

Secretary of State
Certificate and Order for Filing
TEMPORARY ADMINISTRATIVE RULES
A Statement of Need and Justification accompanies this form.

I certify that the attached copies* are true, full and correct copies of the TEMPORARY Rule(s) adopted on [March 24, 2009] by the
Date prior to or same as filing date

Oregon Department of Fish and Wildlife (ODFW) Wildlife Division 635
Agency and Division Administrative Rules Chapter Number

Teri Kucera 3406 Cherry Ave, NE Salem, OR 97303 (503) 947-6033
Rules Coordinator Address Telephone

To become effective [March 30, 2009] through [August 10, 2009].
Date upon filing or later A maximum of 180 days including the effective date.

RULE CAPTION

Amendments to Rules Regarding Public Use for Sauvie Island Wildlife Area

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

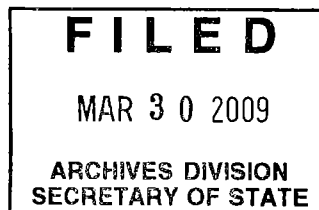
List each rule number separately, 000-000-0000.

Secure approval of new rule numbers (Adopted rules) with the Administrative Rules Unit prior to filing

ADOPT:

AMEND: 635-008-0147

SUSPEND:



Stat. Auth.: ORS 496.012, 496.138, 496.146

Other Auth.:

Stats. Implemented: 496.012, 496.138, 496.146

RULE SUMMARY

This rule will extend the closure of portions of Sauvie Island Wildlife Area.

Authorized Signer

Manny Farinas

Printed name

3/30/09

Date

*With this original and Statement of Need, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules. ARC 940-2005

DFW 30-2009(1)

STATEMENT OF NEED AND JUSTIFICATION

A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Department of Fish and Wildlife (ODFW) – Wildlife Division

635

Agency and Division

Administrative Rules Chapter Number

In the Matter of: Amendment of)	Statutory Authority,
OAR Chapter 635, Division 008 in)	Statutes Implemented,
regards to the Sauvie Island Closure)	Statement of Need,
Date)	Principal Documents Relied Upon,
)	Statement of Fiscal Impact

Amendments to Rules Regarding Public Use for Sauvie Island Wildlife Area

Rule Caption: (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

Statutory Authority: ORS 496.012, 496.138, 496.146

Other Authority:

Stats. Implemented: ORS 496.012, 496.138, 496.146

Need for the Temporary Rule(s):

This action is necessary due to wintering Canada geese migrating through the month of April. Extending the closure of portions of Sauvie Island Wildlife Area during this time will preserve habitat necessary at this time of year, provide security for the geese and attract geese on public lands helping to avoid depredation issues on private lands.

Documents Relied Upon, and where they are available:

Yukon-Kuskokwim Delta Goose Management Agreement

Pacific Flyway Council Management Plan for Cackling Canada Geese

Pacific Flyway Council Management Plan for Dusky Canada Geese

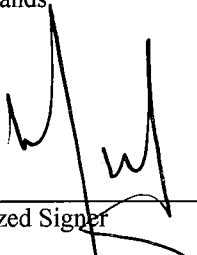
Pacific Flyway Council Management Plan for N.W. Oregon/S.W. Washington Goose Depredation

Staff analysis, written and oral presentations presented by experts and public.

These documents may be obtained during normal business hours from the Department of Fish and Wildlife, 3406 Cherry Ave NE, Salem, OR 97303

Justification of Temporary Rule(s):

Following the permanent rulemaking process, rather than taking this temporary rulemaking action, would result in serious prejudice to the public interest; in particular to the landowners in the vicinity of Sauvie Island Wildlife Area. By taking this action a portion of this wildlife area will remain closed to public access during a critical time for the wintering Canada Geese, it will provide migrating geese secure habitat on public lands during their migration resulting in a reduction of costly damages caused on private lands.



Manny Farinas

3/30/09

Authorized Signer

Printed name

Date

DIVISION 008

DEPARTMENT OF FISH AND WILDLIFE LANDS

635-008-0147

Rules Regarding Public Use for Sauvie Island Wildlife Area

The Sauvie Island Wildlife Area is open to wildlife-oriented public use compatible with the goals and objectives contained in the Sauvie Island Wildlife Area Long Range Plan unless otherwise excluded or restricted by the following rules:

- (1) Hunting is prohibited except by permit.
- (2) Discharging firearms is prohibited except for shotguns on designated Dog Training Areas, Trapshooting Areas, or as authorized during game bird and game mammal season, or by permit.
- (3) Public use is prohibited from 10 p.m. to 4 a.m. daily, except by permit.
- (4) Camping is prohibited except on areas designated for that use, or by permit.
- (5) All dogs must be on leash, except when in the designated dog training area, or by permit.
- (6) Open fires are prohibited, except by permit.
- (7) Any vehicle found parked or unattended on the wildlife area between the hours of 10 p.m. and 4 a.m., or obstructing public access, may be towed at the expense of the registered owner or owners.
- (8) No person shall possess or use lead shot at any time on the area.
- (9) Horses and bicycles are restricted to roads open to vehicles, or by permit.
- (10) Portions of Sauvie Island Wildlife Area are closed to all entry except by hunting permit during authorized waterfowl hunting seasons.

(11) Portions of Sauvie Island Wildlife Area will be closed from the end of waterfowl hunting season through April 30 each year.

Stat. Auth.: ORS 496.012, 496.138, 496.146, 496.162 & 496.992

Stats. Implemented: ORS 496.012, 496.138, 496.146, 496.162 & 496.992