

## Oregon Parks and Recreation Commission

June 12, 2024

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Agenda Item: 9b

**Action**

Public Comment Allowed: **Yes**

Topic: Request to Open Rulemaking 736-015-0020, -0030, -0040, and -0043 Adding and Updating Rate Ranges

Presented by: Katie Gauthier, Government Relations and Policy Manager

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**Background:** ORS 390.124(2)(a) authorizes the State Parks and Recreation Commission to adopt by rule a range of changes for the use of areas established and maintained by the department. From that range, the Director may set and adjust fees, with changes allowed no more than four times per calendar year. This statute is a result of legislation approved in 2017 ([HB 2318](#)).

The first rate ranges were adopted into rule in 2018 and implemented by the department in 2019. Since that time, the director has utilized the flexible fee authority to adjust fees based on visitation patterns, increased costs, and seasonal fluctuations.

For select site types, the current fee charged is nearing the top of the rate range. The initial rate ranges were set with the goal of meeting agency needs for approximately three biennia, which would conclude in June 2025. To ensure continued flexibility and preserve the opportunity to adapt to changing conditions, staff request permission to open rulemaking to adjust rate ranges.

The table of proposed ranges (Attachment B) indicates specific proposed range increases. In general, staff recommend the start, or bottom of the range, will begin with our current fee and the top of the range would increase by 30%. It is important to remember this does not mean rates are increasing for customers by that amount, however, it will provide the agency the flexibility to increase fees over time as conditions change.

The table notes cases where the top of the range is proposed higher than 30% due to market conditions for the site type or where new rate ranges and increases in the bottom of the range are proposed. New site type designations are indicated in bold on the table. Additionally, the table notes site types relating to recreational vehicles that have a 25% surcharge for non-residents, as required by ORS 390.124(2)(a).

Day use parking permit fees are currently assessed at 25 parks. The fee is \$5 per day, \$30 for an annual pass, or \$50 for a 24-month pass. Staff do not recommend an increase to the fee, however, do propose a change in rules to determine which parks assess a fee.

The purpose of the day use parking permit fee as described in OAR 736-015-0030(1) is to manage increased use of park areas by allowing the director to require a motor vehicle day use parking permit fee at selected park areas. Staff recommend removing the specific park names from rule and establishing in rule criteria by which the department will determine which parks assess a parking permit fee. Utilizing criteria including visitation, management considerations, amenities, location, and historic use will allow the department to better utilize the day use parking permit fee as a tool in managing increased park use, as directed by the purpose of the fee.

If approved to open rulemaking, staff propose opening public comment through the summer, with public hearings virtually and in person. After an analysis and consideration of public comment, staff would bring back to the Commission for adoption in the Fall or Winter.

**Prior Action by Commission:** Rate ranges were first approved by the Commission in September 2018 following passage of HB 2318 (2017).

**Action Requested:** Open rulemaking for OAR 736-015-0020, 736-015-0030, 736-015-0040 and 736-015-0043 to update and add rate ranges as authorized under ORS 390.124(2)(a) and establish criteria for assessment of day use parking fees.

**Attachments:**

Attachment A- Marked Copy

Attachment B- Proposed Rate Range Table

**Prepared by:** Katie Gauthier

9b: Attachment [A](#) Marked Copy- Rate Ranges

### [736-015-0020](#)

#### **Overnight Rentals**

The director is authorized by the commission to include transient lodging taxes in the nightly rental rate and to increase the rental rate to the nearest whole dollar. The department shall retain the additional revenue. Campsite Rental rates (per night per site before tax):

(1) Full Hookup Campsite: Provides campsite with individual water supply, electrical and sewage hookups, table, stove, and access to a restroom. Fee Range: ~~\$26-40~~[33-52](#). Pursuant to ORS 390.124(2)(a) non-residents will be charged a 25-percent surcharge for this site type.

(2) Electrical Hookup Campsite: Provides campsite with individual water supply and electrical hookups, table, stove, and access to a restroom. Fee Range: ~~\$24-38~~[31-49](#). Pursuant to ORS 390.124(2)(a) non-residents will be charged a 25-percent surcharge for this site type.

