

CHAPTER 10.03¹

RULES AND REGULATIONS

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¹ Formerly Chapter 10.01 "Metro Parks Rules and Regulations." Revised by Ord. 18-1419.

10.03.010 Property Destruction and Other Property Prohibitions

Within the boundaries of any Property, it is unlawful to:

- (a) Willfully mark, deface, disfigure, damage, tamper with, displace or remove any property, improvements, fixtures, or equipment, including buildings, restrooms, bridges, tables, benches, grills, fireplaces, railings, fences, gates, paving or paving material, water lines or other public utilities or parts or appurtenances thereof, signs, notices or placards (whether temporary or permanent), monuments, stakes, posts or other boundary markers, other structures or equipment, property or appurtenances whatsoever, either real or personal.
- (b) Dig or remove any soil, rock, gravel, stones, or artifacts, or make any excavation by tool, equipment, blasting or other means or agency, including on land or in streams.
- (c) Climb, scale, walk, stand swing, or sit upon monuments, rock walls, planters, fountains, railings, fences or any other feature within a Property that is not designated or customarily used for such purposes.
- (d) Fail to stay on designated trails, paths or roads.
- (e) Construct, install, add to, remove, maintain, or alter any trail, path, truck, fence, gate, course, route, bridge, overpass, culvert or crossing, or construct structures on a Property, such as tree forts or camps.
- (f) Use any metal or mineral locating or detecting devices of any kind. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.020 Tree and Plant Prohibitions

Within the boundaries of any Property, it is unlawful to:

- (a) Damage, cut, carve, trim, prune, transplant, remove or destroy any tree, shrub, plant, or seeds, or any part of any tree, shrub or plant, regardless of whether the tree, shrub or plant is dead or alive, including without limitation, damage such vegetation through use of a vehicle, whether the damage is intentional or not, or remove wood for firewood. Use of chain saws is prohibited.
- (b) Climb, scale or swing upon any trees or shrubs not designated for such purposes.
- (c) Plant any tree or shrub or other plant on a Property. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.030 Animals, Birds and Fish Prohibitions

- (a) Within the boundaries of any Property, except as stated in Sections (e), (f), and (g) below, it is unlawful to hunt, harass, harm, poison, frighten, kill, trap, chase, shoot, project, or throw projectiles at, any bird, fish or other living creature, or remove or have in possession any wild animal, bird, fish, amphibian, invertebrate, or reptile or the eggs or nest of any reptile or bird, or obtain access to or cross any Property with the intent to hunt or trap on adjacent lands. Possession of relevant equipment will be deemed sufficient evidence of such intent.

- (b) It is unlawful, within the boundaries of any Property, to feed or offer food items to any wildlife or fish.
- (c) It is unlawful, within the boundaries of any Property, to release any plant, fish, wildlife, aquarium contents, or other living organism.
- (d) It is unlawful, within the bounds of any Property, to place waterfowl decoys or use recorded birdsong, playback, calls, or other audio or mechanical method of attracting birds or other wildlife.
- (e) Acts of employees of federal and state agencies, including the United States Fish and Wildlife Service, United States Geologic Society, and Oregon Department of Fish and Wildlife, while performing their official duties will not be deemed a violation of this Section.
- (f) Fishing is permitted only where designated by a Property-Specific Rule, and in accordance with applicable rules and regulations promulgated by the Oregon Department of Fish and Wildlife (subject to prohibitions on dangerous weapons set forth in Section 10.03.170, below).
- (g) The Director may establish Property-Specific Rules that allow hunting on a limited basis in conformance with federal and state law if the Director finds that it is necessary and beneficial to conservation efforts to control animal populations. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.040 Pollution of Waters and Soils Prohibited

It is unlawful for any person to bury, release, discharge or otherwise place or cause to be placed in the soils or waters of any fountain, pond, lake, river, stream, bay or other body of water in or adjacent to any Property, any matter or thing, liquid, gas, or solid, which will or may result in the pollution of those waters or soils, including, without limitation, urination or defecation on any Property except in designated restrooms. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.050 Refuse and Trash Prohibitions

It is unlawful for any person to deposit, dump, place or leave any rubbish, bottles, cans, garbage or refuse of any type regardless of its source in a Property, except refuse, garbage or litter occasioned through lawful use of the Property which must be deposited in appropriate receptacles provided for that purpose. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.060 Traffic Prohibitions

Within the boundaries of any Property, it is unlawful to:

- (a) Fail to comply with all applicable provisions of the state motor vehicles traffic laws in regard to equipment and operation of vehicles together with such regulations as are contained in Title X, any Rule, and other ordinances.

