PETITION

REQUEST OF OREGON STATE AVIATION BOARD VIA
OREGON DEPT. OF AVIATION

SCOPE OF PETITION: (ORS. CITED: 836.080, 836.505, 836.510, 836.515, 836.520) #1) TO CLARIFY ALL NOW EXISTING STATUTES, FOR ALL PARTIES HAVING ANY INTEREST IN THIS TYPE OF AVIATION ACTIVITY. "ULTRALITE" (PARTICULARILY THE EXTREMELY "ULTRA"-ULTRALITE VEHICLE ACTIVITY OF "FOOTLAUNCHED" POWERED PARAGLIDERS. AS OPPOSED TO TRIKED (W/WHEELS) EITHER PARAGLIDERS OR POWERED PARACHUTES).. FOR USE OF THE OREGON "SHORELINE" AS DESCRIBED IN ORS. 836.510 & THE ADJOINING LAND, (THE REST OF THE BEACH - AS OPPOSED TO: SOUTHERN SHORE DIVISIONS OF THE "OREGON STATE PARKS" STANCE OF: NO LANDING OR "LAUNCHING" OF ULTRALITES/AIRCRAFT FROM ANYWHERE FROM WATER'S EDGE TO THE VEGETATION LINE, ALONG THE ENTIRE COASTLINE. BASED ONLY UPON THE FACT THAT THIS IS WHERE THEIR JURISDICTION IS.

#2) GRANT TO PETITIONER A PERMIT TO USE THE "SHORE" AS DESCRIBED IN O.R.S. 836.510 FOR THE "ENTIRE" OREGON COAST, (WITH THE EXCEPTIONS DEEMED NECESSARY BY THE BOARD OF AVIATION).

PURPOSE: I HAVE BEEN INVITED BY A GROUP OF PROFESSIONAL & NON-PROFESSIONAL OREGON SURFERS TO PARTICIPATE IN SURFING ACTIVITIES WITH THEM TO RESEARCH THE VIABILITY OF USING MY TYPE OF FLYING EQUIPMENT, (FOOTLAUNCHED POWERED PARAGLIDERS) IN/FOR IN SURFING COMPETITION. THIS FILL A VISUAL/AUDIENCE

... DEFICIENCY THAT EXISTS NOW WITH HELICOPTER COVERAGE: ROTORWING IN CLOSE-UP CONDITIONS.

HAVING SEEN THE TYPE OF FLYING/VIDEO THAT I ALREADY DO, HAS GENERATED THE SPECULATION, (ON THEIR PART) THAT THIS "MAY" BE THE ANSWER TO THEIR PROBLEM. THIS IS AN INVITATION TO PARTICIPATE IN "VIABILITY" RESEARCH ONLY. "NO COMPENSATION," AT THIS TIME IS EVEN REMOTELY BEING DISCUSSED.

THE NEED TO REQUEST FOR INCLUSION OF OREGON "SHORE", (ORS. 830.510) IS DUE TO THE RANDOM NATURE OF THE SHORE LINE ITSELF & THE FACT THAT MOTORIZED PARAGLIDERS ARE LIKE "BUGS IN THE GARDEN" AND ARE "NOT" GOOD FOR COVERING DISTANCES - IN "SHORT" PERIODS OF TIME. ALSO COUPLE THESE FACTS WITH THE SURFING ACTIVITY ITSELF - WHERE THE SURF IS "UP" ANY GIVEN DAY. ANY IMPACT & USE OF ANY SITES WILL BE BY NATURE WILL BE RANDOM/OCCASIONAL/TEMPORARY-ONLY. USED BY-ONE-PILOT-"ME".