(3) Tent Campsite: Provides campsite with water supply nearby but does not have electricity or sewage hookup. Provides table, stove, and access to a restroom. Fee Range: ~~\$17-22~~[21-29](#).

(4) Primitive Campsite: Provides campsite with table and stove; water and sanitary facilities may be some distance away. All primitive campsites Fee Range: ~~\$10-15~~[10-25](#).

(5) Yurt: Rustic units provide a temporary tent structure, covered deck, heat, lights and beds along with outdoor picnic facilities. Deluxe units add kitchen facilities, bathrooms and showers.

(a) Rustic: Fee Range: ~~\$42-62~~[52-72](#).

(b) Deluxe: Fee Range: ~~\$81-99~~[86-129](#).

(6) Cabin: Rustic units provide a hard-walled wooden structure, covered deck, heat, lights and beds along with outdoor picnic facilities. [Mini units have limited occupancy and include microwave and refrigerator](#) Totem units are primitive log units. Deluxe 1 units add kitchen facilities, bathrooms and showers.

(a) Totem: Fee Range: \$26-~~46~~[60](#).

(b) Rustic: Fee Range: ~~\$42-62~~[52-81](#).

[\(c\) Mini: Fee Range: \\$52- 100](#)

[\(ed\)](#) Deluxe 1: Fee Range: ~~\$81-99~~[91-129](#).

(7) Tepee: Tepee replica units vary in diameter from 18' to 26' and provide heat, lights and beds along with outdoor picnic facilities. All tepees: Fee Range: \$42-~~62~~[81](#)

(8) Hiker/Boater/Bicyclist Campsite: Provides cleared area for campers without motor vehicles; water and sanitary facilities may be some distance away. All hiker/boater/bicyclist campsites: Fee Range: \$7-~~12~~16 per camper per night.

(9) Extra Vehicle in Campground: An additional rental rate of \$~~7~~10-15 per vehicle is charged when an extra vehicle is driven into the campground and remains overnight.

(10) Extra Motorcycle in Campground: If the initial campsite rental is to a person riding a motorcycle, and the first extra vehicle is a motorcycle, the second motorcycle will not be charged. Additional motorcycles in the site will be charged \$~~7~~10-15 as an extra vehicle. The \$~~7~~ extra vehicle charge will allow up to two motorcycles per extra vehicle charge.

(11) Pre-Registration (where available): The department may allow a person with a reservation for individual tent, electrical or full hook-up campsites to expedite the check-in process by registering on-line prior to or upon arrival at the park area.

(12) Pursuant to ORS 105.672 to 105.696, overnight rental charges under this rule are for use of the assigned area or park facility of the state park land for camping and not for any other recreational purpose or area of state park land. The immunities provided under ORS 105.682 apply to use of state park land for any other recreational purpose.

**Statutory/Other Authority:** ORS 390.124

**Statutes/Other Implemented:** 390.121, 390.124, ORS 390.111 & ORS 105.672 to 105.696

### [736-015-0030](#)

#### **Day Use Parking Permit**

(1) Purpose: Based on the department's goal to manage increased use of park areas, the director may require a motor vehicle day use parking permit at selected park areas. This charge is a parking fee and not a charge for recreational purposes under ORS 105.672 to ORS 105.696. The immunities provided under ORS 105.682 apply to use of state park land for recreational purpose.

(2) General Regulations:

(a) Parking permits are to be clearly displayed through the windshield of motor vehicles with the expiration date visible;

(b) Persons with motorcycles or other motor vehicles, such as convertibles, where the permits could be subject to theft, may keep the permit with them and must show it to an enforcement officer or park employee upon request.

