

EXHIBIT A**21.36.010 Designation of Bull Run Watershed Closure Area.**

Pursuant to authority granted by ORS 448.295 to ORS 448.325 and the Portland City Charter, there is hereby designated a Bull Run Watershed Closure Area (Closure Area) within which the limitations and restrictions of this Chapter 21.36 of the Portland City Code shall apply. The Closure Area shall consist of all land, by whomever owned, within the Closure Area boundaries outlined on a map ~~dated February, 2008,~~ dated October 2014, entitled "Portland City Code Chapter 21.36, Bull Run Watershed Closure Area" and attached to Ordinance No. ~~XXXXXX 483540~~ as Exhibit B. The map has been created, shall be maintained, and shall be made available for public review by the Water Bureau.

21.36.020 Prohibition of Entry Without Permit.

- A.** Except for authorized employees of the U.S. Forest Service, Bureau of Land Management, and Portland Water Bureau or as provided in Subsection B below, it is unlawful for any person to enter into or be upon land within the Closure Area without a valid entry permit issued by the U.S. Forest Service, Bureau of Land Management, or the Portland Water Bureau. The Water Bureau shall post suitable signs of this limitation at all points of road entry into the Closure Area and at such other locations along the boundary of the Closure Area as it deems advisable.
- B.** Entry permits are not required:
1. To hike on the Pacific Crest National Scenic Trail #2000 and the Huckleberry Trail #617;
 2. For law enforcement or emergency response personnel on official business; or
 3. For persons accompanied by authorized employees of the U.S. Forest Service, Bureau of Land Management, or Portland Water Bureau.
- C.** The Water Bureau Administrator shall designate those Water Bureau employees who are authorized to enter the Closure Area and those employees who are authorized to issue entry permits.

21.36.030 Prohibited Actions Within the Bull Run Watershed Closure Area.

- A.** Except to hike on the Pacific Crest National Scenic Trail #2000 and the Huckleberry Trail #617, it is unlawful to engage in any activities in the Closure Area that are not authorized by:

1. An entry permit or;
 2. An employee of the ~~Water Bureau~~ U.S. Forest Service, Bureau of Land Management, or Portland Water Bureau ~~or U.S. Forest Service~~ authorized to issue permits or to be in the Closure Area.
- B. It is unlawful for any person to permit domestic animals to run at large within the Closure Area.

21.36.040 Enforcement.

- A. Violation of Sections 21.36.020 or 21.36.030 on land owned by the federal government within the Closure Area is punishable upon conviction by a fine or imprisonment as a Class C Misdemeanor pursuant to ORS 161.615 and 161.635 in accordance with ORS 448.305(3). ~~of not more than \$100 or by imprisonment for not more than 30 days or both.~~ Each unlawful act is chargeable as a separate violation for each occurrence. (Entry into federal land within the Closure Area is also a violation of 18 USC §1863, which carries punishments of imprisonment up to 6 months and fines up to \$5,000.)
- B. Violation of Sections 21.36.020 or 21.36.030 on land owned by the City lying within the Closure Area is punishable upon conviction by a fine or imprisonment as a Class C Misdemeanor pursuant to ORS 161.615 and 161.635 in accordance with ORS 448.305(3). ~~of not more than \$500 or by imprisonment for not more than 30 days or both.~~ Each unlawful act is chargeable as a separate violation for each occurrence.
- C. The Administrator of the Portland Water Bureau may appoint Water Bureau employees as Closure Area enforcement officers as provided for in ORS 448.315 to enforce Code Sections 21.36.020 and 21.36.030. Prior to assuming his or her duties, each employee designated as a Closure Area enforcement officer shall take an oath of office specified by the Administrator. While on duty, the employees authorized to enforce this Code shall wear in plain sight a badge as required by ORS 448.315. Appointment by the Administrator as a Closure Area enforcement officer shall also make the employee appointed a “person in charge” of City property within the Closure Area for purposes of Code Section 5.36.115 and grant the employee authority to order persons to leave City property.
- D. Closure Area enforcement officers shall have authority to order persons to leave the Closure Area and to issue citations for violation of this Code.
- E. The Circuit Courts of Multnomah County, Clackamas County, and Hood River County shall have jurisdiction to try and determine any prosecution brought under this Code for violations occurring within the respective boundaries of those counties. ~~The Circuit Courts of Clackamas County and Hood River County shall have jurisdiction to try and determine any prosecution brought under this code for a violation occurring in the respective counties.~~

- F. The Administrator may also pursue enforcement of any violation of Sections 21.36.020 or 21.36.030 pursuant to Section 21.24.090.