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DEPARTMENT OF FORESTRY
DIVISION 25
STATE FOREST PARK AND RECREATION AREAS

629-025-0000

Purpose of the Rules

These rules establish standards for Recreational Use of State Forest Lands managed by the Forester. The objectives of these rules are: to protect the resources of State Forest Lands, to promote the safety of all users of those lands, and to minimize conflicts among the various uses of those lands. These rules are adopted pursuant to ORS 530.050 which gives the Forester the authority to adopt rules necessary for the management, protection, utilization and conservation of State Forest Lands acquired pursuant to ORS 530.010 to 530.040.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 to ORS 530.040

Hist.: FB 3-1995, f. & cert. ef. 9-15-95

629-025-0005

Definitions

As used in rules 629-025-0000 through 629-025-0070 ~~0090~~:

(1) "Campground" means an area designated by the Forester for overnight Camping and has designated campsites.

(2) "Camping" means a person or persons occupying State Forest Lands overnight.

(3) "Camping Area" means an area designated by the Forester for overnight Camping, without designated campsites.

(4) "Camping Unit" means a tent, camper, camping trailer, RV, or shelter designed to be used as a personal living space while Camping.

~~(4)~~(5) "Commercial Use" means ~~recreational~~ use of State Forest Lands for business, or financial gain.

~~(5)~~(6) "Day Use Area" means an area designated by the Forester for Recreational Use during specified hours, and where overnight Camping is prohibited.

~~(6)~~(7) "Department" means Oregon Department of Forestry.

~~(7)~~(8) "Designated Recreation Area" means an area designated by the Forester, including but not limited to, Campgrounds, Camping Areas, Day Use Areas, trailheads, staging areas, and boat launch sites.

~~(8)~~(9) "Designated Trail" means any route on State Forest Land, other than a road, designated for a specific use by the Forester, which has been cleared of debris so that it is suitable for travel by motorized or non-motorized means.

(9)(10) "Forester" means the State Forester, or the Forester's authorized representative.

(11) "Large Commercial Event" has the meaning found in ORS 530. ~~XXX~~.

~~(10)~~(12) "Motorized Off-Road Zone" means an area on State Forest Land designated by the Forester where off-road use of motorized vehicles is permitted only on designated trails.

~~(11)~~(13) "Non-Motorized Zone" means an area on State Forest Land designated by the Forester where use of motorized vehicles is restricted to roads.

(14) "Nudity" means uncovered, or less than opaquely covered, post-pubertal human genitals, pubic areas, rectal areas, the post-pubertal human female breast below a point immediately above the top of the areola, or the covered human male genitals in a discernibly turgid state. For purposes of this definition, a female breast is considered uncovered if the nipple only or the nipple and areola only are covered.

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~~(12)~~(15) "Off-Road Highway Vehicle" means any vehicle capable of cross-country travel on other than roads, including but not limited to automobiles, trucks, 4-wheel drive vehicle, motorcycles, snowmobiles, and bicycles.

~~(13)~~(16) "Organized Event" means ~~any planned recreational activity, which is advertised or otherwise promoted, or sponsored by any person, and conducted at a predetermined time and place~~ a gathering that: is held for the purpose of a shared or common activity or experience, has more than 20 participating individuals or more than 10 motor vehicles of participating individuals present at any time, and continues or is scheduled to continue for more than three consecutive hours. Does not mean a Large Commercial Event.

~~(17)~~ "Organizer" has the meaning found in ORS 530. ~~XXX~~

~~(14)~~(18) "Person" means an individual, corporation, company, partnership, trust, firm, or association of persons.

~~(15)~~(19) "Recreational Use" means any public use of State Forest Land which is not for business or financial gain.

~~(16)~~ "Road" means ~~any facility on state forest land which meets the definition of "highway" contained in ORS 801.305, and which is constructed for vehicular traffic and suitable for use by conventional two-wheel drive vehicles.~~

~~(20)~~ "Service Animal" means any dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual or other mental disability. Other species of animal, whether wild or domestic, trained or untrained, are not Service Animals for the purposes of this definition. The work or tasks performed by a Service Animal must be directly related to the handler's disability. The crime deterrent effects or an animal's presence and the provision of emotional support, well-being, comfort or companionship do not constitute work or tasks for the purposes of this definition.

~~(17)~~(21) "State Forest Lands" means lands owned by the State of Oregon, and managed by the Forester.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 to ORS 530.040

Hist.: FB 23, f. 6-5-70, ef. 6-25-70; FB 36, f. 1-22-74, ef. 2-25-74; FB 3-1995, f. & cert. ef. 9-15-95, Renumbered from 629-026-0005

629-025-0011

Permits - General Regulations

(1) The Forester may require permits for the following Recreational Uses:

- (a) Organized Events;
- (b) Camping in Campgrounds or in Camping Areas on State Forest Land;
- (c) Parking at designated sites on State Forest Land;
- (d) Use of Day Use Areas; or
- (e) Commercial Use.