(3) Day Use Parking Permit Fees:

(a) Daily Motor Vehicle — \$5;

(b) 12-month Permit — \$30;

(c) 24-month Permit — \$50;

(4) The department may enter into a written agreement with privately owned commercial vendors and non-profit cooperative associations affiliated with the department under ORS 390.143 to sell 12-month and 24-month permits:

(a) The director shall establish a maximum allowable fee of \$1 for vendors who sell the 12-month and 24-month permits;

(b) Non-profit cooperative associations affiliated with the department may by agreement retain fees in excess of the minimum vendor fee for use in funding interpretive programs in park areas;

(c) The vendor's fee will be included in the price of the permit;

(d) Only a park employee may issue replacement permits in the event an original permit is lost, stolen, or mutilated.

(5) Daily Access Exceptions: The director may grant exceptions to the day-use parking permit requirement under the following circumstances:

(a) Emergency vehicles;

(b) Government vehicles on official business;

(c) Business and delivery vehicles on official business;

(d) A person who is currently a registered camper at a park area and clearly displays the overnight rental receipt;

(e) Park concessionaires and their employees;

(f) A person entering the park to engage in specially permitted non-recreation activities;

(g) Park volunteers on duty in the park;

(h) A person with a permit issued by another entity with which the department has a written agreement to honor their passes;

(i) Other persons as designated by the director.

(6) Park Areas Subject to Day-Use Parking Permit Fees: ~~Park areas at which a day use parking permit fee shall be charged include: Fort Stevens State Park, Cape Lookout State Park, Ecola State Park, Nehalem Bay State Park, Honeyman Memorial State Park (West side), L.L. "Stub" Stewart Memorial State Park, Heceta Head Lighthouse, Shore Acres State Park, Milo Melver~~

~~State Park, Viento State Park, Benson State Recreation Area, Dabney State Recreation Area, Historic Columbia River Highway State Trail, Mayer State Park, Rooster Rock State Park, Champoeg State Heritage Area, Detroit Lake State Recreation Area, Fall Creek State Recreation Area (Winberry), Silver Falls State Park, Jasper State Recreation Site, Mongold Day-use Area, Willamette Mission State Park, Tou Velle State Recreation Site, The Cove Palisades State Park, Tumalo State Park, Smith Rock State Park, Farewell Bend State Recreation Area.~~ The director will determine parks assessing a day-use parking permit fee based on the following considerations:

- a. Visitation- the impact of visitation on the park and capacity of facilities within the park.
- b. Management considerations- use trends and visitor behavior
- c. Location- the impact of establishing a day use parking permit fee on access to outdoor recreation in the surrounding area.
- d. Amenities- the types of facilities and amenities available at the park.
- e. Historic context- traditional use of the park and past fee structure.
- f. Information about parks charging a fee will be posted on the department website, available 24 hours a day, 7 days a week.
- g. Proposed changes in parks assessing a fee will be evaluated and approved by the director on an annual basis. Changes will be posted on the department website for a minimum of 30 days prior to the effective date.

**Statutory/Other Authority:** ORS 390.124

**Statutes/Other Implemented:** ORS 390.111, 390.121 & HB 3673 (2010)

### 736-015-0040

#### **Miscellaneous Rentals and Products**

- (1) Firewood: Where conditions permit, firewood will be sold.
- (2) Boat Moorage Facilities — ~~\$10-15-40~~ per day per boat: Where boat moorage facilities are provided they may only be reserved with other campsite reservations.
- (3) Marina Slip Rental—Variable: Slips available at marinas in parks without camping facilities. Rental rates and lengths of time will be detailed on the department website which is available 7 days a week, 24 hours a day.
- (34) Showers — ~~\$2-5-10~~ per person: Charged where showers are available to non-campers in a campground.

(45) Horse Camping Area:

(a) Non-hookup site: Fee Range: \$~~17-22~~21-29 per night per camper unit;

(b) Hookup site: Fee Range: \$~~26-40~~33-52 per night per camper unit, pursuant to ORS 390.124(2)(a) non-residents will be charged a 25-percent surcharge for this site type;

(c) Group site (accommodates 3-5 units): Fee Range: \$~~51-66~~57-86 per night;

(d) Double site: Fee Range: \$~~43-69~~49-90 per night per two camper units;

(e) A camper unit consists of a motor home, trailer, tent or camper.

