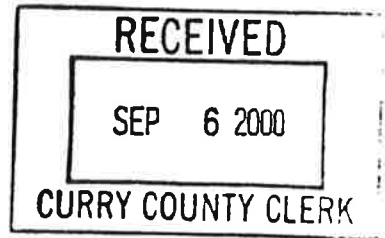


COMMISSIONERS JOURNAL

VOL# 2000 DOC# 415

IN THE BOARD OF COUNTY COMMISSIONERS  
IN AND FOR THE COUNTY OF CURRY, OREGON



5

In the Matter of An Amendment to the )  
Curry County Code Repealing and )  
Replacing Article Five Division One )  
Regarding Parks )

ORDINANCE NO. 00-06

The Board of Commissioners for the County of Curry Ordains as follows:

SECTION 1 TITLE

This Ordinance shall be known as Ordinance 00-06, an ordinance amending the Curry County Code.

SECTION 2 PURPOSE

The purpose of this Ordinance is to amend Article Five Division One of Ordinance 96-7 which is in need of revision.

SECTION 3 REPEALER

Article Five Division One of the current Code is hereby repealed in its entirety.

SECTION 4 ADOPTION

Exhibit "A", attached hereto and incorporated herein by this reference, is adopted as an amendment to the Curry County Code.

SECTION 5 SEVERANCE CLAUSE

If any section, subsection, provision, clause or paragraph of this Ordinance shall be adjudged or declared by any court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect the validity of the remaining portions of this Ordinance; and it is hereby expressly declared that every other section, subsection, provision, clause or paragraph of this Ordinance enacted, irrespective of the enactment or validity of the portion thereof declared to be unconstitutional or invalid, is valid.

J. file  
C. Justice

ADOPTED this 5<sup>th</sup> day of September, 2000.

BOARD OF CURRY COUNTY COMMISSIONERS



Cheryl Thorp, Chair

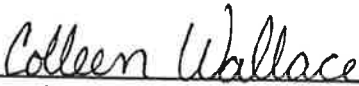


Bill Roberts, Vice Chair



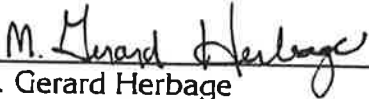
Lloyd Olds, Commissioner

Attest:



Recording Secretary

Approved as to Form:



M. Gerard Herbage  
Curry County Counsel

First Reading: 8-21-00  
Second Reading: 9-5-00  
Emergency Adoption: N/A  
Effective Date: 12-4-00

## EXHIBIT "A"

### ARTICLE FIVE - PARKS

#### DIVISION ONE

#### PARK REGULATIONS

##### SECTION 5.01.010 DEFINITIONS

As used in this division, unless the context requires otherwise:

- (1) "Board" means Board of Curry County Commissioners.
- (2) "Camp Host" means a county appointed volunteer designated to host a county recreation area.
- (3) "County Park Employee" means any County employee designated by the Community Justice Department to work in a County recreation area.
- (4) "Peace Officer" means state police, city police and county sheriff and deputies.
- (5) "Recreation Area" includes all county parks and county owned land used as recreation areas.

##### SECTION 5.01.020 GENERAL RULES AND REGULATIONS

The following rules apply to activities within recreation areas:

- (1) In order to maintain a sanitary and orderly appearance in recreation areas, county park employees and camp hosts are vested with the authority to require all persons using recreation areas to abide by the rules and regulations, as well as the authority to determine the size, type, use and arrangement of individual camping facilities.

##### HE OR SHE MAY EJECT ANYONE FROM THE PREMISES WHO WILL NOT CONFORM TO REGULATIONS.

- (2) No person shall obstruct, harass or interfere with the official duties of a county park employee or camp host in enforcement of recreation area rules.
- (3) Users shall comply with all special fire regulations:
  - (a) Fires shall be confined to campstoves or fireplaces provided for such purposes, or portable stoves in established campsites, park picnic areas and designated beaches where fires are permitted.
  - (b) Notwithstanding section (3) (a), at the discretion of a county park employee or camp host, fires normally permitted may be restricted or prohibited due to

high fire hazard conditions.

(c) No fire shall be left unattended and every fire shall be extinguished before its user leaves the recreation area.

(4) No person shall:

(a) Hunt, pursue, trap, kill, injure or molest any wildlife or disturb their habitats. Nothing herein shall prohibit fishing in accordance with applicable State laws.

(b) Discharge any firearm, pellet gun, bow and arrow, slingshot or other weapon capable of injuring any person.

