rivers edge.

On January 4, 2022, a Notification of Intent 2B-1087-22 was approved to Sunriver Airport in the Upper Deschutes State Scenic Waterway. The approval was given because it is work to maintain existing facilities and additional vegetation screening will be planted to mitigate the loss of vegetation screening required in the tree removal that is require by the FAA to clear the flight path.

On January 24, 2022, a Notification of Intent 53-232-22 was approved for Chris Hagel for the landowner, Metro Parks to pre-commercial thin 32 acres within the Sandy River Scenic Waterway. The project was approved because the thinning unit is not visible from any part of the river due to topography, distance from river and vegetation retention of 250 trees per acre.

On January 27, 2022, a Notification of Intent 7-728-22 was approved for Debbie Thomason to repair a boat garage damaged due to a recent structural fire at Galice, Oregon. This project was approved because it meets all scenic waterway requirements. Repairs will include siding and roof repairs that are “in-kind”, consistent with what existed prior to the fire.

OCEAN SHORES ALTERATION DECISIONS

On January 26, 2022, Ocean Shore Permit #2997-21 was approved for Daniel Schneider to extend an existing riprap structure constructed after the home was constructed in 1957 along the western end of the property, located at 10654 NW Pacific Coast Highway near Seal Rock. The proposed riprap project would extend along approximately 42 feet of shoreline, with a height of approximately 14 feet, a width of approximately 18 feet, and a slope of 1.25:1 (width to height), with a total volume of 252 cubic yards of material. The project area above beach level will be planted with beach grass and/or native coastal vegetation. The project will also include the removal of all structural debris associated with the failed mid-slope retaining wall extant on the property. The subject property is further identified on Lincoln County Assessor’s Map #12-12-25AD as Tax Lot 10700.

TIMBER HARVEST REVENUE

On January 5, 2022, OPRD received \$148,458 in timber revenue for 50% of total estimated timber volume salvaged from Silver Falls State Park.

On January 24, 2022, OPRD received \$148,458 in timber revenue for 75% of total estimated timber volume salvaged from Silver Falls State Park.

Prior Action by the Commission: None

Action Requested: None

Attachments: None

Prepared by: Central Park Resource Section Staff

2022

Oregon Parks and Recreation Commission DRAFT - Planning Dates

January

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February

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March

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May

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29	30	31				

June

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

July

S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

August

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

September

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

October

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

November

S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

December

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

2022 Commission Meeting

February - Virtual
 April - TBD
 June - Wallowa
 September - Gorge
 November - TBD
 *All dates could change to virtual

Contact: Denise Warburton 503-779-9729

Revision Date: 01/9/22

Huddle Meetings
Packet Materials DUE!
Agenda & Packet Posted to OPRD Site
Mail Out Packets
State Holidays
Presentation Material Due/Business Meeting
All Managers Meeting
Leadership Group Meeting
Legislative Days
Legislative Session February 1st - March 7th