Rulemaking OAR 736-024-0015
Public comments received
January 20, 2021 through January 29, 2021
From:     Brill,Kristine K <Kristine.Brill@edwardjones.com>
Sent:     Wednesday, January 20, 2021 6:00 PM
To:       PUBLICCOMMENT * OPRD
Subject:  In favor of NO driving and parking on Pacific City beaches except for Dory launching.

Please continue to prohibit driving and parking on the beaches of Pacific City. It has been so wonderful to enjoy the beach lately without the chaos of cars. So many drivers are inconsiderate and downright dangerous. They do not take into consideration anyone else's right to enjoy the beauty of nature. So often I have see close calls of children playing, cars speeding in the soft sand and no one paying attention.

My husband has a dory and launches from PC into the surf. I support continuing to allow our heritage of dory launching and parking.

As a homeowner on the beach I am appalled by the lack of responsibility of the visitors and where they feel they are entitled to park, sometimes blocking our narrow street. Yes, we do need more parking but it should not be a reason to allow parking and driving on the beach. Let's preserve our gift of nature. Our beaches are a treasure.

Thank you.

Kristine K. Brill
Financial Advisor | Edward Jones
715 NW Adams St | PO Box 868 | McMinnville, OR 97128
PH 503-472-0444 | FAX 1-888-809-2294
TF 1-800-755-8183
kristine.brill@edwardjones.com
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For administrative topics please contact Susan, Hanah or Trish
susan.cook@edwardjones.com or hanah.stover@edwardjones.com or trish.hartley@edwardjones.com

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Hello ~

Would you please respond to this customer with a cc to park.info@oregon.gov.

Thank you for your help.

On Thu, 21 Jan at 2:13 PM, Parker Tolboe <tolboep@gmail.com> wrote:

Good Afternoon,

I saw the article on KATU about the possible restrictions on the Tillamook County Beaches. I’d like to politely express that I disagree with the proposed restrictions on the beaches. Pacific City and specifically Tierra Del Mar, hold such a special place in my heart. growing up that was always the place we would go to drive out on the beach and spend the day there. Watching the surfers and Jet Skiers ride the waves were some of my fondest memories as a kid. Now that I’m older I enjoy using the beach access as an escape from the day to day life. I enjoy using the beach to launch and ride a jet ski out in front of Tierra del mar. While this “sport” is very very small, the ability to do it is very tiny due to the limited access already. I would be devastated if the beach access would be closed. Not just because it would kill the sport in Oregon, but it would eliminate the ability for me to make the same memories I had as a kid, with kids of my own.

I appreciate you time and thank you for being open to remarks and opinions from the public.

Kindest Regards,
Parker Tolboe
Greetings committee members.
I’d like to open with, my family absolutely loves visiting the Pacific City area of the coast and I understand why the idea of stopping vehicles from driving on the beach seems like the easiest solution and remedy for the chaotic situation caused by vehicles driving on the beach in Pacific City.
There is a simple solution using an already functional tool.
Utilize the existing OHV system, and make that stretch of beach OHV accessible only. Use the same guidelines as any other dunes staging area. Flags, stickers, and proper gear mandatory for entering.
Please stop using CLOSURE as the go to management tool. There are already to few places for the amount of citizens wanting to recreate.
I have always supported PAY TO PLAY, we currently have five vehicles all with current OHV stickers. But it is getting harder to justify that expense, when the areas they grant access to are shrinking and those remaining are so crowded they are becoming unsafe to use.
Thank you for your efforts and please consider any other option besides closure..
Todd Smith
Sunriver Oregon.

Sent from Slack-NAV-Pad
From: oregon-gov-web-services@egov.com
Sent: Tuesday, January 26, 2021 3:12 PM
To: PUBLICCOMMENT * OPRD
Subject: Restrict Beach Driving in South Tillamook County
Attachments: formsubmission.csv

<table>
<thead>
<tr>
<th>First Name</th>
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<tr>
<td>Last Name</td>
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<tr>
<td>Email</td>
<td><a href="mailto:misskiawanda@yahoo.com">misskiawanda@yahoo.com</a></td>
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**Public Comment**

