

OFFICE OF THE SECRETARY OF STATE  
BEV CLARNO  
SECRETARY OF STATE  
  
A. RICHARD VIAL  
DEPUTY SECRETARY OF STATE



ARCHIVES DIVISION  
STEPHANIE CLARK  
INTERIM DIRECTOR  
  
800 SUMMER STREET NE  
SALEM, OR 97310  
503-373-0701

**TEMPORARY ADMINISTRATIVE ORDER**  
INCLUDING STATEMENT OF NEED & JUSTIFICATION

**OSMB 7-2019**

CHAPTER 250  
OREGON STATE MARINE BOARD

**FILED**  
07/22/2019 11:24 AM  
ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: Restricts boating on the Clackamas River in the vicinity of the PGE Faraday Powerhouse.

EFFECTIVE DATE: 07/22/2019 THROUGH 12/31/2019

AGENCY APPROVED DATE: 07/22/2019

CONTACT: June LeTarte  
503-378-2617  
june.letarte@oregon.gov

Oregon State Marine Board  
435 Commercial St NE  
Salem, OR 97301

Filed By:  
June LeTarte  
Rules Coordinator

NEED FOR THE RULE(S):

This rule is needed to keep boaters away from heavy construction activities in the area as PGE builds a new powerhouse on the Clackamas River.

JUSTIFICATION OF TEMPORARY FILING:

Construction activities are beginning this summer, and there is insufficient time to temporarily close this area through the permanent rulemaking process. Failure to adopt this temporary rule will result in serious prejudice to the boating public by creating a potential safety risk to the boating public. 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 6/28 through 7/12 with PGE staff and the Clackamas County Sheriff's Office.

AMEND: 250-020-0033

RULE SUMMARY: Restricts boating on the Clackamas River in the vicinity of the PGE Faraday Powerhouse due to in-water construction activities.

CHANGES TO RULE:

250-020-0033

Boat Operations in Clackamas County ¶

(1) Clackamas River:¶

(a) 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.¶

(b) No person shall operate a boat from the Cazadero dam to a point 100 feet downstream of the PGE Faraday Powerhouse, a distance of approximately 1.8 river miles.¶

(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.

Statutory/Other Authority: ORS 830

Statutes/Other Implemented: ORS 830.110, ORS 830.175