- (b) Fail to obey Employees and agents, which persons hereby are authorized and instructed to direct traffic whenever and wherever needed on any Property and on the highways, streets or roads immediately adjacent to any Property.
- (c) Fail to observe and obey all traffic signs indicating speed, direction, caution, stopping or parking, and all other signs posted for proper traffic control and to safeguard life and property.
- (d) Drive any motor vehicle, including all-terrain vehicles (ATVs), on any area except roads, parking areas, or such other areas as may be specifically designated by the Director. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.070 Parking Prohibitions

Within the boundaries of any Property, it is unlawful to:

- (a) Park a motor vehicle in a location other than an established or designated parking area or in violation of the posted signage or identified restrictions, or against instruction of an Employee or agent who may be present at an established or designated parking area.
- (b) Double park any motor vehicle on a road or parkway, or otherwise park any vehicle such that a vehicle prevents the egress of other vehicles, or park in front of or block a fire lane or Property entry or exit gate, unless directed by an employee or agent of Metro.
- (c) Leave any vehicle parked in any Property after normal operation hours without first obtaining permission from an Employee or agent of Metro.
- (d) Leave any vehicle parked or stopped on a boat ramp except while loading or unloading a boat. Vehicles so parked are subject to citation and tow. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.080 Bicycle Restrictions

Within the boundaries of any Property, it is unlawful to:

- (a) Ride a bicycle on other than a vehicular road, trail or path specifically designated and signed for that purpose. A bicyclist is permitted to wheel or push a bicycle by hand in a Park over any mowed area or natural surface or on any paved area reserved for pedestrian use.
- (b) Ride a bicycle other than on the right-hand side of the road paving as close as conditions permit. Bicycles must be in single file when two (2) or more are operating as a group. Bicyclists must at all times operate their bicycles with reasonable regard to the safety of others, signal all turns, and pass to the right of any vehicle they are meeting or overtaking. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.090 Horseback Riding Restrictions

It is unlawful for any person, within the boundaries of any Property, to ride a horse (including ponies, mules or donkeys) except on trails or areas designated for such purpose. Horses may be loaded and unloaded at designated areas only, must be thoroughly well trained and properly restrained, must be ridden with due care, and may not be allowed to graze or go unattended. Horse droppings must be removed by the rider immediately and disposed of in an area designated for horse trailer parking. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.100 Domestic Animals Restricted

No person may bring a dog or other domestic animal onto a Property, including within a motor vehicle and on or off leash, follows:

- (a) The animal is a "Service Animal" or "Animal Trainee" (each as defined by the Americans with Disabilities Act), or the animal is an "Assistance Animal" or "Assistance Animal Trainee" (as defined by ORS Chapter 659A.103 et seq.).
- (b) Dogs are permitted on-leash on Regional Trails traversing Metro Property, and on-leash at the Chinook Landing Marine Park, the Farmington Paddle Launch, the M. James Gleason Memorial Boat Ramp, and the Sauvie Island Boat Ramp.
- (c) Horses are permitted, subject to Section 10.03.090, above. [Ord. 96-659A, Sec. 1.; Ord. 15-1366; Ord. 18-1419.]