(56) Group Tent Camps: Small group tent areas available in some parks which are designed to accommodate approximately 25 people. Water and toilet facilities are provided nearby, but shower facilities may be some distance away.

(a) Base rate (0-25 people): Fee Range: \$~~70-90~~90-117 per night;

(b) Charges for persons in excess of the 25 person base rate will be \$3 per person per night.

(67) Group RV Camp: Special camp area designed to accommodate RV's requiring hookups in a group setting. The camp has electrical hookups available, water, table, stove, and access to a restroom.

(a) Base rate (up to 10 units): Fee Range: \$~~100-120~~120-200 per night, pursuant to ORS 390.124(2)(a) a site reserved by a non-resident will be assessed a 25-percent surcharge;

(b) Charges for units in excess of the 10-unit base rate: \$10 per unit per night.

(78) Pets Staying Overnight in Facilities (Yurts, Cabins, Tepees): Not more than two pets (cat or dog only) staying overnight in facilities: \$10 per night.

~~(8) Youth Camp (Silver Falls): Large capacity group camp facility with cabins, commercial kitchen facilities, dining hall, showers, meeting halls and swimming facilities. Minimum fee of \$800 per night for up to 80 persons and \$10 per person per night thereafter up to a maximum occupancy of 250 persons.~~

(9) Lodge/Community Hall: Large meeting facility with kitchen and restroom facilities which may be reserved overnight: Fee Range \$200-~~250~~325 per night.

(10) Meeting Hall: Small meeting facility, generally associated with a campground, which may have limited kitchen facilities and restrooms: Fee Range \$~~75-125~~125-163 per day.

(11) Champoeg Pavilion: Includes Indoor Memorial building and outdoor large covered pavilion area. A large, covered for group day-use facility for group use: Minimum fee range of \$~~100-~~

~~150~~250-400 per event for up to 50 people, and \$1 per person thereafter up to the maximum occupancy of the facility.

(12) Shore Acres Garden Packages: -Facilities must be reserved as part of a package All facility prices, no matter which ~~facility or combination~~package of facilities are booked, start with a minimum of 50 persons per event. Additional people beyond the minimum of 50 are \$1 per person up to a maximum of 100 people per event. Reservable Shore Acres facilities include garden sites which are lawn areas outside of the formal garden or a section of the formal garden; the Garden House and Pavilion which are buildings within the formal garden and the Observation Building lawn area.

(a) Package 1: includes garden site, Garden House, and Pavilion area. Fee Range \$450-700.~~Event Site: A lawn area outside the formal garden or a section of the formal garden (NOTE: sites in the garden must be booked in conjunction with another facility): Fee Range \$100-150 per event.~~

(b) Package 2: includes Garden House and Pavilion area. Fee Range \$350-600. ~~Pavilion (inside the formal garden and must be booked with an event site or the garden house): Fee Range \$100-150 per event.~~

(c) Package 3: includes garden site and Pavilion area. Fee Range \$250-500. ~~Garden House (inside the formal garden and must be booked with the Pavilion): Fee Range: \$200-250 per event.~~

(d) Package 4: includes Observation Building lawn area (no building included with rental). Fee Range \$150-400.

**Statutory/Other Authority:** ORS 390.124

**Statutes/Other Implemented:** ORS 390.111, 390.121 & 390.124

### 736-015-0043

#### **Effective Dates**

Amendments to OAR 736-015-0020, 736-015-0030, -and 736-015-0040 adopted at the September 20, 2017x OPRD Commission meeting become effective upon October 1, 2017x.