(c) Possess any loaded firearm.

(5) No person shall pick, cut, mutilate or remove shrubs and trees from any recreation area.

(6) No person shall mutilate, deface, damage, or remove any table, bench, building, sign, marker, monument, fence, barrier, foundation, structure or facility of any kind.

(7) No person shall without first obtaining written permission from the Board or a county park employee:

(a) Operate a concession, either fixed or mobile.

(b) Solicit sell or offer for sale, peddle, hawk or vend, any goods, wares, merchandise, food, foods, liquids or services.

(c) Advertise any goods or services by any means whatsoever.

(d) Distribute any circulars, notices, leaflets, pamphlets, or written or printed material of any kind.

(8) No person shall place a sign, marker, or inscription of any kind within a recreation area without written permission from a county park employee or camp host.

(9) Motor vehicles shall be operated only on roads and in parking areas constructed or designated for motor vehicle use.

(10) No person shall operate any motor vehicles at a speed in excess of 5 miles per hour, unless otherwise posted.

(11) No person shall operate any motor vehicles, or use any other noise producing machine, device or instrument in such a manner that creates a disturbance to other recreation area visitors.

(12) Any animal of any kind brought into a recreation area shall be kept under control at all times. Animal owners shall comply with posted animal control signs. Any peace officer, county park employee, or camp host may require the owner to remove any animal from a recreational area when such action is necessary to prevent the animal from

interfering with the safety, comfort and general enjoyment of the recreation area.

(13) No bottles, cans, ashes, waste, paper, garbage, sewage or refuse shall be left in a recreation area except in the receptacles designated for that purpose.

(14) Waste containers are solely for the benefit of the recreation area user and shall not be used for the deposit of waste or refuse generated in the home, business or by commercial activities.

(15) No person shall set up or use a public address system without written permission of a county park employee.

(16) Campers shall maintain quiet within reason between the period of dusk and dawn.

(17) Boaters must comply with recreation area regulations posted in boat launching areas.

(18) Boats moored shall be secured in a manner that will not cause personal injury or damage to private property or park resources.

(19) Public nudity is strictly prohibited.

(20) All articles found in a recreation area shall be turned over to a county park employee or camp host or in his or her absence to the nearest peace officer, for disposition according to law.

#### SECTION 5.01.030 PENALTIES

Fines for violations of Section 5.01.020 shall be in accordance with Article Ten of this code.

IN THE BOARD OF COUNTY COMMISSIONERS  
IN AND FOR THE COUNTY OF CURRY, OREGON

In the Matter of an Amendment            )  
to the Curry County Code                    )  
Regarding Park Regulations                )  
Article One, Division Five                 )     ORDINANCE NO. 19-08

The Board of Commissioners for the County of Curry ordains as follows:

**SECTION 1: TITLE**

This Ordinance shall be known as Ordinance 19-08, an Ordinance amending the Curry County Code with respect to Park Regulations, Article One Division Five.

**SECTION 2: ADOPTION**

Exhibit "A", attached hereto and incorporated by reference, is adopted as an amendment to the Curry County Code, Ordinance No. 00-06.

**SECTION 3: SEVERANCE CLAUSE**

If any section, subsection, provision, clause or paragraph of this Ordinance shall be adjudged or declared by any court of competent jurisdiction to be unconstitutional or invalid, such judgement shall not affect the validity of the remaining portions of the Ordinance; and it is hereby expressly declared that every other section, subsection, provision clause or paragraph of this Ordinance enacted, irrespective of the enactment or validity of the portion thereof declared to be unconstitutional or invalid, is valid.


**SECTION 4: EMERGENCY CLAUSE**


The Board of Commissioners for the County of Curry deems this Ordinance necessary for the immediate preservation and protection of the public peace, health,

safety and general welfare for Curry County and declares an emergency exists, and this Ordinance shall be effective on MAY 22 2019.

DATED this 22<sup>nd</sup> day of May, 2019.