10.03.110 Bathing and Swimming Restrictions

Within the boundaries of any Property, it is unlawful to:

- (a) Swim, bathe or wade in any waters or waterways except in such waters and at such times and places as are designated, and otherwise in compliance with Title X and all Rules.
- (b) Construct, install or use rope swings adjacent to waterways in any Property. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.120 Boats and Moorages

It is unlawful for any person to:

- (a) Disobey any applicable signage posted in boat launching, moorage and beach areas.
- (b) Moor a boat or other floating vessel longer than 30 minutes on boarding docks, or 12 hours on transient docks.
- (c) Improperly secure a boat or other floating vessel in such a manner as to cause personal injury or damage to park property or resources.
- (d) Swim, fish, sunbathe, kiteboard, paddleboard, sailboard, wakeboard or water ski in the immediate vicinity of a boat launch or from boat moorage docks. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.130 Blue Lake Boating Restrictions

It is unlawful to bring into or launch any watercraft of any type from Blue Lake Park, except as provided in subsections (a) through (c), below. All boating activities must be in accordance with applicable rules of the State of Oregon.

- (a) Watercraft belonging to residents whose property adjoins Blue Lake. Such watercraft must be identified by the current decal and number of the Interlachen Homeowners Association, or its successor organization.
- (b) Watercraft for rent at Blue Lake Park.
- (c) Privately-owned watercraft between October 1st and April 30th of each year provided that they do not exceed 14 feet in length or 17 feet for canoes, and 3.0 horsepower in motor capability. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.140 Fireworks and Explosives Prohibited

Within the boundaries of any Property, it is unlawful to bring, or have in possession, or ignite or otherwise cause to explode or discharge or burn, any firecrackers, torpedoes, rockets or other fireworks or explosives or inflammable material, or discharge them or throw them into any Property from any adjacent land or highway. This prohibition includes any substance, compound, or mixture having properties of such a character that alone or in combination with other substances, compounds or mixtures, propels projectiles, explodes or decomposes to produce flames, combustion, noise, or noxious or dangerous odors. Nothing in this section shall be construed to prohibit firearms or the proper use of charcoal lighter fluid in proper containers in picnic grills where permissible. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.150 Fires Restricted

Within the boundaries of any Property, it is unlawful to:

- (a) Build or attempt to build a fire except in such areas and under such Rules as may be adopted by the Director. All fires must be completely extinguished after use.
- (b) Drop, throw or otherwise scatter lighted matches, cigarettes or cigars, tobacco paper or other inflammable material within any Property or on any highway, road or street abutting and contiguous to any Property. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.160 Firearms Restrictions

Federal, State, County and local ordinances restricting or prohibiting the possession of firearms apply on Metro Property. [Ord. 18-1419.]

10.03.170 Dangerous Weapon Prohibitions

It is unlawful for any person to possess in any Property any object specifically designed for and presently capable of causing, or carried with the intent to threaten or cause, bodily

harm to another. Things prohibited under this Section do not include firearms (which are governed by Metro Code Section 10.03.160, above), but include and are not limited to: pellet guns, paintball guns, bow and arrow, spring-loaded weapons, stun guns or tasers, knives having a blade that projects or swings into position by force of a spring or by centrifugal force, any knife with a blade longer than 3-½ inches, any dirk, dagger, icepick, sling shot, metal knuckles, martial arts weapons, studded hand-coverings, swords, straight razors, tear gas containers, hatchets, axes, or the items described in Section 10.03.180(a), below. [Ord. 18-1419.]

10.03.180 Prohibited Games

Within the boundaries of any Property, it is unlawful to:

- (a) Take a part in or abet the playing of any games involving thrown or otherwise propelled objects such as stones, arrows, sharp objects, darts, paintball, or javelins, except as may be permitted in designated areas.
- (b) Participate in or use emerging technologies that can harm vegetation or improvements, or involve off-trail activities, such as geocaching, letterboxing and similar activities, or augmented reality applications, except in accordance with applicable Rules. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.190 Scale Model Equipment, Drones Prohibited

As an owner of real property as described in ORS 837.380, Metro prohibits the use of unmanned aircraft systems (e.g. drones) on its Property. Within the boundaries of any Property, it is unlawful to:

- (a) Use or operate any power-propelled model rocket, drone aircraft, glider, wheeled or tracked vehicle or boat, except in areas specifically designated by Metro and posted for such use.
- (b) Launch drones from Metro Property or land drones on Metro Property.
- (c) Fly any drones at a height of less than 400 feet in the airspace above Metro Property land or water. Metro reserves its rights under ORS 837.380 to recover treble damages and attorneys fees for any trespass in violation of this Section, as permitted by law. [Ord. 18-1419]