AVIATOR'S PERSONAL BACKGROUND: 56 YRS. OF AGE. NEAR LIFETIME RESIDENT OF JOSEPHINE/JACKSON CO. OREGON. SON OF HOYT DALE PATTON SR, (DECEASED) SKYDIVER (FROM 1962 TO 1982)/FAA LICENSED "MASTER PARACHU RIGGER/JUMPMASTER/VETERAN: KOREA

H.D. PATTON JR: OREGON LICENSED GENERAL CONTRACTOR (1980-2010)/SKYDIVER (1971) 28 YRS. CONTINUOUS MEMBER OF USPA: 3000 SKYDIVES/JUMPMASTER (EXP.)

FAA. LICENSED (#569969726) "SENIOR" RIGGER (ACTIVE) MEMBER PILOT OF USHPA (#82272) ACTIVE-SINCE 2004

.... MY SKYDIVING EXPERIENCE WAS EXTENSIVE COMPETITIVE SKYDIVING & PUBLIC DEMONSTRATION - IN CONTROLLED AIRSPACES (NOTAM'S REQUIRED) FAR PART #105

• I CONTINUE TO HAVE A GOOD "OPEN" WORKING RELATIONSHIP W/ MIKE HARRISS WITH FAA @ McMINNVILLE, CONCERNING MY "ULTRALITE VEHICLE - OP. FAR PART #103.

SIDEBAR RELEVANT STATEMENTS: UNFORTUNELY FOOTLAUNCHED POWER PARAGLIDING IN THIS COUNTRY IS CAUGHT IN A SOMEWHAT "AWKWARD" TIME IN RELATIONSHIP TO PEOPLE'S AWARENESS OF THIS "NEW" TECHNOLOGY - AS ALOT OF PEOPLE HAVENT EVER SEEN ANYTHING LIKE IT. I FEEL THAT "I CAN RELATE" TO THOSE WHO WERE INVOLVED W/ THE "HORSELESS CARRIAGE" — NO RIGHTFUL PLACE - YET!

H.D. PATTON Jr
CONSTRUCTION
(541) 476-2127

DATE: 8·10·10

FROM:
HOYT D. PATTON JR
BOX 597
WILDERVILLE OR. 97543

CONTENT: "PETITION"
(COVER plus (3) PAGES plus
SIDEBAR COMMENTS

TO:
OREGON AVIATION BOARD
VIA
OREGON DEPT. OF AVIATION
3040 25TH ST. SE.
SALEM, OR.
97302-1125
ATTN: MITCH T. SWICKER

MITCH: PLZ. AMEND MY PETITION REQUEST TO INCLUDE THE FOLLOWING FOR CLARIFICATION:

THANX
HOYT PATTON.

2007 ORS § 390.685[1]
Effect of ORS 390.605, 390.615, 390.678 and 390.685

Nothing in ORS 390.605 (Definitions), 390.615 (Ownership of Pacific shore), 390.678 (Motor vehicle and aircraft use regulated in certain zones) and 390.685 (Effect of ORS 390.605, 390.615, 390.678 and 390.685) is intended to repeal ORS 836.510 to 836.525. [Formerly 274.110 and then 390.750]

...

§§ 390.610 (Policy) to 390.770 (Vegetation line described)

Atty. Gen. Opinions

Effect of constitutional provision requiring payments based on government regulations restricting use of property, (2001) Vol 49, p 284

Law Review Citations

20 EL 1001 (1990); 35 WLR 183 (1999)

[1] Legislative Counsel Committee, *CHAPTER 390—State and Local Parks; Recreation Programs; Scenic Waterways; Recreation Trails*, http://www.leg.state.or.us/ors/390.html (2007) (last accessed Feb. 12, 2009).

[2] Legislative Counsel Committee, *Annotations to the Oregon Revised Statutes, Cumulative Supplement - 2007, Chapter 390*, http://www.leg.state.or.us/ors/annos/390ano.htm (2007) (last accessed Mar. 31, 2009).

[3] OregonLaws.org assembles these lists by analyzing references between Sections. Each listed item refers back to the current Section in its own text. The result reveals relationships in the code that may not have otherwise been apparent.

www.oregonlaws.org

https://www.oregonlaws.org/ors/390.685?highlight=836.510 12/15/2009