**Statutory/Other Authority:** ORS 390.124

**Statutes/Other Implemented:** ORS 390.111, 390.121 & 390.124



### OPRD Site, Facility and Amenity Rates and Ranges

Type	Rule	Current Rate	Current Rate Range	Proposed Range		Notes	Description:
<b>Campsites</b>							
Full-Hook Up Campsite	736-015-0020(1)	\$33	\$26-40*	\$33	\$52		Provides campsite with individual water supply, electrical and sewage hookups, table, stove, and access to a restroom.
Electrical Hookup Campsite	736-015-0020(2)	\$31	\$24-38*	\$31	\$49		Provides campsite with individual water supply and electrical hookups, table, stove, and access to a restroom.
Tent Campsite	736-015-0020(3)	\$21	\$17-22	\$21	\$29		Provides campsite with water supply nearby
Primitive Campsite	736-015-0020(4)	\$10	\$10-15	\$10	\$25	Top end of range higher because initial range was small.	Provides campsite with table and stove; water and sanitary facilities may be some distance away.
Yurt-rustic	736-015-0020(5)(a)	\$52	\$42-62	\$52	\$72	Reducing range to differentiate fee from rustic cabin over time.	Rustic units provide a temporary tent structure, covered deck, heat, lights and beds along with outdoor picnic facilities.
Yurt-deluxe	736-015-0020(5)(b)	\$86	\$81-99	\$86	\$129		Deluxe units add kitchen facilities, bathrooms and showers.
Cabin-Totem	736-015-0020(6)(a)	\$26	\$26-46	\$26	\$60		Totem units are primitive log units.
Cabin-Rustic	736-015-0020(6)(b)	\$52	\$42-62	\$52	\$81		Rustic units provide a hard-walled wooden structure, covered deck, heat, lights and beds along with outdoor picnic facilities
<b>Cabin-Mini</b>	<b>736-015-0020(6)(c)</b>	\$42	\$42-62	\$52	\$100	Top of range higher due to additional amenities.	Small cabin or house, similiar to a rustic cabin but smaller and includes a microwave and mini refrigerator.
Cabin-Deluxe	736-015-0020(6)(ed)	\$91	\$81-99	\$91	\$129		Deluxe 1 units add kitchen facilities, bathrooms and showers.
Tepee	736-015-0020(7)	\$42	\$42-62	\$42	\$81		Tepee replica units vary in diameter from 18' to 26' and provide heat, lights and beds along with outdoor picnic facilities.

Type	Rule	Current Rate	Current Rate Range	Proposed Range		Notes	Description:
Hiker/Boater/Bicyclist Campsite:	736-015-0020(8)	\$7	\$7-12 per camper	\$7	\$16		Provides cleared area for campers without motor vehicles; water and sanitary facilities may be some distance away.
site	736-015-0040(45)(a)	\$21	\$17-22	\$21	\$29		per camper unit;
Horse-hookup site	736-015-0040(45)(b)	\$33	\$26-40*	\$33	\$52		
Horse- group hook up site	736-015-0040(45)(c)	\$57	\$51-66	\$57	\$86		accommodates 3-5 units
Horse- double hook up site	736-015-0040(45)(d)	\$49	\$43-69	\$49	\$90		per two camper units; A camper unit consists of a motor home, trailer, tent or camper
Group-tent	736-015-0040(56)(a)	\$90	\$70-90	\$90	\$117		persons in excess of the 25 person base rate will be \$3 per person per night. Small group
Group-RV	736-015-0040(67)(a)	\$120	\$100-120*	\$120	\$200	Top of range higher due to additional amenities.	units in excess of the 10-unit base rate: \$10 per unit per night. Special camp area designed to accommodate RV's requiring hookups in a group setting. The camp has electrical hookups available, water, table, stove, and access to a restroom.
<i>* non-residents charged 25% more for these site types</i>							
<b>Group Facilities</b>							
group picnic rental rates	736-015-0026(2)	\$50		\$50	\$200	Adding a fee range to this type of facility.	\$1 per person over 50. <b>This is a day use area that may contain a covered area, but does not include dedicated water or electricity for the covered area.</b>
group picnic shelter rate	NEW			\$75	\$250	Adding facility type to differentiate between shelters with utilities.	\$1 per person over 50. <b>This is a day use covered picnic shelter with water and electricity.</b>