10.03.200 Smoking Prohibitions

It is unlawful to smoke on any Property. “Smoking” means inhaling, exhaling, burning or carrying any lighted pipe, cigar, cigarette, weed, plant, or other combustible organic or chemical substance, the smoke from which is intended to be inhaled or drawn into the nose or mouth. In addition “smoking” includes the use of any vapor device, of any product name or descriptor, which releases gases, particles, or vapors into the air as a result of combustion, electrical ignition, or vaporization intended to be drawn into the nose or

mouth (excluding any United States Food and Drug Administration approved nebulized medication). [Ord. 18-1419.]

10.03.210 Consumption of Alcoholic Beverages Limited

It is unlawful to bring onto, sell within, or consume alcoholic beverages or controlled substances (as defined by Oregon law) on any Property. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.220 Public Intoxication Prohibited

Within the boundaries of any Property it is unlawful to behave in any way that leads Metro enforcement personnel to conclude, in their sole discretion, that such person is intoxicated or under the influence of controlled substances. [Ord. 18-1419.]

10.03.230 Improper Exposure; Sexual Activity

Within the boundaries of any Property it is unlawful for any person to expose his or her genitalia while in a place visible to another person or to engage in sexual conduct as defined in ORS 167.060. [Ord. 18-1419.]

10.03.240 Violent and Excessively Loud Conduct Prohibited

Within the boundaries of any Property, it is unlawful to:

- (a) Engage in, promote, instigate, encourage, aid or abet fighting or similar violent conduct which would threaten the physical well-being of any person or animal.
- (b) Make, continue, cause or permit to be made or continued any noise disturbance, as defined in 10.01.010.
- (c) Use or operate any device designed for sound production, amplification or reproduction in such a manner as to cause a noise disturbance. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.250 Signs Restricted

Within the boundaries of any Property, and except speech protected by the Oregon and the United States Constitution, it is unlawful to:

- (a) Solicit for any public or private purpose.
- (b) Distribute or otherwise place any non-authorized printed material on any vehicle parked in a Property.
- (c) Paste, glue, tack or otherwise post any sign, decal, placard, advertisement or inscription whatsoever, or cause to be erected any sign whatsoever, except upon permission of the Director, or designee. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.260 Concessions, Vending and Peddling Restricted

- (a) Before a person may act as a concessionaire at a Property, the person must secure a Permit in compliance with Metro's standard procedures.
- (b) No person may, within the boundaries of any Property, expose, advertise or offer for sale or rent any article, service, or thing, or station or place any stand, cart or vehicle for the transportation, sale or display of any article or thing, unless the person is acting under the authority of a Permit. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.270 Posted Hours of Operation

Park hours of operation will be as posted, except for unusual or unforeseen circumstances and emergencies, as determined by the Director. The hours of operation for Parks not posted are legal sunrise to legal sunset. No person may enter or remain in a Park when it is closed. [Ord. 96-659A, Sec. 1; Ord. 15-1366; Ord. 18-1419.]

10.03.280 Camping Permits and Restrictions

Within the boundaries of any Property:

- (a) Camp overnight or longer in any Property without first obtaining a Permit, camp in any manner not specifically provided for in such Permit, or camp at any time or in any place not designated for camping.
- (b) Camp if he/she is under the age of 18, unless he/she is accompanied by an adult.
- (c) Camp in any Park for more than fourteen (14) days in any seventeen-day period or more than twenty-eight (28) days in any six-month period.
- (d) Camp if he/she is under the age of 18, unless he/she is accompanied by an adult. [Ord. 96-659A, Sec. 1; Ord. 18-1419.]

10.03.290 Closed Areas

All or any section or part of any Property may be declared, posted, signed or otherwise designated closed to the public by the Director at any time and for any interval of time, either temporarily, indefinitely, or at regular and stated intervals, daily or otherwise, and either entirely or merely to certain uses, as the Director may find reasonably necessary. No person may enter any Property posted as "Closed to Public" or "No Public Access." [Ord. 96-659A, Sec. 1; Ord. 18-1419.]