**BOARD OF CURRY COUNTY COMMISSIONERS**

  
\_\_\_\_\_  
Christopher Raasch, Chair

  
\_\_\_\_\_  
Court Boice, Vice Chair 5-22-19

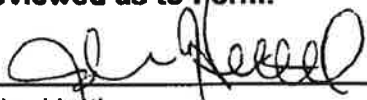
  
\_\_\_\_\_  
Sue Gold, Commissioner

First Reading: 5-22-19  
Second Reading: NONE  
Emergency Adoption: 5-22-19  
Effective Date: 5-22-19

**Attest:**

  
\_\_\_\_\_  
Recording Secretary

**Reviewed as to Form:**

  
\_\_\_\_\_  
John Hutt  
Curry County Counsel

**EXHIBIT "A"**

**ARTICLE FIVE-PARKS**

**DIVISION ONE**

**PARK REGULATIONS**

**SECTION 5.01.010 DEFINITIONS**

As used in this division, unless the context requires otherwise:

- (1) "Board" means Board of Curry County Commissioners.
- (2) "Camp Host" means a county appointed volunteer designated to host a county recreation area.
- (3) "County Park Employee" means any County employee designated to work in a County recreation area.
- (4) "Peace Officer" means state police, city police and county sheriff and deputies.
- (5) "Recreation Area" includes all county parks and county owned land used or designated as recreation areas.

**SECTION 5.01.020 GENERAL RULES AND REGULATIONS**

The following rules apply to activities within recreation areas:

- (1) In order to maintain a sanitary and orderly appearance in recreation areas, county park employees and camp hosts are vested with the authority to require all persons using recreation areas to abide by the rules and regulations, as well as the authority to determine the size, type, use and arrangement of individual camping facilities.

**A PARK EMPLOYEE OR CAMP HOST MAY TRESPASS AND EJECT ANYONE FROM THE PREMISES WHO WILL NOT CONFORM TO REGULATIONS.**

- (2) No person shall obstruct harass or interfere with the official duties of a county park employee or camp host in enforcement of recreation area rules.
- (3) No person shall enter or use any county park or any of its facilities without first paying the required fees.
- (4) No person shall engage in camping or the overnight use of the County Park and Recreation lands except in areas and in such manner as designated by the Director of Parks and Recreation. The Director of Parks and Recreation may designate rules and regulations and such rules and regulations shall be posted at park camping areas.



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(5) Camping at a Curry County Parks campground for a period longer than 14 consecutive days in any 30 day period is prohibited without written permission of the Director of Parks and Recreation. Stays allowed to exceed 14 days can be canceled anytime and for any reason, at the discretion of the Parks and Recreation Director. Under no circumstances will a stay be allowed to exceed 30 consecutive days.

(6) Campsite must be occupied at night by one adult and not left unattended without prior arrangements with Park staff. Campsites cannot be sublet, traded, or given to another camper without prior written approval by park staff.

(7) The person who checked in to the campsite is responsible for the actions of whoever is at the campsite.

(8) No overnight camping in Day Use Areas. Day Use Parking is allowed one hour before dawn and one hour after dusk.

(9) Users shall comply with all special fire regulations:

(a) Fires shall be confined to camp stoves or fireplaces provided for such purposes, or portable stoves in established campsites, park picnic areas and designated beaches where fires are permitted.

(b) Notwithstanding section (9) (a), at the discretion of a county park employee or camp host fires normally permitted may be restricted or prohibited due to high fire hazard conditions.

(c) No fire shall be left unattended and every fire shall be extinguished before its user leaves the recreation area.

(10) No person shall:

(a) Hunt, pursue, trap, kill, injure or molest any wildlife or disturb their habitats. Nothing herein shall prohibit fishing in accordance with applicable State laws.

(b) Discharge any firearm, pellet gun, bow and arrow, slingshot or other weapon capable of injuring any person.

(c) Possess any loaded firearm.

(11) No person shall pick, cut, mutilate or remove shrubs and trees from any recreation area.

(12) No person shall mutilate, deface, damage or remove any table, bench, building, sign, marker, monument, fence, barrier foundation, structure or facility of any kind.

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(13) No person shall without first obtaining written permission from the Board or the Director of Parks and Recreation:

- (a) Operate a concession, either fixed or mobile.
- (b) Solicit sell or offer for sale, peddle, hawk or vend, any goods, wares, merchandise, food, foods, liquids or services.
- (c) Advertise any goods or services by any means whatsoever.
- (d) Distribute any circulars, notices, leaflets, pamphlets, or written or printed material of any kind.

(14) No person shall install or attach a sign, marker, sticker or inscription of any kind to facilities, table, marker, or in a way that blocks current signage within a recreation area in a manner that is permanent, causes damage, or harms the recreational area in anyway.

(15) Motor vehicles shall be operated only on roads and in parking areas constructed or designated for motor vehicle use.

(16) No motor vehicle, RV, or camper will be towed or allowed into a Park if it is not in working order, and currently licensed.

(17) No person shall permit his vehicle, RV, tent or other camping equipment to obstruct any public or private roadway, facility, or walkway.