(2) Permit Duration; Suspension: Permits for Recreational Use on state forests lands may be issued for a day, season, or such other time period considered appropriate by the Forester for the use involved. The Forester may revoke a permit if necessary to protect public health, public safety, forest resources, or to obtain compliance with these rules.

(3) Bonds: For Commercial Use or Organized Events, the Forester may require the posting of a cash or surety bond or other guarantee in such form and in such amount as determined by the Forester to be sufficient by the Forester to defray the costs of restoration and rehabilitation of the

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lands affected by the permitted use. Bonds and guarantees will be returned to the permittee upon satisfactory compliance with all permit stipulations, including restoration and rehabilitation requirements.

(4) Insurance: For Commercial Use or Organized Events, the Forester may require a permittee to obtain and submit a property damage, personal injury, and public liability certificate of insurance, written by an insurance company authorized to sell insurance in the State of Oregon, in an amount determined by the Forester to be sufficient to protect the public and the State of Oregon. The policy shall name the Forester as a named insured and stipulate that the Forester shall be notified 30 days in advance of the termination or modification of the policy.

(5) Liability: For Commercial Use or Organized Events, the permittee shall defend, indemnify, and hold harmless the State of Oregon against any responsibility or liability for damage, injury, or loss to Persons and property which ~~may~~ occur during the permitted use period or as a result of such use.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 to ORS 530.040

Hist.: FB 3-1995, f. & cert. ef. 9-15-95

629-025-0020

Permits - Organized Events

(1) ~~No~~ A Person, corporation, or other entity ~~shall~~ may not sponsor, promote or conduct any Organized Event within the boundaries of State Forest Land without first having obtained a permit from the Forester.

(2) A permit for an Organized Event may be permitted issued when the following requirements are satisfied:

(a) Adequate sanitation, policing, medical facilities, traffic control and other necessary services are provided;

(b) Conflict with traditional forest recreation activities is minimized;

(c) All expenses, risks, and liabilities are borne by the sponsors rather than the general public or the agency;

(d) The health, well-being and property of forest users, Persons, neighboring landowners and of the general public are protected; and

(e) Damage to forest resources or improvements is negligible or ~~can~~ shall be reasonably mitigated.

(3) Permit Application Procedure: Any Person requesting a permit for an Organized Event shall ~~provide~~ complete and submit a permit application including the following information to the Forester at least 60 days prior to the date of the ~~proposed~~ event:

(a) Date of the event;

(b) A map of the proposed event area;

(c) Number of participants;

(d) Name, address, date of birth and phone number of the sponsor;

(e) Description of the planned activities;

(f) A plan for timely clean-up and restoration of the areas used; and

(g) ~~The foregoing is not an exclusive list of the elements required for a permit~~ Additional elements deemed necessary by the Forester.

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- (4) Compliance With Other Rules: All activities shall comply with applicable state and local codes, rules and ordinances. Additional state and local permits required shall be obtained prior to the beginning of the activity.
- (5) Approval or Denial of Permits: The Forester may approve, with conditions, or deny the permit application consistent with the policies set forth in these rules. The following shall be considered in evaluating the permit applications:
- (a) The ability of the applicant to finance, plan and manage the activity in accordance with sanitation, safety, medical care, fire control, security, crowd, noise, and traffic control requirements requirements, and consistent with the protection of forest resources;
 - (b) The extent to which the proposed activity, in both nature and timing, threatens interference with customary usage of the forest by members of the public or interferes with the convenience of neighboring landowners and the general public;
 - (c) The experience of the applicant in performing similar activities in the past;
 - (d) Measures undertaken to mitigate any changes in customary forest usage or damage to forest resources or improvements caused by the activity.
- (6) Cancellation: The Forester may cancel the permit effective immediately on notice to the applicant in the event of any emergency, significant law enforcement problem, or substantial threat to public welfare, safety or property arising from or affecting the activity, and may cancel the permit immediately upon any breach of other permit conditions. The applicant shall terminate the activity immediately upon receipt of notice from the Forester that the permit has been canceled. Permit fees may not be refunded in the event of a cancellation.
- (7) Miscellaneous Provisions: ~~No~~ An application or proposal for an Organized Event will only be considered by the Forester ~~unless if~~:
- (a) The sponsor or its principal representative is at least ~~21~~ 18 years of age; and
 - (b) The sponsor or sponsor-organization has satisfied all outstanding liabilities and requirements ~~running to the Forester and~~ arising out of any prior activity involving property under the jurisdiction of the Forester.
- (8) Permits Non-transferable: ~~No~~ A permit ~~shall~~ may not be transferred ~~able~~ or assigned ~~able to~~ any other sponsor, party or entity without prior written approval of the Forester.
- (9) The department may charge a fee for reviewing and processing an application for a permit. An application fee is refundable only if the application is withdrawn prior to any review of the application by the department.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 - ORS 530.040

Hist.: FB 3-1995, f. & cert. ef. 9-15-95

629-025-0021

Permits – Large Commercial Events

- (1) An Organizer may not sponsor, promote or conduct any Large Commercial Event within the boundaries of State Forest Land without first having obtained a permit from the Forester.
- (2) A permit for a large commercial event may be issued when the following requirements are satisfied:
- (a) Adequate sanitation, policing, medical facilities, traffic control and other necessary services are provided;
 - (b) Conflict with traditional forest recreation activities is minimized;

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(c) All expenses, risks, and liabilities are borne by the sponsors rather than the general public or the agency;

(d) The health, well-being and property of forest users, Persons, neighboring landowners and of the general public are protected; and

(e) Damage to forest resources or improvements is negligible or shall be reasonably mitigated.