My name is Clinton Bailey, better known as Skip Bailey. I have lived in South Tillamook County my entire 72 years of life. I was a Member/Officer of NRFPD for 29 years. I retired after 33 years of service with the US Forest Service, Hebo Ranger District as a Federal Law Enforcement Officer. A large portion of my job was patrolling the Sandlake Recreation Area, dealing with masses of Recreationalists. This included signage, barriers, closures, facilities, restrictions, vandalism, issuing citations, arrests, injuries, fatalities, and everything else that goes with the duties of a Public Servant. Growing up in P.C., I started driving our south county beaches in 1962/63. In my fifty plus years of driving the Tierra Del Mar beach, I do not remember a single injury accident involving a motor vehicle vs pedestrian; but there have been a number of emergency calls resulting from logs rolling over beach visitors, and other medical emergencies. As a former Government Employee of 33 years in the Recreation and Law Enforcement field, I understand the temporary closures, but I personally believe that budget and safety are not justifiable excuses to permanently close this section of public property on the Tierra Del Mar beach. Nor is the closure to motor vehicles to appease adjacent property owners acceptable. There are many of us ‘not so physically fit’ folks that enjoy exploring and surf fishing this two miles of beach that you are proposing to close to vehicle traffic permanently. I have a number of videos I have taken since October that show there is no safety issue on this section of beach during the ‘Off season’. You may not realize it, but, OPRD is managing this section of beach perfectly right now. Please consider ALL of your Public Lands Recreation Users and DO NOT Close the North two miles of OUR Tierra Del Mar Beach during the ‘Off-season’. You already have it right for All of us! Thank you for listening. Clinton (Skip) Bailey

**Submission ID:** ffcb6c49-a7ca-4cad-9b70-70f840d16776

**Record ID:** 714
As part of the community in Tillamook; The Latinx populous would benefit from better outreach to avoid fines, complications, etc. Reaching out to local/regional CBO's with the information, preferably in Spanish, whatever the decision, would beneficial for outreach purposes.
From: oregon-gov-web-services@egov.com
Sent: Monday, January 25, 2021 8:47 PM
To: PUBLICCOMMENT * OPRD
Subject: Restrict Beach Driving in South Tillamook County
Attachments: formsubmission.csv

<table>
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<tr>
<th>First Name</th>
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<tr>
<td>Last Name</td>
<td>Koch</td>
</tr>
<tr>
<td>Email</td>
<td><a href="mailto:Randallkoch1@me.com">Randallkoch1@me.com</a></td>
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Public Comment: The only reason to have vehicles on the beach is for emergencies, dory drop off and pickup, disabled delivery to beach for drop off and pickup. Other than that they are a safety threat for people on the beach escaping cars for the natural experience and especially children. Pollution from cars and trucks is out of place. And last, beach drivers tend to act like rules don’t apply to them so foolish behavior tends to occur increasing the danger for families.

Submission ID: 6a18d4de-3654-4eee-bc40-be64ab82aec9

Record ID: 712
I support the proposed changes to the Oregon Administrative Rule for beach driving in Tillamook county. I believe that the only vehicles that should have beach access at any time of the year are emergency vehicles and vehicles towing boats to be launched or to pick up boats landing on the beach. There are many reasons to keep vehicles off of the beach including; safety of people and dogs walking or recreating on the beach, negative environmental impact of motor vehicles on the beach and ruining the view of the shoreline and ocean for visitors and residents.
First Name    elisabeth
Last Name    vitale
Email    elvitale@gmail.com

Public Comment

I am a resident of Neskowin, OR and a small business owner in Pacific City. I am concerned that closing the beach to driving in some areas, but leaving it open in others will lead to congestion of people and cars, destruction of nature, and general chaos in the areas that do remain open to beach driving. I would be in favor of restricting driving on the beach to boat-related vehicles such as the Dory fleet north of the boat ramp in PC, and closing all other beach areas to driving. I think that this decision must be paired with reducing the parking fee in public lots back down to $4 instead of the huge increase to $10 which our county commissioners should not have approved. The $10 fee flies in the face of equitable beach access for our community and families who visit the beach. The county has been talking about "work parties" where a limited number of people can come volunteer for a day in exchange for a parking pass. I wonder if the county has reached out to our local Latinx community to let them know about this, in Spanish? My Spanish-speaking friends have not heard anything about the work parties. Have they considered that many people work 7 days per week and do not have the luxury of donating their time?
First Name: Michael
Last Name: Zilis
Email: mzilis@walkermacy.com

Public Comment: I strongly support the restriction of driving on the beach in Pacific City. It is dangerous to mix beach walkers and drivers. Also environmentally, it makes no sense to have oils and other contaminants coming from vehicles being dispersed in the sand and water. Our coastal environment is under great stress and anything we can do to help protect it is important. Given this I would strongly support restricting vehicles from other beaches as well.