(18) No person shall operate any motor vehicles at a speed in excess of 5 miles per hour. Unless otherwise posted.

(19) Campers shall not allow their noise level or the noise level of their guest or pets to exceed a reasonable volume that is causes a disturbance in a recreational area.

- (a) Campers shall maintain quiet within reason between the period of dusk and dawn.
- (b) Amplified or external music, television, mechanical devise, or other sound producing device is not permitted after 10:00 p.m. through 8:00 a.m.
- (c) No person shall operate any motor vehicles, or use any other noise producing machine, device or instrument in such a manner that creates a disturbance to other recreation area visitors.
- (d) Excessively barking dogs or other noisy animals which disturb the comfort and repose of any person in the vicinity will not be tolerated.

(20) The Parks and Recreation Department and other authorities pursuant to Article Ten are authorized to move or have removed, at the owner's expense, any vehicle that has been parked in violation of any Park Regulation. Citations for violations of this parking regulations may be issued as appropriate.

(21) Any animal of any kind brought into a recreation area shall be kept under control at all times by means of leash or tether and are not allowed to run at large in a recreational area. Animal owners shall comply with posted animal control signs and other Curry County Dog Control Regulations. Owners are responsible for cleaning up after their pets. Any peace officer, code enforcement officer, county park employee or camp host may require the owner to remove any animal from a recreational area when such action is necessary to prevent the animal interfering with the safety, comfort and general enjoyment of the recreation area. Dogs shall not be left unattended in open area of camp sites. Dogs which constitute public nuisance (CCR Article Four) may be ordered removed from a recreational area.

(22) No bottles, cans ashes, waste paper, garbage, sewage or refuse shall be left in a recreation area except in the receptacles designated for that purpose.

(23) Waste containers are solely for the benefit of the recreation area user and shall not be used for the deposit of waste or refuse generated in the home, business or by commercial activities.

(24) No person shall set up or use a public address system-

(25) Boaters must comply with recreation area regulations posted in boat launching areas.

(26) Boats moored shall be secured in a manner that will not cause personal injury or damage to private property or park resources.

(27) Boat trailers and boats shall be parked in accordance with all posted regulations.

(28) Public nudity is strictly prohibited.

(29) All articles found in a recreation area shall be turned over to a county park employee or camp host or in his or her absence to the nearest peace officer, for disposition according to law.

#### SECTION 5.01.030 PENALTIES

Enforcement authority for provisions of this Section is authorized pursuant to Article Ten of this code.

In the Matter of Correcting ) Notice Correcting Scrivener's Error  
Scrivener's Error ) Ordinance No. 19-08

Certificate of Re-recording (Property Record) / Certificate of Re-filing (Book of Record)/ Commissioners Journal (CJ)

CJ: 2019-138

Below signed Curry County Legal Counsel, pursuant to Curry County Ordinance No. 17-05 authorizing counsel to correct scrivener's errors hereby provides notice of correction of scrivener's error, to wit:

\_\_\_\_\_ Erroneous order/resolution number

\_\_\_\_\_ Erroneous exhibit: Filed without attached Exhibit "A"

\_XXX\_ Other: Ordinance stated as Article One, Division Five, Should state in title and body of Ordinance Article FIVE, Division One

The prior order/resolution/ordinance/document: Ordinance No. 19-08 accompanies this notice.

RE-CORDED / RE-FILED AT THE REQUEST OF CURRY COUNTY LEGAL COUNSEL TO CORRECT Ordinance No. 19-08 as above stated.

Dated this 31 day of MAY 2019.



\_\_\_\_\_  
John R. Hutt  
Curry County Counsel

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
IN AND FOR THE COUNTY OF CURRY, OREGON

In the Matter of an Ordinance Creating )  
The Parks and Recreation Advisory Committee )     ORDINANCE 18-02  
For Curry County )

The Board of Commissioners for the County of Curry Ordains as follows:

Section 1: Title

This Ordinance shall be known as Ordinance 18-02, an ordinance amending the Curry County Code Article Five "Parks" and creating a new Code section Article Five Division Two, entitled: "Curry County Parks and Recreation Advisory Committee."

Section 2: Adoption

Exhibit A, attached hereto and incorporated by reference, is adopted as an amendment and new Section to the Curry County Code.

Section 3: Severance Clause

If any section, subsection, provision, clause or paragraph of this Ordinance shall be adjudged or declared by any court of competent jurisdiction to be unconstitutional or invalid such judgment shall not affect the validity of the remaining portions of this Ordinance; and it is hereby expressly declared that every other section, subsection, provision, clause or paragraph of this Ordinance enacted, irrespective of the enactment or validity of the portion thereof declared to be unconstitutional or invalid, is valid.