(3) Permit Application Procedure: A Person requesting a permit for a large commercial event shall complete and submit a permit application including the following information to the Forester at least 60 days prior to the date of the event:

(a) Date of the event;

(b) A map of the proposed event area;

(c) Estimated total and peak attendance at the proposed event;

(d) Estimated total and peak demand for parking at the proposed event

(e) Name, address, date of birth and phone number of the sponsor;

(f) Description of the planned activities;

(g) A plan for timely clean-up and restoration of the areas used; and

(h) Additional elements deemed necessary by the Forester.

(4) Compliance With Other Rules: All activities shall comply with applicable state and local codes, rules and ordinances. Additional state and local permits required shall be obtained prior to the beginning of the activity.

(5) Approval or Denial of Permits: The Forester may approve, with conditions, or deny the permit application consistent with the policies set forth in these rules. The following shall be considered in evaluating the permit applications:

(a) The ability of the applicant to finance, plan and manage the activity in accordance with sanitation, safety, medical care, fire control, security, crowd, noise, and traffic control requirements, and consistent with the protection of forest resources;

(b) The extent to which the proposed activity, in both nature and timing, threatens interference with customary usage of the forest by members of the public or interferes with the convenience of neighboring landowners and the general public;

(c) The experience of the applicant in performing similar activities in the past;

(d) Measures undertaken to mitigate any changes in customary forest usage or damage to forest resources or improvements caused by the activity.

(6) Cancellation: The Forester may cancel the permit effective immediately on notice to the applicant in the event of any emergency, significant law enforcement problem, or substantial threat to public welfare, safety or property arising from or affecting the activity, and may cancel the permit immediately upon any breach of other permit conditions. The applicant shall terminate the activity immediately upon receipt of notice from the Forester that the permit has been canceled. Permit fees may not be refunded in the event of a cancellation.

(7) Miscellaneous Provisions: An application or proposal for an Organized Event will only be considered by the Forester if:

(a) The sponsor or its principal representative is at least 18 years of age; and

(b) The sponsor or sponsor-organization has satisfied all outstanding liabilities and requirements arising out of any prior activity involving property under the jurisdiction of the Forester.

(8) Permits Non-transferable: A permit may not be transferred or assigned to any other sponsor, party or entity without prior written approval of the Forester.

(9) Fees:

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(a) Application Fees: An application fee of \$150 shall be charged for the processing and review of large commercial event permits. An application fee is refundable only if the application is withdrawn prior to any review of the application by the department.

(b) Monitoring and Enforcement Fees:

(A) At the Forester's discretion, personnel for monitoring and enforcement of the permit conditions may be required and assigned to the event. Situations requiring enforcement or monitoring personnel include, but are not limited to:

(i) Events involving open fire;

(ii) Events spanning large spatial areas;

(iii) Events involving the consumption of alcohol;

(iv) Events requiring traffic controls; or

(v) Other events posing significant risk to public or resource safety.

(B) The fee for fire protection personnel shall be \$XXX for every hour or fraction thereof.

(C) The fee for law enforcement personnel shall be \$XXX for every hour or fraction thereof.

(D) The fee for compliance monitoring shall be \$XXX for every hour or fraction thereof.

Stat. Auth.: ~~ORS 530.XXX~~

Stats. Implemented: ~~ORS 530.010 - ORS 530.040~~

Hist.: FB ~~M~~-2016, f. & cert. ef. ~~M-DD~~-16

629-025-0022

Health and Safety Standards – Large Commercial Events

(1) Sewerage Facilities:

(a) Chemical toilets shall be provided at a rate of at least 1 toilet per 80 persons or fraction thereof.

(b) Chemical toilets shall be serviced daily with respect to sanitation, removal of contents, and recharging of chemical solution.

(c) All chemical toilets shall be located so as to be easily and readily serviced by servicing vehicles.

(2) Refuse Storage and Disposal:

(a) All refuse and solid waste shall be stored in fly-tight containers constructed of impervious material.

(b) Containers for refuse and solid waste storage shall be provided at a minimum ratio of one 30 gallon container for each 16 persons or fraction thereof anticipated or one cubic yard of container capacity for each 125 persons or fraction thereof anticipated.

(c) All refuse and solid waste shall be removed from storage containers at least once every 24 hours and transported and disposed of in a manner which is authorized and complies with state and local laws, ordinances and regulations.

(3) Fire Protection: In addition to the requirements found in ORS 477:

(a) Fires shall be confined to camp stoves or fire grates or other fireproof structures constructed for such purposes. Such structures may not exceed four feet in diameter or four feet in length.