Submission ID: 3d45f796-ff80-434f-92a6-d69eb65948fc
Record ID: 708
One big issue will be parking. Most of the time we come over parking is terrible in the above lots. Without the beach access the parking would be impossible. Also, I have been coming to PC for over 40 years, since I was a kid, when my grandparents introduced me to this great place. I remember as a kid how awesome it was to be able to drive on the beach, park on the beach and run to the big dune. Now as a parent my kids also love that great experience and would pass that same experience on to their kids. I hope this experience doesn't end and feel that taking that experience away will diminish both the experience and draw of PC.
Hello, first let me say we the public are aware how busy the beach can get during the summer. Not just the beach parking all along that area gets busy. We love parking our suv on the beach and letting the kids play in the water drivers on the beach are careful and only accelerate to exit the beach at the end. Maybe some limits on the number of vehicles allowed but please do not ban all vehicles. Maybe only allow AWD and 4x4 vehicles on the beach? That would prevent some from trying to park cars and getting stuck. This is a family favorite for thousands of people please reconsider. Thank you

Submission ID: 92b6ffa4-631e-4c54-9c35-08e69c9f4c3a

Record ID: 706
This is an unconstitutional travesty. This goes against what the people of Oregon are asking. Please listen to the people!
Understandably,

Our Dory captains need a safe place to beach. Unfortunately, that doesn't take into account the thousands of other that enjoy access to this stretch of mother earth. I would imagine this is being done as a source of revenue. Beaches are everyone, everyone to enjoy. I know for a fact the town will lose much business from many of us as we are all commenting about it. I will no longer spend my LOCAL money on anything from there if this comes to light. The boats have a right! But, what about everyone else that contributes to the economy and well being of the county? I do pray that you read this and take it to light. I know so many that would be affected by this. Some, businesses will probably lost. Please think further?

Kind Regards,

~Michael Crews
From: oregon-gov-web-services@egov.com
Sent: Wednesday, January 27, 2021 4:33 PM
To: PUBLICCOMMENT * OPRD
Subject: Restrict Beach Driving in South Tillamook County
Attachments: formsubmission.csv

First Name | Barbara
Last Name | Brooks
Email | 3wrangler3@gmail.com

Public Comment: My husband is 84 and I am 80, he is also a Doryman, we love to park on the beach and take a picnic lunch several times a month. You seem to be taking places away from where Seniors can go free and enjoy. Most of us are on a limited budget and the beach is such a great place to go, why can’t you provide a free pass for those over a certain age. We love to go to Barview Jetty to watch the ocean and fishing and take a picnic lunch, that too will be taken away as will Pacific City, they say you can get a $45.00 pass for the year, but that for us is taking away from bills that need to be paid. Thank you for accepting my request.

