

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In re: An Amendment to Ordinance 85-4)
PRESCOTT BEACH to Include)
LAUREL BEACH)
)
)

ORDINANCE NO. 85-4-Amended
PRESCOTT BEACH AND
LAUREL BEACH

ORDINANCE NO. 85-4 IS HEREBY AMENDED AS FOLLOWS:

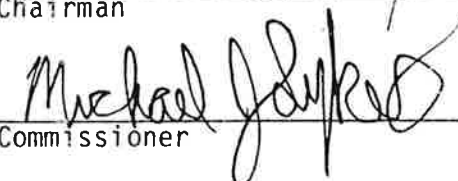
At each point in the Ordinance that refers to Prescott Beach it is hereby amended to read "Prescott Beach and Laurel Beach."

This Amended Ordinance is necessary for the immediate preservation of public health, peace and safety, and an emergency is therefore declared to exist and this Amended Ordinance shall take effect on May 15, 1985.

ADOPTED this 15th day of May, 1985, being the date of its first reading before the Board of County Commissioners of Columbia County, Oregon.

COUNTY BOARD OF COMMISSIONERS
COLUMBIA COUNTY, OREGON


Chairman


Commissioner


Commissioner

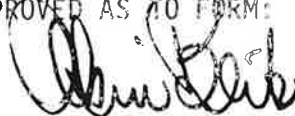
VOTE:

Aye: X Nay: _____

Aye: X Nay: _____

Aye: X Nay: _____

APPROVED AS TO FORM:


C. Akin Blitz, Legal Counsel
for Columbia County, Oregon

NOTICE NOTICE NOTICE

You are hereby notified that the area in which you are camping, known as Prescott Beach, is owned by Columbia County, or by Portland General Electric Company. The publicly owned portion of the beach is not a public park in which over-night camping is permitted.

Camping on County land is not permitted. Only day use of the County land is authorized by the Columbia County Board of Commissioners.

Columbia County and Portland General Electric Co. ask that you voluntarily leave the Prescott Beach area, that you voluntarily restore it to its original condition, and that you take with you all vehicles and possessions. In the event you fail to do so promptly, legal action will be taken against you. You may be charged with Criminal Trespass in violation of ORS 164.245, the court may enter an Order commanding you to leave, you may be prosecuted under County Ordinance 85-4, and the Sheriff may order vehicles and trailers towed or impounded.

We expect and appreciate your cooperation. In the future, only day use will be permitted.

This notice is given as a courtesy in advance of enforcement pursuant to the attached Ordinance.

Board of Commissioners of
Columbia County

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In re: An Ordinance Relating to) ORDINANCE NO. 85-4
the Use of County Lands) PRESCOTT BEACH
at Prescott Beach)

The use of County lands at Prescott Beach having come before the Board of County Commissioners for Columbia County, Oregon on the 20th day of March, 1985;

The Sheriff of Columbia County and members of the public having informed the Board of Commissioners that publicly owned County lands at Prescott Beach, which are not a public park, are being utilized as a long-term camping site and possible residence by certain members of the public; and

Finding that Prescott Beach does not contain sanitation, garbage or other facilities appropriate for overnight use;

THE BOARD OF COUNTY COMMISSIONERS FOR COLUMBIA COUNTY, OREGON ORDAINS AS FOLLOWS:

Section I. Prohibited Use of Prescott Beach.

County lands at Prescott Beach shall be opened to the public only during daylight hours. Except for unusual or unforeseen circumstances and emergencies, it shall be unlawful to remain at Prescott Beach during the period between nightfall and 5:00 a.m.

Section II. Enforcement.

The Columbia County Sheriff and his deputies are hereby authorized to enforce this Ordinance. The Sheriff is specifically authorized to direct any person in violation of this

Ordinance to leave the Prescott Beach area, and to take any other action authorized by law. The Columbia County Sheriff and his deputies are authorized to remove and tow away, or have removed and towed away by commercial towing service, any car, motor vehicle or motor home parked at Prescott Beach, in the event the registered owner, occupant or user thereof fails to remove it when directed to do so by the Sheriff or his deputy. In the event it is necessary to remove a motor vehicle, the provisions of Columbia County Ordinance 76-4, Section 2-B, shall apply.

Section III. Penalty

Any person found to have violated this Ordinance may be sentenced to pay a fine in an amount fixed by the court, not exceeding \$500, and may be sentenced to serve a term of imprisonment for a period not to exceed thirty (30) days.

Section IV. Severability

If any provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section V. Declaration of Emergency

This Ordinance is necessary for the immediate preservation of public health, peace and safety, and an emergency is therefore declared to exist and this Ordinance shall take effect on April 15, 1985.

ADOPTED this 20th day of March, 1985, being the date of its first reading before the Board of County Commissioners of Columbia County, Oregon.

VOTE:

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

Aye: X Nay:

By Robert L. King
Robert L. King, Chairman

Aye: X Nay:

By Michael J. Sykes
Michael J. Sykes, Commissioner

Aye: X Nay:

By Jack R. Peterson
Jack Peterson, Commissioner

APPROVED AS TO FORM:

C. Akin Blitz

C. Akin Blitz, Legal Counsel
for Columbia County, Oregon



Portland General Electric Company

March 8, 1985

Prescott Beach

To Whom It May Concern:

This letter is to inform you that you are camping on private land and you are to remove your vehicles and all of your equipment promptly. Any items remaining on our land will result in legal action.

It also should be noted that all access to other property on this beach is through our parcel. This access, in the future, will be limited to automobiles and day use only. Barricades will be installed to prevent access in or out by recreation vehicles, such as camping trailers.

This notice does not restrict day fishing use, but prohibits overnight use and long-term stay.

Your cooperation is expected.

Very truly yours,

A handwritten signature in cursive script that reads "John L. Fishback".

John L. Fishback
Portland General Electric Company
Property Department
121 SW Salmon St, SB BR
Portland OR 97204
226-8602

JLF/5bc
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