(b) All flammable material shall be cleared for a distance of five feet around and 10 feet above any fire grate or other fireproof structure used to contain a campfire.

(c) A fire may not be left unattended and every fire shall be extinguished before its user leaves the site.

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(d) Discharge or cause to be discharged any firecrackers, explosives, torpedoes, rockets, fireworks, sky lanterns, or other flammable substances which could be harmful to visitors or resources without written permission of the Forester

(4) Traffic:

(a) Motor vehicles shall be parked in a manner that eliminates blockage of parked vehicles and allow vehicles free access to exits at all times.

(b) A vehicle may not block, obstruct or interfere with vehicular or pedestrian traffic on a road, parking area, trail, walkway, pathway or common area. The agency may tow a vehicle at the owner's expense if the vehicle is found to obstruct, block or interfere with vehicular or pedestrian traffic or is parked in a fire lane, roadway, campsite, entry way, driveway, closed area or other location in a manner that threatens the resource, impedes operations of a Designated Recreation Area, public safety, or any combination thereof.

(5) Security Personnel:

(a) The organizer shall maintain an accurate count of persons attending the large commercial event and shall provide adequate security arrangements to limit further admissions to the large commercial event when the anticipated number of persons have been admitted.

(b) The organizer shall secure a written statement from the chief law enforcement officer of the county in which the large commercial event is to take place that arrangements for security and the orderly flow of traffic to and from the large commercial event complies with state and local laws, ordinances, and regulations, and is satisfactory with respect to anticipated crowds and location of the large commercial event.

(6) Insurance and Bonding:

(a) Bonds: The Forester may require the posting of a cash or surety bond or other guarantee in such form and in such amount as determined by the Forester to be sufficient by the Forester to defray the costs of restoration and rehabilitation of the lands affected by the permitted use. Bonds and guarantees will be returned to the permittee upon satisfactory compliance with all permit stipulations, including restoration and rehabilitation requirements.

(b) Insurance: The Forester may require a permittee to obtain and submit a property damage, personal injury, and public liability certificate of insurance, written by an insurance company authorized to sell insurance in the State of Oregon, in an amount determined by the Forester to be sufficient to protect the public and the State of Oregon. The policy shall name the Forester as a named insured and stipulate that the Forester shall be notified 30 days in advance of the termination or modification of the policy.

(7) Siting:

(a) A buffer of no less than 500 ft shall be maintained between a large commercial event and ecologically-sensitive areas, including streams.

(b) A buffer of no less than 500 ft shall be maintained between a large commercial event and known cultural resources.

(c) A buffer of no less than 500 ft shall be maintained between a large commercial event and forest practices as defined in ORS 527.620.

(8) Use of Alcohol: Alcohol may not be sold or consumed within one hour of the scheduled end time of the event.

(9) Liability: The permittee shall defend, indemnify, and hold harmless the State of Oregon against any responsibility or liability for damage, injury, or loss to Persons and property which may occur during the permitted use period or as a result of such use.

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629-025-0030**Fees**

(1) Established fees or charges shall be paid for use of overnight Camping Areas and other selected facilities and services.

(2) Payment of Fees: Unless posted otherwise, payment of fees and charges shall be made prior to receipt of the permit or use of the facilities and services. Permit fees will be non-refundable. Overnight camping fees are for the use of facilities until 1:00 p.m. of the following day.

(3) ~~Established Fees: Specific~~ The Forester may establish a schedule of fees or charges for permits, use of recreation facilities and services, including large commercial events, in District Implementation Plans, are as follows:

(a) ~~Overnight camping in a designated campground – Vehicle site: \$10 per night;~~

(b) ~~Overnight camping in a designated campground – Walk in site: \$5 per night;~~

(c) ~~Overnight camping in a designated campground – Group site: \$25 per night;~~

(d) ~~Extra vehicle in a designated campground campsite: \$2 per night per vehicle;~~

NOTE: ~~An additional fee is charged when an additional vehicle is allowed overnight and is driven into the campground. Two motorcycles are allowed before an extra vehicle fee will be charged;~~

(e) ~~Overnight camping in a designated camping area: \$3 per night per vehicle;~~

(f) ~~(4) Firewood - where conditions permit, firewood will~~ may be sold by the Forester.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 - ORS 530.040

Hist.: FB 3-1995, f. & cert. ef. 9-15-95

629-025-0040**General Forest Recreation Rules & Public Conduct**

(1) Sanitation.