Section 4: Emergency Clause

~~The Board of Commissioners for the County of Curry deems this Ordinance necessary for the immediate preservation and protection of the public peace, health, safety and general welfare for Curry County and declares an emergency exists, and this Ordinance shall be in full force and effect on its passage.~~

DATED this 18 day of July, 2018

BOARD OF CURRY COUNTY COMMISSIONERS

  
Sue Gold, Chair

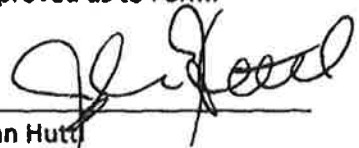
 8/8/18

Tom Huxley, Vice Chair



Court Boice, Commissioner 8-7-18

Approved as to Form:



John Hutto  
County Counsel

First Reading: MAY 30, 2018

Second Reading: JULY 18, 2018

Emergency Adoption: NO

Effective Date: OCTOBER 16, 2018

"EXHIBIT A"

ARTICLE FIVE

DIVISION TWO

PARKS AND RECREATION ADVISORY COMMITTEE

5.02.010      Creation of Parks and Recreation Advisory Committee

There is hereby established for Curry County a Parks and Recreation Advisory Committee ("Committee").

5.02.020      Powers and Duties

(1) The Curry County Parks and Recreation Advisory Committee shall act as a referral agency to the Curry County Board of Commissioners, other Curry County Boards, Commissions and Committees, and County Administration and Departments with respect to all matters pertaining to Parks properties and Recreation activities.

(2) Duties include but are not limited to the study and recommendation with respect to:

- (a) Present and future overall park needs;
- (b) Short-term and long-range planning for parks needs and uses, including identifying and prioritizing acquisition, development and decommissioning of parks lands and recreation programs;
- (c) inventorying and categorizing classes of county parks to evaluate level of service for County citizens;
- (d) advise during creation, revision and amendment of County Parks Master Plan as segment of County Comprehensive plan;
- (e) review and advise on operational and maintenance policies and parks use rules to ensure success of Curry County parks;
- (f) consider financial needs and resources of the County Parks including fees for services;
- (g) hold hearings to take public comment on any matter under consideration of the Committee;
- (h) coordinate County parks and recreation programs and resources with Federal, State and Local parks and recreation programs and resources;
- (i) enlist assistance and cooperation from non-governmental entities for accomplishment of County parks acquisition, development, maintenance, operation, programming and financing;
- (j) other powers and duties to further the purposes for which the Committee was created.

5.02.030      Meetings

The Committee will establish regular meetings, which will be conducted pursuant to Oregon's Public Meetings Laws and Rules. The Committee has power to establish regular meeting dates and times. Until the Committee establishes another date and time, Committee meetings shall be the first Wednesday of every other month at 5pm. Additional meetings may be convened as long as Oregon Public Meetings Laws and Rules are followed.

5.02.040      Membership; Terms of Office; Compensation

The Committee will consist of no fewer than three (3) but no more than seven (7) members. At least one member shall be from each geographic region of the county: the North Region is from the Coos County Border south to Sisters Rock; the Central Region is from Sisters Rock to Burnt Hill Creek; the South Region is from Burnt Hill Creek to the California Border.

It is desired that one member of the Committee be a student at a high school, community college or equivalent in the County, during at least one year of their Committee membership.

Committee membership is a four-year term. All members shall be appointed by and serve at the pleasure of the Curry County Board of Commissioners. Once at least three members have been appointed, the Committee shall convene a meeting. At that meeting, lots or straws will be drawn to determine position numbers. Position numbers shall have staggered terms so that Position One serves for one year; Position Two serves for two years; and Position Three serves for three years; Positions Four and Five serve for four years. After the initial term, all positions shall be four-year terms.

Appointments shall expire on December 31<sup>st</sup> of the appropriate year.

All members of the Committee shall serve without compensation. Meeting attendance may be by telephonic or electronic means.

5.02.050      Staffing and Administration of Committee Business

The Parks and Recreation Department shall administer the activities of the Committee. The Parks and Recreation Director shall serve as administrative officer for the Committee. Parks and Recreation staff shall prepare all Committee agenda and reports, publish notice and record all minutes of the meetings.

Parks and Recreation Director and Staff shall be responsible for updating Board of Commissioner Office with the status of Committee membership.