Submission ID: 8bd1a6b4-b23a-489f-abd5-8e2e8a51ece1

Record ID: 717
I first surfed Cape Kiwanda in 2000 after recently being honorably discharged from the Marine Corps Infantry. While serving in the Oregon National Guard Infantry we took British Soldiers who we were training with to Cape Kiwanda to have a true Northwest Surf and Barbecue experience. I have since grown older, but I regularly return to surf the therapeutic waves at Cape Kiwanda. Pacific City and Cape Kiwanda have always been a special place because you could access it with a vehicle. This allowed me to bring others to the beach that might otherwise might not make it to the water line do to their age or mobility issues. This also enabled me to have a beach day with my wife and small kids to have them nearby and share the experience as I cleared my head while surfing. Kids need a ton of "stuff" and you can't typically carry all their thing for a beach day from across Cape Kiwanda drive. I am not alone and know of other veterans that use the ocean as their liquid therapy and the ability to access and surf Cape Kiwanda makes it a prime place for such therapy. This is especially true for surfing veterans with mobility issues. Stripping Oregonians of beach access is unnecessary and afoul of the principals of Governor Tom McCall's beach bill. Last summer I watched the Dory fleet and their trucks drive and park on the beach. Surfers and our families were excluded from doing so. This is patently unjust and their is no reasonable basis to allow vehicle access to certain fisherman, but not others. This is not who we are as Oregonians and will only further polarize people as seeing those with connections get special treatment but the rest of us have to walk and may only have access to certain places on the beach and the ocean. Furthermore, any environmental issues regarding overuse and minimal parking are hollow claims that a beach ban won't address. Developers were able to heavily develop the Cape over the past 20 years. Those issues were all brought up and rejected during the development phase of those projects. It is now inconsistent to use those previously rejected positions as a basis to exclude surfers, their families, and vehicles off the beach. Lastly, most people are already priced out of Pacific City due to high hotel and condo rental fees. Forcing people into a pay lot will exclude even more people who will be unable to pay the lot fee to go to the beach. I know when I left the Marine Corps I didn't have the money to spend on paying to park and surf. Every penny mattered. Pay lots will further polarize the "haves from the have nots." I urge you to reject any vehicle ban at Cape Kiwanda or any proposal to limit access to the waves at Cape Kiwanda. Jeremiah Ross Portland, Oregon
I know that I am but one person, but I am NOT in favor of adding MORE restrictions that those that are already in place. I love Oregon mainly because of our belief in FREE Unhindered access to OUR beaches. I was born here and I am saddened by the never ending encroachments of the liberties that once made our beautiful state a great place to grow up. I implore you all to think hard and vote for freedom! Thank you for your time. Sincerely, Lillie Hagerman
From: Three Capes Chair <chair@threecapes.surfrider.org>
Sent: Thursday, January 28, 2021 9:48 AM
To: PUBLICCOMMENT * OPRD
Subject: Proposed rule to restrict beach driving public comment
Attachments: Letter to OPRD re beach driving from 3 capes.docx
January 27, 2021

Subject: Surfrider Foundation - Three Capes Organizing Committee Comments related to the proposed rule to restrict driving in South Tillamook County (736-024-0015).

Dear Oregon Parks and Recreation Department:

The Surfrider Foundation is an environmental nonprofit organization dedicated to the protection and enjoyment of the world's ocean, waves and beaches for all people, through a powerful activist network. Our organizing committee (soon to be chapter), represents Tillamook County from Cape Meares to Neskonlith. Our members live, work, visit, and recreate on the area's beaches and value these special places for exploration, research and enjoyment. Our membership and Oregonians at large are impacted by management decisions made by the Commission.

The Pacific City area has transformed from a sleepy fishing village to an overcrowded tourist destination resulting in increased beach traffic that has created a mess of safety hazards, environmental damage, and overnight camping. While Oswald West once coined Oregon beaches “highways,” his intention was certainly not what we see today and definitely not to create overflow parking lots.

The COVID emergency beach driving closures at all access points in South Tillamook County offered a glimpse into the benefits of permanently closing all South Co beaches to driving. The beaches were safer, cleaner and more pristine. The temporary reopening of Tierra Del Mar further validated this point. People drive north of the access point during prohibited times, destructing the dunes, endangering beach goers and wildlife. They drive recklessly south and up the north side of the cape. We hope that the state and county consider parking and traffic control improvements off the beach at McPhillips, the Turnaround and Tierra Del Mar to relieve the need to park and drive on the beach.

Surfrider recognizes coastal recreation is critical to Oregonians’ way of life and coastal economies. Those activities must be appropriately managed to balance the preservation and stewardship of our important resources. In the spirit of Oregon’s Beach Bill, we view beach access as a universal right and necessary for the public’s enjoyment of the beach. We believe in equitable beach access for everyone. Oregon’s beaches are another level of special because they belong to the public. We hope that certain recreational user groups and folks who can only access the beach via a vehicle may be able to do so with a special permit. We also hope that the state take a closer look at what Tillamook County is scheduled to charge for parking at Cape Kiwanda and the Turnaround in 2021. The intended fee went from $4 to $10 without public input. That’s double the cost of the highest day use fees for beachside parking in the state. Does that not go against everything the Beach Bill stands for? We understand that a fee is necessary to make and sustain livability, safety and structural improvements as the beach management issues are plentiful in our area. A $10 fee seems extreme, poses equity issues and potential consequences like increased neighborhood and business parking, traffic congestion and simply moving the very problem they’re trying to alleviate to the north side of the cape.