(a) ~~On all State Forest Lands, no a Person shall~~ may not in any manner, unless otherwise authorized, cause any rubbish, garbage, refuse, organic or inorganic waste, diseased or dead animals, recreational vehicle sewage, or other offensive matter or any abandoned property or material to be placed or left on State Forest Lands. A Person may not:

(A) ~~Dispose of any cans, bottles and other non-flammable trash and garbage except in designated places or receptacles;~~

(B) ~~Dispose of flammable trash or garbage except by burning in authorized fires, or disposal in designated places or receptacles;~~

(C)(B) ~~Drain sewage or petroleum products or dump refuse or waste other than wash~~ grey water or sullage except in places or receptacles provided for that purpose;

(D)(C) ~~Dispose of any household, commercial or industrial refuse or waste brought as such from private or municipal property, including but not limited to automobiles, household appliances and furnishings;~~

(E)(D) ~~Pollute or contaminate water supplies or water used for human consumption;~~

(F)(E) ~~Use a refuse container or disposal facility for any purpose other than for which it is supplied;~~

or

(F) ~~Remove items from containers designated for recyclables, garbage, sewage or waste without authorization from the Forester.~~

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- (b) ~~No~~ A Person may not shall wash any clothing, dishware, cookware, or other materials in any lake, stream, river, well pump or other body of water on State Forest Land.
- (c) ~~No~~ A Person may not shall deposit human waste within 100 feet of any campsite, trail, or body of water. Human waste shall be disposed of by burying to a depth of a least 6 six inches.
- (d) Where toilet or sewage facilities are provided, ~~No~~ A Person may not shall dispose of human waste except in those facilities.
- (2) Occupancy and Use. On State Forest Lands, ~~no~~ a Person shall may not:
- (a) Camp longer than 21 days out of any 35 day period, more than a total of 60 days during a calendar year, or the period of time permitted by the Forester;
- (b) Camp within 25 horizontal feet of the high water mark of any body of water or in other areas posted closed to Camping by the Department; or
- (c) Leave personal property unattended longer than 4 four days on State Forest Land or 48 hours in a Designated Recreation Area. Personal property left unattended longer than 4 four days on State Forest Land or more than 48 hours in a Designated Recreation Area without permission of the Forester, shall be removed by the Department and shall be disposed of in a manner consistent with procedures outlined in OAR 629-025-0080.
- (d) Leaving personal property unattended ~~will be~~ is considered Camping for the purposes of determining the length of stay at a given site.
- (e) A Person may not leave personal property or possessions overnight in a Day Use Area without permission from the Forester.
- (3) Property and Resources. On all State Forest Lands, unless otherwise authorized by the Forester, ~~No~~ A Person may not shall:
- (a) Deface, disturb, remove or destroy any public property, structures, or any scientific, cultural, archaeological or historic resource, natural object or area;
- (b) Deface, remove or destroy plants or their parts, soil, rocks, or minerals, or cave resources, unless advance authorization is obtained in writing from the Forester.
- (4) Animals.
- (a) Any dog, cat, horse or other animal brought into or kept on State Forest Lands shall be kept under physical control at all times.
- (b) ~~No~~ A horse or other animal shall may not be hitched or confined in a manner that may cause damage to any tree, shrub, improvement, or structure.
- (c) The Forester ~~has the authority to~~ may undertake any measures deemed necessary (including removal of the animal from State Forest Lands) to protect State Forest resources and to prevent interference by the animal with the safety, comfort, and well-being of others.
- (d) The owner is responsible for the disposal of the animal's waste within Designated Recreation Areas.
- (5) Construction of Trails and Shelters. On State Forest Land, ~~No~~ A Person may not shall modify, construct, or cause to be constructed any trail, shelter, building, or other facility or improvement without written permission of the Forester.
- (6) Firewood Collection.
- (a) Persons engaged in lawful Camping activity may collect ~~sufficient~~ and possess up to one quarter of a cord of firewood for their personal use while camped on State Forest Land, except where otherwise prohibited in these rules.
- (b) ~~No~~ A Person may not shall be permitted to remove from State Forest Land firewood which has been collected for use while Camping on State Forest Land without a valid firewood permit.

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(c) Firewood shall be collected only from dead and down material that is 12 inches or less in diameter at ~~it's~~ its largest point. No standing trees, living or dead, may be felled for conversion into firewood. ~~without a valid firewood permit.~~

(7) Campfires.

(a) Fires shall be confined to camp stoves or fire ~~rings~~ grates or other fireproof structures constructed for such purposes. Such structures shall may not exceed four feet in diameter or four feet in length.

(b) All flammable material shall be cleared for a distance of ~~5~~ five feet around and 10 feet above any fire ~~ring-grate~~ or other fireproof structure used to contain a campfire.

(c) ~~No~~ A fire shall may not be left unattended and every fire shall be extinguished before ~~it's~~ its user leaves the site.

(8) Traffic Rules.

(a) When operating a vehicle on State Forest Lands, ~~No~~ a Person may not shall violate the basic speed rule or exceed posted speed limits, willfully endanger Persons or property, or act in a reckless, careless, or negligent manner.

(b) ~~No~~ A Person may not shall obstruct or hinder the flow of traffic on any road.

(c) ~~No~~ A Person may not shall operate a vehicle on any State forest road in violation of Oregon traffic laws.

(d) A Person may not block, obstruct or interfere with vehicular or pedestrian traffic on a road, parking area, trail, walkway, pathway or common area. The agency may tow a vehicle at the owner's expense if the vehicle is left unattended for more than 72 hours or is parked in a fire lane, roadway, campsite, entry way, driveway, closed area or other location in a manner that threatens the resource, impedes operations of a Designated Recreation Area, public safety, forest practices as defined under ORS 527.620, or any combination thereof.

