



June 10, 2021

Board of County Commissioners  
Clackamas County

Members of the Board:

Reading of County Parks Fine and Code Changes

<b>Purpose/Outcome</b>	<i>Reading of ordinance on June 10<sup>th</sup> and 24<sup>th</sup> to affirm of fine and adopt of County Code changes.</i>
<b>Dollar Amount and Fiscal Impact</b>	<i>No fiscal impact.</i>
<b>Funding Source</b>	<i>N/A</i>
<b>Duration</b>	<i>N/A</i>
<b>Previous Board Action/Review</b>	<i>Discussed at Issues on 2/9/21: Changes approved at 3/23/2021 Policy Session</i>
<b>Strategic Plan Alignment</b>	<p>1. <i>How does this item align with your department's Strategic Business Plan goals?</i></p> <p>Reading this ordinance to adopt this fine and implementing these Code Changes aligns with the BCS strategic result of maintaining clean, safe, healthy parks by providing a mechanism to fine park customers who engage in prohibited behavior, ultimately discouraging the behavior, and providing clarity in park rules and processes.</p> <p>2. <i>How does this item align with the County's Performance Clackamas goals?</i></p> <p>Reading this ordinance to adopt this fine and implementing these Code Changes aligns with the Performance Clackamas strategic priority of Honoring our Natural Resources by providing ways to encourage clean, safe and healthy parks and natural resources, and with Building Public Trust through Good Government by clarifying issues in County Code for efficient and accountable management of Parks.</p>
<b>Counsel Review</b>	<i>4/19/2021 AM</i>
<b>Procurement Review</b>	<i>This are policy changes and fine clarification, nothing is being procured, therefore not subject to procurement review.</i>

<b>Contact Person</b>	<i>Tom Riggs, Parks and Forestry Manager, 503-781-3137,</i> <a href="mailto:triggs@clackamas.us">triggs@clackamas.us</a>
<b>Contract No.</b>	N/A

**BACKGROUND:**

At the 2/9/21 Issues session, BCS – County Parks requested the Board assign a \$115 fine for violations of 6.06.050.L.4, believing it had been overlooked in the updating and adoption of fines in 2020 as there was an omission on the fine spreadsheet. The Board had questions regarding how the rule would be applied and enforced, especially in regard to parks that didn't provide restroom facilities, and asked staff to come back to a Policy session to discuss the issue.

In preparing for the Policy session, staff discovered that the 6/6/19 Ordinance enacting 050.L.4 already listed a \$150 fine amount, but also found that the current posted County Code Appendix B: Fines lists a \$115 fine, which is consistent with staff recommendation. Finding the existing fine published changes our request from an approval of a fine amount to an affirmation of the existing \$115 fine amount.

BCS – County Parks staff brought information and recommendations to a Policy Session on 3/23/21, including clarification about the fine amount issue, and language about other proposed County Code changes related to Parks. The Board approved all requested changes. County Counsel prepared an ordinance to enact those changes.

**RECOMMENDATION:**

Staff recommends the first reading of the Ordinance at the June 10<sup>th</sup>, 2021 BCC Business Meeting for final adoption of approved changes.

**ATTACHMENTS:**

Ch. 6.06 park rules exclusion enabling ordinance 4.19.21.docx

Respectfully Submitted,



Sarah Eckman  
Interim Director  
Business & Community Services

**ORDINANCE NO. \_\_\_\_-2021**

**An Ordinance Amending  
Clackamas County Code Chapter 6.06, Park Rules**

WHEREAS, Clackamas County would like to amend the park rules to make several housekeeping corrections and to clarify the park's exclusion policy; and

WHEREAS, the Board would like to clarify that the \$150 fine for public urination and defecation referred to in Ord. 03-2019 has *not* been adopted;

Now, therefore, the Board of Commissioners of Clackamas County ordains as follows:

**Section 1:** Chapter 6.06, Park Rules, of the Clackamas County Code is hereby amended as shown on Exhibit "A", attached hereto and incorporated herein by this reference.

**Section 2:** The fine for public urination and defecation shall remain \$115 as currently indicated in Appendix B, rather than the \$150 fine referenced in Ord. 03-2019.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Recording Secretary