Type	Rule	Current Rate	Current Rate Range	Proposed Range		Notes	Description:
Youth Camp	736-015-0040(8)	\$800		\$800	\$1,040	No longer renting through reservation system. Current facilities utilized by land lease agreements.	<del>(Silver Falls) up to 80 persons and \$10 per person per night thereafter up to a maximum occupancy of 250 persons. Large capacity group camp facility with cabins, commercial kitchen facilities, dining hall, showers, meeting halls and swimming facilities.</del>
Lodge/Community Hall	736-015-0040(9)		\$200-250	\$200	\$325		Large meeting facility with kitchen and restroom facilities which may be reserved overnight
Meeting Hall	736-015-0040(10)	\$125	\$75-125	\$125	\$163		Small meeting facility, generally associated with a campground, which may have limited kitchen facilities and restrooms
Champoeg Pavillion	736-015-0040(11)		\$100-150	\$250	\$400	Champoeg is the only pavilion. Currently rents outdoor pavilion and indoor building update to rate and description.	up to 50 people, and \$1 per person thereafter up to the maximum occupancy of the facility. <b>Includes an indoor memorial building and outdoor (covered) pavilion area.</b>
Shore Acres-Garden Event Site	736-015-0040(12)(a)		\$100-150			Shore Acres only rents facilities in packages, to clarify, rules will now reflect options as packages.	<del>A lawn area outside the formal garden or a section of the formal garden (NOTE: sites in the garden must be booked in conjunction-</del>
Shore Acres-Garden Pavillion	736-015-0040(12)(b)		\$100-150				<del>(inside the formal garden and must be booked with an event site or the garden house</del>
Garden-Garden-House	736-015-0040(12)(c)		\$200-250				<del>(inside the formal garden and must be booked with the Pavilion</del>
Shore Acres-Package 1	736-015-0040(12)(a)	\$400		\$450	\$700	<b>Descriptions of garden sites, garden house and pavillion are included in 736-015-0040(12)</b>	<b>Includes garden site, garden house and pavillion area.</b>
Shore Acres-Package 2	736-015-0040(12)(b)	\$300		\$350	\$600		<b>Includes garden house and pavillion area.</b>
Shore Acres-Package 3	736-015-0040(12)(c)	\$200		\$250	\$500		<b>Includes garden site and pavillion area.</b>
Shore Acres-Package 4	736-015-0040(12)(d)	\$100		\$150	\$400		<b>Includes Observation Building Lawn Area (no building included with rental)</b>

Type	Rule	Current Rate	Current Rate Range	Proposed Range	Notes	Description:
<b>Day Use Parking</b>						
Daily Motor Vehicle	736-015-0030(3)(a)	\$5			No change in fee. Removing list of parks from rule and adding criteria outlined in draft rules.	
12-month Permit	736-015-0030(3)(b)	\$30				
24-month Permit	736-015-0030(3)(c)	\$50				
<b>Amenities</b>						
Extra Vehicle in Campground	736-015-0020(9)	\$7		\$10	\$15	Adding a rate range and increasing base fee. charged when an extra vehicle is driven into the campground and remains overnight.
Extra Motorcycle in Campground	736-015-0020(10)	\$7		\$10	\$15	Adding a rate range and increasing base fee. If the initial campsite rental is to a person riding a motorcycle, and the first extra vehicle is a motorcycle, the second motorcycle will not be charged. Extra vehicle charge will allow up to two motorcycles per extra vehicle charge.
Boat Moorage Facilities	736-015-0040(2)	\$10 per day per boat		\$15	\$40	Adding a rate range and increasing base fee. Where boat moorage facilities are provided they may only be reserved with other campsite reservations.
<b>Marina Slip Rental</b>	<b>736-015-0040 (3)</b>	Variable				Monthly rental rates at Lowell. Currently only renting monthly, but would like to rent by day or week. Price varies by length of slip. <b>Slips available at marinas in parks without camping facilities. Rental rates and requirements will be detailed on the department's website which is available seven days a week, 24 hours a day.</b>
Showers	736-015-0040(3)(4)	\$2 per person		\$5	\$10	Adding a rate range and increasing base fee. Charged where showers are available to non-campers in a campground.
Pets	736-015-0040(7)(8)	\$10				No change Staying Overnight in Facilities (Yurts, Cabins, Tepees): Not more than two pets (cat or dog only) staying overnight in facilities