(9) Target Shooting.

(a) ~~No~~ A Person may not shall place targets on live trees or shoot live trees for any purpose.

(b) ~~No~~ A Person may not shall shoot across or along any road or trail.

(c) ~~No~~ A Person may not shall shoot carelessly, recklessly, or without regard for the safety of any Person, or in a manner that endangers, or is likely to endanger, any Person or property.

(d) Persons engaged in target shooting shall remove from State Forest Land all shell casings, targets, and other debris resulting from their use.

(e) ~~No~~ A Person may not shall shoot targets other than ~~those~~ non-exploding targets commercially manufactured for the specific purpose of target shooting, except for paper targets privately manufactured by the Person or people engaging in target shooting.

(f) A Person engaged in target shooting shall use an appropriately sized, non-flammable, natural backstop of sufficient size to capture all projectiles.

~~(g)~~ (g) ~~No~~ A Person may not shall shoot glass of any kind as a target.

~~(h)~~ (h) ~~No~~ A Person may not shall shoot appliances, furniture or other debris determined to be garbage or refuse by an enforcing officer.

~~(i)~~ (i) Target shooting and other shooting related activity ~~will be~~ is prohibited from one half hour after sunset to one half hour before sunrise.

(10) Concessions. ~~No~~ A Person may not shall:

(a) Operate a concession on State Forest Land, either fixed or mobile, solicit, sell or offer for sale, peddle, hawk, or vend any goods, wares, merchandise, food, liquids, or services without written permission of the Forester;

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

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(11) General Conduct.

(a) A Person may not use a metal detector or similar device on State Forest Land without written permission of the Forester.

(b) A Person may not obstruct, harass or interfere with any Oregon Department of Forestry employee, volunteer or any peace officer in the performance of their duties.

(c) A Person may not enter or occupy any building, facility or portion of a designated recreation area or trail that has been closed to public access;

(d) A Person may not occupy or interfere with access to a structure, office, lavatory or other facility in a manner which interferes with the intended use of such a structure or facility

(e) A Person may not engage in fighting or promoting, instigating or encouraging fighting or similar violent conduct which would threaten the physical well-being of a Person.

(f) A Person may not engage in activities or conduct which creates a public nuisance or hazard.

(g) A Person may not engage in public indecency as defined in ORS 163.465

(12) A person shall use only certified weed-free hay and straw on state forestlands.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 - 530.040

Hist.: FB 3-1995, f. & cert. ef. 9-15-95; DOF 4-2005, f. & cert. ef. 3-1-05

629-025-0050

Designated Recreation Areas.

(1) State Forest Lands designated by the Forester as "Designated Recreation Areas" may include, but are not limited to, Campgrounds, Camping Areas, Day Use Areas, trailheads, staging areas, and boat launch sites. Maps showing the Designated Recreation Areas shall be kept on file at the State Forester's office and the applicable District office, and shall be available for public inspection during normal business hours.

(2) General Forest Recreation Rules as outlined in OAR 629-025-0040 shall be applicable to Designated Recreation Areas. In addition to those rules, the following rules shall apply:

(3) Occupancy and Use:

(a) At areas where Camping is permitted ~~No~~ A Person may not shall camp longer than 14 days out of any 28 day period at a Designated Recreation Area.

(b) Leaving personal property unattended ~~will be~~ is considered Camping for the purposes of determining the length of stay at a given site.

(4) Firewood: ~~No~~ A Person may not shall collect firewood within the boundaries of any Designated Recreation Area.

(5) Firearms, Weapons, Explosives: Within a Designated Recreation Area ~~No~~ A Person may not shall:

(a) Hunt, pursue, trap, kill, injure, molest, or disturb the habitat of any bird or animal;

(b) Discharge any firearm, pellet gun, bow and arrow, slingshot or other weapon capable of injuring any Person, bird, or animal; or

(c) ~~Possess any loaded firearms; or~~

~~(d)~~ (c) Discharge or cause to be discharged any firecrackers, explosives, torpedoes, rockets, fireworks, sky lanterns, or other substances which could be harmful to visitors or resources without written permission of the Forester.

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(6) Property and Resources: ~~No~~ A Person may not shall mutilate, deface, damage, or remove any table, bench, building, sign, marker, monument, fence, barrier, fountain, faucet, traffic recorder, or other structure or facility of any kind in a Designated Recreation Area.

(7) Parking: Automobiles, trailers, or other vehicles shall be parked only in designated parking areas.

~~(8) Animals: The owner is responsible for the disposal of the animal's waste within designated recreation areas.~~

~~(9) (8) Offensive Behavior: No~~ A Person may not shall use abusive, threatening, boisterous, vile, obscene, or indecent language or gestures, or engage in demonstrations, disturbances, or riotous behavior in any Designated Recreation Area.

(9) A Person may not engage in Nudity in a Designated Recreation Area.