We support the rule to restrict driving in the designated areas at Cape Kiwanda and Tierra Del Mar though we hope you take it further and close all beaches to driving with special permit consideration to certain user groups. We ask that you close beach driving at all points in Tierra Del Mar, McPhillips beach and the Turnaround south to the Nestucca River mouth. In addition, we hope rule making is done in consideration of recent management decisions around the aforementioned day use fees. We believe this is an opportunity to protect and preserve the area for future generations.

Thank you,

Surfrider Foundation
Three Capes Organizing Committee
Hello,

My name is Paul J. Snodgrass - I live at 10130 SW old orchard lane in West slope. My family and I have been a long time users of the Cape Kiwanda beach area in Pacific City (over 25 years and leased permanent space in the RV park for many years ). As you may be aware, they have closed the beach access to all except the "dory" fishing boats, trucks, and trailers. This closure was stated originally done due to Covid and the lack of funding the state parks were / are facing. This has now morphed into the complete closure except for one special interest group. They say it's to prevent accidents between motor vehicles and people although so far there have been none. The only collisions have been with boats and people in and around the water there, last one cost the state over 4 million then an uninsured "dory" driver ran over Cole Ortega. nothing has been done since that accident and I have seen many close calls these since. I'm sure then next one will be substantially more as nothing has been doneto prevent it from happening again. This action did create a major accident on the road there (life flight was used) as well as it blocked access to rescuers that may have cost a fisherman his life off the south end of the haystack rock there.

Even after the Tillamook commissioners held a town meeting which I spoke at with many others, and they did a survey of hundreds of people overwhelm in support of keeping the beach open (including the local living people). This seems to be guided by one individual on the commission steering the others to make this move. So now they want to start charging to park there,,, ok first you need somewhere to park, then how to safely get all the people to the beach... remember there’s been one major accident on the road there due to the parking restrictions on the beach last summer,,, this next is projected to be 5 time more due to Covid relaxed rules... so.....

The bottom line is we need to stop this from passing... It will make matters there MUCH WORSE... check the surveys and testimony given already... if anything should be restricted it's the speed boats running over people there.... Nowhere else can a boat go faster than 5mph within 100 ft. of swimmers.... it’s crazy there with the boats... I shot the pictures of Cole being run over by the boat...

PLEASE HELP!!!!

this needs real planning and additional parking prior to removal of hundreds of parking spaces.
Hello, I attended the webinar this evening and heard all comments. I would like to see driving access to the beach. My husband and I live part time in Pacific City so we are in town year round. There’s a phrase, buy local or bye local. For the small businesses in town that are awesome, they won’t survive without strong summer crowds. And then our amazing town has nothing to offer. We need tourists, and with no place to park, we can’t afford to make a permanent change right now. And doubling down with Skip Bailey, with our government already taking so much away from us right now, why do we need to add on? Give the people a win, give people the chance to see the ocean and lift their spirits. No change is needed. There was nothing to fix. The only auto/pedestrian accident I saw last year was on Cape Kiwanda Dr coming into town on the narrow shoulder, not on the sand. Thanks for your time.

Amber Koons 503-539-1551
MARSHALL Janelle * OPRD

From: GAUTHIER Katie * OPRD
Sent: Friday, January 29, 2021 8:18 AM
To: PUBLICCOMMENT * OPRD
Subject: FW: Suggestions

From: HAVEL Chris * OPRD
Sent: Friday, January 29, 2021 8:16 AM
To: GAUTHIER Katie * OPRD <Katie.Gauthier@oregon.gov>
Subject: FW: Suggestions

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Chris Havel, Oregon Parks and Recreation Dept., (d) 503-986-0722, (c) 503-931-2590, chris.havel@oregon.gov

From: Gorge <jodie@gorge.net>
Sent: Thursday, January 28, 2021 7:33 PM
To: HAVEL Chris * OPRD <Chris.Havel@oregon.gov>; Jensjaypdx@gmail.com
Subject: Suggestions

Open the beach from the ramp down to the far end where the Bob starts. Make it one way only. This helps traffic flow.
AND create communication and education about proper beach driving behavior. Community education is critical. This helps with the condensed crowding issue too.
I wasn’t all the call so I don’t know all the reasons they are wrestling with.
But taking away this one place, where there just aren’t a lot of options to drive on the beach, seems extreme.

Best,

Jodie

She/Her/Hers

541-490-6110

“Great things never come from comfort zones”

Vocational Solutions LLC

Josephine De Oliveira

Spanish/English

Certified Vocational Counselor