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PERMANENT ADMINISTRATIVE ORDER

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CHAPTER 141

DEPARTMENT OF STATE LANDS

FILED

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ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Restriction on motor vehicles and discharge of firearms at the Sandy River, Multnomah County.

EFFECTIVE DATE: 04/01/2024

AGENCY APPROVED DATE: 02/13/2024

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ADOPT: 141-088-0036

RULE TITLE: Restrictions for State-Owned Property at the Sandy River Delta in Multnomah County

NOTICE FILED DATE: 10/19/2023

RULE SUMMARY: This rule restricts the use of motor vehicles and the discharge of firearms at the Sandy River Delta, Multnomah County.

RULE TEXT:

(1) All state-owned land that is under the jurisdiction of the Department, including state-owned lands between the line of ordinary high water and the line of ordinary low water, and any uplands of current or former islands in the Sandy River Delta from River Mile 0.0 to 2.5, or from the mouth of the Sandy River to the I-84 bridge crossing, including the Columbia River Side Channel, is closed to:

(a) Any, and all, use of motorized vehicles, including all-terrain vehicles.

(b) Any, and all, discharge of firearms.

(2)(a) Excepted from the restriction in (1)(a) are any motorized vehicle use

(A) By government personnel or their agents on official business, including emergency responders or search and rescue;

(B) Authorized by the Department in advance and in writing; and

(C) By adjacent landowners inspecting or maintaining property.

(b) Excepted from the restriction in (1)(b) are waterfowl hunters on foot during authorized waterfowl hunting season and in possession of a legal hunting license.

(3) Any person who commits any criminal conduct on state lands described under (1), or violates any use restriction imposed by this rule, may be prohibited from entering or using state lands that are under management by the Department at the Sandy River Delta.

(a) The Director shall issue a written notice that explains the extent and duration of the prohibition.

(b) The person subject to the prohibition may appeal the decision and request a contested case hearing pursuant to ORS 183.413 through 183.470, by submitting a written request within 20 calendar days of the date of service of the notice.

STATUTORY/OTHER AUTHORITY: ORS 273.045

STATUTES/OTHER IMPLEMENTED: Oregon Constitution Article VIII, Section 5, ORS 273.171, ORS 274.025