(10) Excessive Noise: ~~No~~ A Person may not shall operate or use any noise-producing machine, vehicle device, or instrument in such a manner that is disturbing to other visitors.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 - ORS 530.040

Hist.: FB 3-1995, f. & cert. ef. 9-15-95

629-025-0060

Campground & Day Use Areas

(1) Maps showing the Campground and Day Use Areas designated by the Forester shall be kept on file at the State Forester's office and the applicable District office, and available for public inspection during normal business hours.

(2) The General Forest Recreation Rules as outlined in OAR 629-025-0040 and the Designated Recreation Area rules as outlined in OAR 629-025-0050 shall be applicable to Campground and Day Use Areas. In addition to those rules, the following rules shall apply to Campgrounds and Day Use Areas:

(a) Sanitation: In Campground and Day Use Areas ~~No~~ A Person may not shall, unless otherwise authorized:

(A) Clean fish, game, other food, clothing or household articles at any outdoor hydrant, pump, faucet or fountain, or restroom water faucet;

(B) Deposit human waste except in toilet or sewage facilities provided for that purpose.

(C) Leave bottles, cans, ashes, waste, paper, garbage, sewage, or other rubbish or refuse, except in receptacles designated for that purpose.

(b) Animals:

(A) ~~No~~ A Person may not shall bring an animal into a Campground or Day Use Area unless the animal is on a leash not longer than 6 feet and secured to a fixed object or under control of a Person, or is otherwise physically restricted at all times. A Person may not bring an animal ~~No animals, other than seeing-eye dogs~~ Service Animals, shall be allowed into any building.

(B) ~~No~~ A Person may not shall ride, drive, lead, or keep a saddle horse or other stock animal in any campground, such as llamas, alpacas and mules except on such roads, trails, or other areas designated for that purpose. ~~No horse or other animal shall be hitched or confined in a manner that may cause damage to any tree, shrub, improvement or structure.~~

(C) The Forester has the authority to undertake any measures deemed necessary (including removal of the animal from the Campground or Day Use Area) to protect Campground or Day Use

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Area resources and to prevent interference by the animal with the safety, comfort, and well-being of Campground or Day Use Area visitors.

(D) A horse or other animal may not be hitched or confined in a manner that may cause damage to any tree, shrub, improvement or structure.

(E) A Person may not keep a saddle horse or other stock animal such as llamas, alpacas and mules in a Campground not designated for that purpose.

(F) The owner is responsible for the disposal of the animal's waste within Designated Recreation Areas.

(c) Campfires:.

(A) Fires in Campgrounds or Day Use Areas shall be confined to:

(i) ~~Designated receptacles~~ Fire grates that are designed and provided for such use.

(ii) Portable stoves in established campsites.

~~(B) No~~ A fire shall ~~may not~~ be left unattended and every fire shall be extinguished before its user leaves the Campground or Day Use Area.

~~(d) Signs and Markers: No~~ A Person may not ~~shall~~ erect signs, markers, or inscriptions of any type except on boards or structures provided for that purpose.

(e) Camping: The Forester may:

(A) Designate and post Campgrounds or certain portions of Campgrounds for use by specified types of Camping equipment, such as tents, trailers, pickup campers, or other recreational vehicles or for use by specified types of recreation use.

(B) Limit the occupancy of a campsite to eight people and two vehicles unless otherwise designated by the Forester.

(C) Require that a campsite must be physically occupied by the registered camper the first night after any belongings are left in the site or fees are paid. A camper must occupy the campsite each night during the entire length of stay unless other arrangements have been made with the Forester. If a Person has failed to pay camping rental rates for two consecutive days or has exceeded the length of stay time limit the agency may have all possessions removed consistent with OAR 629-025-0080.

(D) Require that a Person be 18 years of age or older to reserve and register for campsites in Designated Recreation Areas.

(E) Require that the registered camper be present in the campsite each night of the stay or they shall provide the Forester a means of contacting them if they will not be in the site overnight.

(F) Require that the registered camper shall be responsible for the activities of all users of the site.

(G) Require that all a campers maintain ~~reason-able~~ reasonable quiet between the hours of 10 p.m. to 7 a.m.

~~(G)~~ (H) Prohibit the use of any noise-producing machine, vehicle device, or instrument between the hours of 10 p.m. to 7 a.m.

~~(D) Limit the occupancy of each individual campsite to one family unit, if, in the opinion of the Forester, occupancy by more than one family unit will impair the health and safety of any campground users or damage the campground.~~

(f) Traffic Rules: Posted speed limits in Campgrounds and Day Use Areas shall be observed at all times.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 - ORS 530.040

Hist.: FB 3-1995, f. & cert. ef. 9-15-95

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629-025-0070**Use of Roads and Trails**

(1) ~~No~~ A Person may not shall:

