



TEMPORARY ADMINISTRATIVE ORDER
INCLUDING STATEMENT OF NEED & JUSTIFICATION

OSMB 5-2021

CHAPTER 250

OREGON STATE MARINE BOARD

FILED

04/30/2021 1:53 PM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Temporarily restricts boating on a portion of Estacada Lake below the PGE Faraday Powerhouse

EFFECTIVE DATE: 05/03/2021 THROUGH 06/18/2021

AGENCY APPROVED DATE: 04/30/2021

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Filed By:

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Rules Coordinator

NEED FOR THE RULE(S):

This rule is needed to keep boaters away from logging activities on the lake's edge in this area.

JUSTIFICATION OF TEMPORARY FILING:

Logging activities are beginning soon, and failure to adopt this temporary rule may result in serious prejudice to the boating public by creating a potential safety risk. Restricting boating in this area will allow PGE contractors to safely work in the waterway without the potential to harm boaters.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

Email conversations dated 4/12/21 through 4/30/21 with PGE staff and the Clackamas County Sheriff's Office.

Rulemaking documents are available for public inspection at the State Marine Board, Director's Office, between 8:30 am - 4:00 pm on regular work days, Monday-Friday.

AMEND: 250-020-0033

RULE TITLE: Boat Operations in Clackamas County

RULE SUMMARY: Temporarily restricts boating on the upstream portion of Estacada Lake.

RULE TEXT:

(1) Clackamas River: No person shall operate a motorboat in excess of a "slow—no wake" speed from the Highway 99 Bridge downstream to the Willamette River, May 1st through October 15th.

(2) Molalla River: No person shall operate a motorboat with a jet pump drive upstream of the Highway 99 Bridge.

(3) Tualatin River: No person shall operate a motorboat for the purpose of towing a person on water skis, knee board, wake board, tube or similar device.

(4) North Fork Reservoir:

(a) No person shall operate a motorboat with a jet pump drive above a point 2.3 miles upstream of the North Fork Dam;

(b) No person shall operate a motorboat in excess of a “slow—no wake” speed on that portion of the reservoir north of Highway 224 known as North Arm or within 200 feet of the entrance to North Arm, as marked.

(5) Roslyn Lake: No person shall operate a boat with a motor.

(6) Estacada Lake: No person shall operate a boat on the portion of the lake from the PGE Faraday powerhouse to a point approximately 0.5 miles downstream, as marked.

STATUTORY/OTHER AUTHORITY: ORS 830

STATUTES/OTHER IMPLEMENTED: ORS 830.110, ORS 830.175