- (a) Operate a motor vehicle off-road, except on a trail designated for that purpose;
- (b) Operate a motor vehicle off-road without an approved spark arrestor, as specified in OAR 629-043-0015;
- (c) Operate a motor vehicle off-road without an adequate noise muffler as defined in ORS 821.220.
- (d) Operate a motor vehicle off-road without a valid ATV or snowmobile registration.
- (e) Operate a motor vehicle, except snowmobiles, on road cut banks or fill slopes, or in ditches along roads.
- (f) Operate an ~~Off-road Highway motor~~ Vehicle in a manner that damages trails, boardwalks, bridges, water bars, cement blocking, drainage pipes or any other improvement designed to maintain the integrity of the trail.
- (g) Operate ~~any~~ a motor vehicle off-road from one half hour after sunset to one half hour before sunrise unless equipped with working head and tail lights.
- (h) Operate on ~~any~~ a road in a Non-Motorized zone, a motor vehicle that is not licensed for use on public roads or highways where such use is signed as prohibited.
- (i) Operate an ~~Off-road Highway motor~~ Vehicle or snowmobile in violation of ORS 821.010 through 821.320.
- (j) Hike, bicycle, use a horse, llama, or other stock animal, or other self-propelled device on a trail not designated for that purpose or in a manner that damages trails, boardwalks, bridges, water bars, cement blocking, drainage pipes or any other improvement designed to maintain the integrity of the trail.

(2) Road and Trail Closures. The Forester may, at any time, close all or portions of roads or Designated Trails, or establish one-way traffic flow on ~~any~~ a road or trail.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 - 530.040

Hist.: FB 3-1995, f. & cert. ef. 9-15-95; DOF 4-2005, f. & cert. ef. 3-1-05

629-025-0080**Removing Unattended Personal Property**

(1) Unattended personal property includes items ~~which~~ that have been left on state-owned forestlands longer than 4 four days or in Designated Recreation Areas for more than 48 hours and are reasonably recognizable as belonging to an individual Person-s and ~~which~~ that have apparent utility. Items ~~which~~ that have no apparent utility or are in an unsanitary condition are considered garbage junk and will may be discarded.

(2) Weapons, drug paraphernalia, and items ~~which~~ that reasonably appear to be either stolen or evidence of a crime will shall be turned over to the appropriate law enforcement agency.

(3) Personal property will shall be separated during cleanups from garbage trash/debris/junk (~~which garbage shall will~~ be immediately discarded) and items to be turned over to law enforcement officials ~~and stored~~. The personal property retained by the Department shall be stored for no less than 30 days. During that period it will shall be reasonably available to Persons claiming ownership of the personal property.

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(4) The Forester ~~will~~ shall arrange in advance for a location to store personal property. The storage facility ~~should~~ shall be reasonably secure and located at or near one of the Department's District offices. ~~however,~~ The address of the facility will not be publicized; ~~Instead,~~ however, a telephone number to arrange an appointment to pick up claimed personal property ~~will~~ shall be provided. The telephone number ~~should~~ shall reach an office which is staffed during normal business hours (8 a.m. to 5 p.m. weekdays). Appointments to claim personal property shall only be made during normal business hours. ~~A person claiming property must be able to schedule an appointment at a convenient time (also during business hours).~~

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 - 530.040

Hist.: DOF 4-2005, f. & cert. ef. 3-1-05

629-025-0090

Enforcement, Evictions, and Exclusions

(1) A Person shall observe and abide by all instructions, warnings, restrictions and prohibitions on posted signs and notices, or from an agency employee.

(2) The Forester may take actions to protect the safety or health of the public or State Forest resources, by:

(a) Seeking compliance from the public with any Division 25 rule;

(b) Ordering a Person who violates a State Forest Recreation rule to leave a Designated Recreation Area;

(c) Excluding a Person in violation of a State Forest Recreation rule from the Designated Recreation Area or multiple Designated Recreation Areas for a specified period of time.

(3) A peace officer may seek compliance with a State Forest Recreation rule from a Person.

(4) A peace officer may exclude, or recommend that the Forester exclude, a Person who violates a State Forest Recreation rule, federal, state, county or city law or court order, from a Designated Recreation Area or multiple Designated Recreation Areas for a specified period of time.

(5) The following situations are criminal trespass in the second degree, a Class C misdemeanor, per ORS 164.245:

(a) A person ordered to leave state forest property that remains present as a visitor;

(b) A person excluded from state forest property that enters or remains present as a visitor;

(c) A person enters a closed or restricted portion of state forest property; and

(d) A person engages in an activity that has been specifically prohibited or restricted on state forest property or a portion of state forest property.

Stat. Auth.: ORS 530.050

Stats. Implemented: ORS 530.010 - 530.040

Hist.:

629-025-0099

Violations and Fines

(1) Except for violations arising from activities under contract with the State Board of Forestry or the State Forestry Department, and subject to ORS 153.022, violation of any rule or order adopted pursuant to ORS 530.050 is a Class A violation.

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(2) Multiple violations of any rule or order adopted pursuant to ORS 530.050 shall be considered a single violation. However, each day a violation continues shall be considered a separate violation.

(3) Violations and punishments set forth in this section are in addition to and not in lieu of the provisions of ORS 164.305 to 164.335.

Stat. Auth.: ORS ~~530.050~~

Stats. Implemented: ORS ~~530.990~~

Hist.: