



City Council Work Session Agenda
May 23, 2023
6:30 PM

Mayor: Robert Duncan
Council President: Mike Caughey
Councilors: Kimberly Downey, Robert Boese, Randy Klemm, and Charlotte Thomas
Meeting Location: Harrisburg Municipal Center Located at 354 Smith St

PUBLIC NOTICES:

1. *This meeting is open to the public and will be tape-recorded.*
2. *Copies of the Staff Reports or other written documents relating to each item on the agenda are on file in the office of the City Recorder and are available for public inspection.*
3. *All matters on the Consent Agenda are considered routine and will be enacted by one motion. Any member of the public can request that a matter be removed from the Consent Agenda for discussion. It will then be discussed under the "Other" part of the meeting schedule.*
4. *The City Hall Council Chambers are handicapped accessible. Persons with disabilities wishing accommodations, including assisted listening devices and sign language assistance are requested to contact City Hall at 541-995-6655, at least 48 hours prior to the meeting date. If a meeting is held with less than 48 hours' notice, reasonable effort shall be made to have an interpreter present. The requirement for an interpreter does not apply to an emergency meeting. ORS 192.630(5)*
5. *Persons contacting the City for information requiring accessibility for deaf, hard of hearing, or speech-impaired persons, can use TTY 711; call 1-800-735-1232, or for Spanish voice TTY, call 1-800-735-3896.*
6. *The City of Harrisburg does not discriminate against individuals with disabilities, and is an equal opportunity provider.*
7. *For information regarding items of discussion on this agenda, please contact City Recorder Lori Ross, at 541-995-6655*
8. *Masks are not required currently. The City asks that anyone running a fever, having an active cough or other respiratory issues, not to attend this meeting.*
9. *If you wish to testify, and are unable to attend due to health concerns, please contact the City Recorder to be placed on a Conference Call list during the meeting.*

CALL TO ORDER AND ROLL CALL by Mayor, Robert Duncan

CONCERNED CITIZEN(S) IN THE AUDIENCE. (Please limit presentation to two minutes per issue.)

LCSO REPORT

1. THE MATTER OF MEETING WITH A MEMBER REPRESENTATIVE FROM LCSO IF ONE IS AVAILABLE

STAFF REPORT:

Exhibit A: LCSO City Report April 2023

ACTION: DISCUSSION ONLY

NEW BUSINESS

2. THE MATTER OF REVIEWING THE 1ST QUARTER CRIME RESULTS FOR THE CITY OF HARRISBURG

STAFF REPORT:

Exhibit A: Harrisburg Crime Comparison 1st Quarter

Exhibit B: LCSO Contract Cities Report

ACTION: NO ACTION. INFORMATION ONLY

PUBLIC HEARING

3. THE MATTER OF DISCUSSION AND ALLOWING PUBLIC TESTIMONY IN RELATION TO ESTABLISHING OBJECTIVELY REASONABLE TIME, PLACE AND MANNER (TPM) RESTRICTIONS IN REGARDS TO CAMPING AND TO SITTING, SLEEPING, AND LYING DOWN ON PUBLIC PROPERTY IN HARRISBURG

THE MAYOR WILL OPEN A PUBLIC HEARING AT THIS TIME IN ORDER TO ALLOW PUBLIC TESTIMONY IN RELATION TO THE PROPOSED TPM RESTRICTIONS AND ORDINANCE. EACH PERSON WILL BE ALLOWED UP TO TWO MINUTES APIECE TO PROVIDE TESTIMONY

STAFF REPORT:

Exhibit A: Memo from Deputy Attorney Catherine Pratt

Exhibit B: Redlined HMC 9.55 City Park Regulations

Exhibit C: Proposed Draft Ordinance with HMC 9.45, 9.55 & 9.65

ACTION: DISCUSSION & TBD

4. THE MATTER OF APPROVING A PARADE PERMIT FOR THE HARRISBURG OLD-FASHIONED 4TH OF JULY PARADE

STAFF REPORT:

Exhibit A: 4th of July Parade/ODOT Parade Permit Packet

ACTION: MOTION TO APPROVE THE PARADE PERMIT FOR THE HARRISBURG 2023 OLD-FASHIONED 4TH OF JULY PARADE

5. THE MATTER OF AUTHORIZING THE CITY ADMINISTRATOR TO APPROVE A PUBLIC EVENT PERMIT FOR THE 71ST YEAR OF THE HARRISBURG OLD FASHIONED 4TH OF JULY

STAFF REPORT:

Exhibit A: Public Event Application

ACTION: MOTION TO AUTHORIZE THE CITY ADMINISTRATOR TO APPROVE THE PUBLIC EVENT PERMIT FOR THE 71ST YEAR OF THE HARRISBURG OLD-FASHIONED 4TH OF JULY CELEBRATION AS CONDITIONED

OTHER ITEMS

ADJOURN

STAFF REPORT:

Exhibit A: LCSO City Report April 2023

ACTION: **DISCUSSION ONLY**

THIS AGENDA BILL IS DESTINED FOR: Work Session Agenda – May 23, 2023

BUDGET IMPACT		
COST	BUDGETED?	SOURCE OF FUNDS
N/A	N/A	N/A

STAFF RECOMMENDATION:

Staff recommend that City Council review the attached reports and prepare any questions for LCSO Staff.

BACKGROUND INFORMATION:

Sergeant Frambes will be providing the April 2023 (**EXHIBIT A**) Linn County Sheriff Office City Report this evening. Sergeant Steve Frambes provides the City with both the LCSO City Report and the Contract Report for the previous month's activities. If the reports are provided in time for the agenda process, they will be attached as exhibits. If they are provided after that point, but prior to the meeting, then Staff will forward them via email to Council members and will print them in time for the meeting. (LCSO Reports not appearing in the Council Agendas will be provided in the Minutes for that meeting instead.) This process gives Council the chance to review responses and actions in relation to both criminal and non-criminal activities by LCSO deputies in town monthly.

REVIEW AND APPROVAL:

Lori Ross 05/15/2023
 Lori Ross/ City Recorder Date



LINN COUNTY SHERIFF'S OFFICE

Michelle Duncan, Sheriff

1115 S.E. Jackson Street, Albany, OR 97322

Albany, OR. 97322

Phone: 541-967-3950

www.linnsheriff.org

2023

MONTHLY REPORT TO THE CITY OF HARRISBURG FROM THE LINN COUNTY SHERIFF'S OFFICE

FOR THE MONTH OF: APRIL

TRAFFIC CITATIONS: -----	24
TRAFFIC WARNINGS: -----	17
TRAFFIC CRASHES: -----	3
ARRESTS MADE: -----	8
COMPLAINTS/INCIDENTS INVESTIGATED:-----	183

TOTAL HOURS SPENT: HARRISBURG
277 hours

CONTRACT HOURS= 275 HOURS

**Michelle Duncan,
Sheriff, Linn County**

By: Lt. Brian Hardy



**MONTHLY BULLETIN OF DISPATCHED
CALLS AND CASES
FOR CONTRACT CITIES**

This Report Encompasses: 4/ 1/23 to 4/30/23

1.

Total Incidents This Month: **183**

Incident Information:	Description
CAD# 2023059628 TIME: 4/1/2023 5:23:02AM CASE# CAD Only HBRG CAD CALL COMPLETE	CITY ORDINANCE VIOLATION Reported at Block of 100 N 1ST ST HBRG Deputies contact a suspicious vehicle. Operator was parked waiting for the coffee shop to open.
CAD# 2023059740 TIME: 4/1/2023 11:11:18AM CASE# CAD Only HBRG CAD CALL COMPLETE	FOUND PROPERTY Reported at Block of 100 N 1ST ST HBRG A dog walker found a backpack with assorted belongings in it on the gravel bar at the boat ramp. Paperwork id'd the possible owner and the backpack was returned to the uncle of the owner. The uncle knew the backpack was recently "lost" and will return it when the owner visits later today.
CAD# 2023059815 TIME: 4/1/2023 1:40:59PM CASE# CAD Only HBRG	911 HANG UP CALL Reported at Block of 800 UMPQUA ST HBRG No Public Narrative.
CAD# 2023060058 TIME: 4/1/2023 8:32:57PM CASE# CAD Only HBRG CAD CALL COMPLETE	SHOTS HEARD Reported at Block of 500 S 3RD ST HBRG Deputies looked for individuals lighting fireworks. Deputies were unable to locate anyone but did find debris from the fireworks in the roadway.
CAD# 2023060169 TIME: 4/1/2023 11:02:50PM CASE# CAD Only HBRG CITATION ISSUED	TRAFFIC STOP Reported at Block of 300 N 3RD ST HBRG Roy Jones, 41, of Eugene, was issued a citation for driving while suspended-violation and driving uninsured.

Incident Information:	Description	1.
CAD# 2023060343 TIME: 4/2/2023 8:39:53AM CASE# CAD Only HBRG EXTRA PATROL	EXTRA PATROL Reported at Block of 300 SOMMERVILLE AVE HBRG	
CAD# 2023060405 TIME: 4/2/2023 11:04:56AM CASE# CAD Only HBRG CAD CALL COMPLETE	DISTURBANCE Reported at Block of 500 KESLING ST HBRG Male and female were verbally arguing, but there was no physical interactions. Both parties were counseled.	
CAD# 2023060411 TIME: 4/2/2023 11:20:05AM CASE# CAD Only HBRG CAD CALL COMPLETE	FOUND PROPERTY Reported at Block of 200 MONROE ST HBRG Found property was returned.	
CAD# 2023060990 TIME: 4/3/2023 11:14:03AM CASE# 2301318 HBRG REPORT TAKEN	Report Filed. CRIMINAL MISCHIEF 1 - CRIME DAMAGE Reported At Block Of 500 S 6TH ST Occurred between 1114 hours on 4/3/2023 and 1114 hours on 4/3/2023 . Reported: Mail thief breaks into cluster mailboxes at park costing nearly \$6000.00 in damages.	
CAD# 2023061190 TIME: 4/3/2023 3:39:30PM CASE# CAD Only HBRG CAD CALL COMPLETE	INFORMATION ONLY REPORT Reported at Block of 500 N 6TH ST HBRG Deputy leaves contact information in caller mailbox that was broken into. Deputy contacts caller and informs them of the mailbox being broken into. Caller tells deputy at this moment all of their mail is accounted for.	
CAD# 2023061234 TIME: 4/3/2023 4:36:40PM CASE# CAD Only HBRG CAD CALL COMPLETE	CITY ORDINANCE VIOLATION Reported at Block of 300 N 8TH ST HBRG Deputy issued 9 parking citations to vehicles associated with one address that has 16 vehicles associated with the property parked either in the driveway, the front yard or along city streets. The homeowner is extremely uncooperative.	

Incident Information:	Description	1.
<p>CAD# 2023061742</p> <p>TIME: 4/4/2023 11:37:44AM</p> <p>CASE# 2301330</p> <p>HBRG</p> <p>REPORT TAKEN</p>	<p>Report Filed. INFO-SUSPICIOUS CIRCUMSTANCE Reported At Block Of 400 S 9TH ST Occurred between 1136 hours on 4/4/2023 and 1137 hours on 4/4/2023 . Reported:</p> <hr/> <p>deputies responded to the report of a potential threat at the school. The threat was not substantiated, however deputies spent the rest of the day at school interacting with staff and students.</p>	
<p>CAD# 2023061757</p> <p>TIME: 4/4/2023 12:12:18PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>VIOLATION OF ORDER Reported at Block of 500 N 6TH ST HBRG</p> <hr/> <p>Caller has active no contact on court release agreement. Caller receives a call from a blocked number and believes its a violation of the court order. Caller receives another phone call, answers and discovers it is not a violation of the agreement.</p>	
<p>CAD# 2023061852</p> <p>TIME: 4/4/2023 2:30:32PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>HARRISBURG</p>	<p>EXTRA PATROL Reported at Block of 1100 S 6TH ST HBRG</p> <hr/> <p>Speed patrol.</p>	
<p>CAD# 2023061951</p> <p>TIME: 4/4/2023 4:39:01PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>ABANDON VEHICLE Reported at Block of 800 S 9TH ST HBRG</p> <hr/> <p>Deputy tagged a vehicle as abandoned. On a later check, it had been moved.</p>	
<p>CAD# 2023062001</p> <p>TIME: 4/4/2023 5:20:54PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>HARRISBURG</p>	<p>SUSPICIOUS PERSON Reported at Block of 700 TERRITORIAL ST/N 7TH PL HBRG</p> <hr/> <p>Suspicious persons. Door to door salesman.</p>	
<p>CAD# 2023062022</p> <p>TIME: 4/4/2023 5:46:45PM</p> <p>CASE# 2301335</p> <p>HBRG</p> <p>REPORT TAKEN</p>	<p>Report Filed. THEFT 3 - FROM VEHICLE Reported At Block Of 700 N 9TH ST Occurred between 1731 hours on 4/4/2023 and 1731 hours on 4/4/2023 . Reported: 4/4/2023 Officer</p> <hr/> <p>Deputies take report of theft of bags of cans valued at \$14 total.</p>	

Incident Information:	Description	1.
CAD# 2023062055 TIME: 4/4/2023 6:44:09PM CASE# CAD Only HBRG	LOST DOG Reported at Block of 500 S 6TH ST HBRG <hr/> No Public Narrative.	
CAD# 2023062146 TIME: 4/4/2023 9:18:03PM CASE# CAD Only HBRG	PRIVATE PROPERTY TOW Reported at Block of 200 TERRITORIAL ST HBRG <hr/> No Public Narrative.	
CAD# 2023062147 TIME: 4/4/2023 9:18:23PM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPICIOUS VEHICLE Reported at Block of 100 N 1ST ST/SMITH ST HBRG <hr/> Vehicle parked in closed county park.	
CAD# 2023062167 TIME: 4/4/2023 10:15:36PM CASE# CAD Only HBRG	911 HANG UP CALL Reported at Block of 400 TERRITORIAL ST HBRG <hr/> No Public Narrative.	
CAD# 2023062182 TIME: 4/4/2023 11:03:32PM CASE# CAD Only HBRG WARNING EQUIPMENT VIOL/	TRAFFIC STOP Reported at Block of 200 SCHOOLING ST/S 3RD ST HBRG <hr/> Driver warned for expired registration	
CAD# 2023062193 TIME: 4/4/2023 11:39:41PM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPICIOUS PERSON Reported at Block of 200 N 3RD ST/TERRITORIAL ST HBRG <hr/> Deputies check on male walking late at night. Nothing suspicious	

Incident Information:	Description	1.
<p>CAD# 2023062208</p> <p>TIME: 4/5/2023 12:17:28AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>WARNING EQUIPMENT VIOLATION</p>	<p>TRAFFIC STOP Reported at Block of 200 LASALLE ST/S 3RD ST HBRG</p> <hr/> <p>Driver warned for non-standard lighting</p>	
<p>CAD# 2023062320</p> <p>TIME: 4/5/2023 7:47:53AM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>POCKET DIAL LCSO AND CRCC Reported at Block of 400 TERRITORIAL ST HBRG</p> <hr/>	
<p>CAD# 2023062336</p> <p>TIME: 4/5/2023 8:13:13AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>EMERGENCY MESSAGE Reported at Block of 200 FOUNTAIN ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023062349</p> <p>TIME: 4/5/2023 8:26:53AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>FOLLOW UP Reported at Block of 400 S 9TH ST HBRG</p> <hr/> <p>Caller had questions about a school threat.</p>	
<p>CAD# 2023062448</p> <p>TIME: 4/5/2023 10:08:49AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>FOLLOW UP Reported at Block of 400 S 9TH ST HBRG</p> <hr/> <p>Time at high school talking with students and staff.</p>	
<p>CAD# 2023062476</p> <p>TIME: 4/5/2023 10:32:07AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>EXTRA PATROL Reported at Block of 500 SMITH ST HBRG</p> <hr/> <p>Deputy spent time talking with students and parents coming and going from the elementary school.</p>	

Incident Information:

Description

1.

CAD# 2023062497
TIME: 4/5/2023 11:08:21AM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

DOMESTIC DISTURBANCE Reported at Block of 800 CRIMSON PL HBRG

Deputies responded to an out of control and intoxicated 54 year old male who still lives at his mother's house. There were no crimes.

CAD# 2023062541
TIME: 4/5/2023 12:14:45PM
CASE# CAD Only
HBRG

911 HANG UP CALL Reported at Block of 400 S 9TH ST HBRG

No Public Narrative.

CAD# 2023062553
TIME: 4/5/2023 12:32:21PM
CASE# CAD Only
HBRG
WARNING EQUIPMENT VIOLATION

TRAFFIC STOP Reported at Block of 600 S 3RD ST HBRG

operator warned for expired registration.

CAD# 2023062661
TIME: 4/5/2023 2:50:03PM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

EXTRA PATROL Reported at Block of 400 S 9TH ST HBRG

Deputy spent time at high school again talking with students and staff .

CAD# 2023062663
TIME: 4/5/2023 2:54:32PM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

EXTRA PATROL Reported at Block of 400 S 6TH ST HBRG

Deputy spent more time around the elementary school and middle school.

CAD# 2023062687
TIME: 4/5/2023 3:31:15PM
CASE# 2301345
HBRG
REPORT TAKEN

Report Filed. FORGERY 2 Reported At Block Of 400 N 7TH ST Occurred between 1530 hours on 4/5/2023 and 1531 hours on 4/5/2023 . Reported: 4/5/2023 Officer Statement:

Caller reporting a check written in his name that he did not authorize. Loss is \$124.50.

Incident Information:	Description	1.
CAD# 2023062913 TIME: 4/5/2023 11:17:35PM CASE# CAD Only HBRG CITATION ISSUED	TRAFFIC STOP Reported at Block of 700 LASALLE ST HBRG <hr/> Ryan Ray Harnish, 40, of Harrisburg, was cited for DWS – Violation and Fail to Carry Proof of Insurance.	
CAD# 2023062966 TIME: 4/6/2023 2:03:57AM CASE# 2301353 HBRG REPORT TAKEN	Report Filed. WARRANT ARREST (LW ONLY) Reported At Block Of 700 S 3RD ST/S 2ND ST Occurred between 0202 hours on 4/6/2023 and 0203 hours on 4/6/2023 . Reported: <hr/> Jill Rene Christian, 54, of Junction City, was cited for DWS – Violation and Driving Uninsured. Jill was also cited on an outstanding misdemeanor warrant.	
CAD# 2023063526 TIME: 4/6/2023 9:39:29PM CASE# CAD Only HBRG CITATION ISSUED	TRAFFIC STOP Reported at Block of 700 PRICEBORO DR/S 6TH ST HBRG <hr/> Tyler Steven Giles, of Springfield, was cited for Driving Uninsured.	
CAD# 2023063535 TIME: 4/6/2023 10:10:20PM CASE# CAD Only HBRG CAD CALL COMPLETE	TRAFFIC COMPLAINT Reported at Block of 400 S 9TH ST HBRG <hr/> Deputy was dispatched to a possible DUII driver in Harrisburg. Deputy chased the callers leads throughout town, but couldn't locate the vehicle.	
CAD# 2023063585 TIME: 4/6/2023 11:46:10PM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPICIOUS PERSON Reported at Block of 300 SMITH ST HBRG <hr/> Deputy contacted two individuals at the Harrisburg Library after hours, who were working on their car. Both were advised to leave.	
CAD# 2023063601 TIME: 4/7/2023 12:14:40AM CASE# CAD Only HBRG CITATION ISSUED	TRAFFIC STOP Reported at Block of 100 S 3RD ST HBRG <hr/> Bryan Trevor Burch, 30, of Eugene, was cited for DWS – Violation, Fail to Use Interlock Device, Fail to Register a Vehicle and Driving Uninsured.	

Incident Information:	Description	1.
<p>CAD# 2023063620</p> <p>TIME: 4/7/2023 1:16:32AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CITATION ISSUED</p>	<p>PARKING COMPLAINT Reported at Block of 900 SMITH ST HBRG</p> <hr/> <p>Deputy cited a Team Transport, Inc. semi truck, which was parked in a residential driveway and blocking a sidewalk.</p>	
<p>CAD# 2023063626</p> <p>TIME: 4/7/2023 1:50:11AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CITATION ISSUED</p>	<p>TRAFFIC STOP Reported at Block of 300 MOORE ST HBRG</p> <hr/> <p>Michael James Phillips, 48, of Harrisburg, was cited for DWS – Violation and Fail to Carry Proof of Insurance.</p>	
<p>CAD# 2023063845</p> <p>TIME: 4/7/2023 11:41:53AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>ALARM LAW ONLY Reported at Block of 800 S 2ND ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023063955</p> <p>TIME: 4/7/2023 2:22:21PM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>POCKET DIAL LCSO AND CRCC Reported at Block of 900 SMITH ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023064034</p> <p>TIME: 4/7/2023 4:33:26PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>WARNING EQUIPMENT VIOLATION</p>	<p>TRAFFIC STOP Reported at Block of 100 N 2ND ST/MONROE ST HBRG</p> <hr/> <p>Operator of vehicle warned for having expired registration</p>	
<p>CAD# 2023064285</p> <p>TIME: 4/7/2023 11:49:04PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>SUSPICIOUS VEHICLE Reported at Block of 100 SMITH ST HBRG</p> <hr/> <p>Deputies check on vehicle in closed county park. Unoccupied</p>	

Incident Information:

Description

1.

CAD# 2023064573
TIME: 4/8/2023 11:37:18AM
CASE# 2301390
HBRG
REPORT TAKEN

Report Filed. CRIMINAL TRESPASS 1 Reported At Block Of 300 S 2ND ST Occurred between 0900 hours on 4/1/2023 and 1137 hours on 4/8/2023 . Reported: 4/8/2023 Officer

Trespass. Deputies assisted property owners to evict a trespasser who was scammed online in to renting a vacant house. NFA.

CAD# 2023064652
TIME: 4/8/2023 2:12:02PM
CASE# 2301396
HBRG
REPORT TAKEN

Report Filed. PROBATION VIOLATION Reported At Block Of 900 S 9TH ST Occurred between 1411 hours on 4/8/2023 and 1412 hours on 4/8/2023 . Reported: 4/8/2023 Officer

Juvenile arrested for violating probation

CAD# 2023064900
TIME: 4/8/2023 9:12:04PM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

DOG COMPLAINT Reported at Block of 300 SCHOOLING ST HBRG

Deputies take animal complaint

CAD# 2023064987
TIME: 4/8/2023 11:30:08PM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

SUSPICIOUS VEHICLE Reported at Block of 200 SMITH ST HBRG

Suspicious vehicle leaves prior to Deputy arrival

CAD# 2023065045
TIME: 4/9/2023 1:30:15AM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

SUSPICIOUS CIRCUMSTANCE Reported at Block of 300 SMITH ST HBRG

Deputies check on open business gate. Employees were working after hours

CAD# 2023065384
TIME: 4/9/2023 4:18:11PM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

911 HANG UP CALL Reported at Block of 800 ARROW LEAF PL HBRG

No Public Narrative.

Incident Information:

Description

1.

CAD# 2023065486
TIME: 4/9/2023 8:49:32PM
CASE# 2301404
HBRG
REPORT TAKEN

Report Filed. FORGERY 1 Reported At Block Of 200 N 3RD ST Occurred between 2048 hours on 4/9/2023 and 2049 hours on 4/9/2023 . Reported: 4/9/2023 Officer Statement:

Deputies take report of fake \$100 bill used at store

CAD# 2023065560
TIME: 4/10/2023 12:16:19AM
CASE# CAD Only
HBRG

NON 911 ISSUE Reported at Block of 900 ARROW LEAF AVE HBRG

No Public Narrative.

CAD# 2023065591
TIME: 4/10/2023 2:02:20AM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

SUSPICIOUS VEHICLE Reported at Block of 200 SMITH ST HBRG

Unoccupied vehicle in parking lot

CAD# 2023065659
TIME: 4/10/2023 6:32:47AM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

FOLLOW UP Reported at Block of 200 N 3RD ST HBRG

Returned property to owner.

CAD# 2023065690
TIME: 4/10/2023 8:04:24AM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

FOLLOW UP Reported at Block of 200 N 3RD ST HBRG

Follow up investigation for 788.

CAD# 2023065698
TIME: 4/10/2023 8:21:42AM
CASE# CAD Only
HBRG
EXTRA PATROL

EXTRA PATROL Reported at Block of 600 SMITH ST HBRG

Extra Patrol

Incident Information:	Description	1.
CAD# 2023065762 TIME: 4/10/2023 9:39:02AM CASE# CAD Only HBRG	CUSTODIAL INTERFERENCE Reported at Block of 200 LASALLE ST HBRG <hr/> Caller is reporting violation of a custody order from the courts. It was determined the order was not violated and caller told us to disregard responding.	
CAD# 2023066052 TIME: 4/10/2023 4:39:57PM CASE# CAD Only HBRG	CUSTODIAL INTERFERENCE Reported at Block of 300 S 9TH ST HBRG <hr/> This involved the same above mentioned issue, but this was occurring in Eugene, refereed to EPD/	
CAD# 2023066166 TIME: 4/10/2023 8:48:17PM CASE# CAD Only HBRG CAD CALL COMPLETE	DISTURBANCE Reported at Block of 800 SOMMERVILLE LOOP HBRG <hr/> Suspicious circumstance involving two males in an altercation. Males left area prior to deputy arrival.	
CAD# 2023066261 TIME: 4/11/2023 12:54:57AM CASE# CAD Only HBRG	POCKET DIAL LCSO AND CRCC Reported at Block of 400 TERRITORIAL ST HBRG <hr/> No Public Narrative.	
CAD# 2023066352 TIME: 4/11/2023 6:41:43AM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPICIOUS VEHICLE Reported at Block of 300 N 3RD ST HBRG <hr/> suspicious vehicle parked in front of the store. No one with the van	
CAD# 2023066437 TIME: 4/11/2023 9:46:11AM CASE# CAD Only HBRG CAD CALL COMPLETE	INFORMATION ONLY REPORT Reported at Block of 500 LASALLE ST HBRG <hr/> Caller needed report information from a previously reported burglary.	

Incident Information:	Description	1.
<p>CAD# 2023066501</p> <p>TIME: 4/11/2023 11:07:14AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>EXTRA PATROL Reported at Block of 800 DIAMOND HILL DR HBRG</p> <hr/> <p>Extra patrol / traffic enforcement</p>	
<p>CAD# 2023066836</p> <p>TIME: 4/11/2023 6:52:29PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>CIVIL DISPUTE REPORT Reported at Block of 100 MONROE ST HBRG</p> <hr/> <p>Neighborhood dispute. No crimes</p>	
<p>CAD# 2023067049</p> <p>TIME: 4/12/2023 1:02:00AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>ALARM LAW ONLY Reported at Block of 800 S 2ND ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023067214</p> <p>TIME: 4/12/2023 9:30:14AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>HARASSMENT Reported at Block of 600 LASALLE ST HBRG</p> <hr/> <p>Divorced caller asks deputy about the restraining order process. Deputy informs them of the process and where to obtain one.</p>	
<p>CAD# 2023067309</p> <p>TIME: 4/12/2023 11:34:31AM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>HARASSMENT Reported at Block of 600 LASALLE ST HBRG</p> <hr/> <p>Duplicate call of above harassment.</p>	
<p>CAD# 2023068268</p> <p>TIME: 4/13/2023 5:25:51PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>SUSPICIOUS PERSON Reported at Block of 1000 APPLEGATE PL HBRG</p> <hr/> <p>Caller reports suspicious person in Harrisburg selling solar panels. Deputy responds and was UTL on person.</p>	

Incident Information:	Description	1.
<p>CAD# 2023068640</p> <p>TIME: 4/14/2023 9:43:13AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>DOMESTIC DISTURBANCE Reported at Block of 800 SOMMERVILLE LOOP HBRG</p> <hr/> <p>A 3 generation family is living together in an apartment and the family argued over the care of the 6 year old child. The sister and grandmother of child were concerned about the care the mom could give the child as they felt mom has mental health issues. The mom was determined to not be a danger to herself or others. No crime.</p>	
<p>CAD# 2023068859</p> <p>TIME: 4/14/2023 3:04:18PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CITE EQUIPMENT VIOLATION</p>	<p>TRAFFIC STOP Reported at Block of 700 LASALLE ST HBRG</p> <hr/> <p>Operator cited for expired tags (02/2021) and warned for fail to register his vehicle.</p>	
<p>CAD# 2023068883</p> <p>TIME: 4/14/2023 3:24:40PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>WARNING EQUIPMENT VIOLATION</p>	<p>TRAFFIC STOP Reported at Block of 100 N 3RD ST/SMITH ST HBRG</p> <hr/> <p>Operator warned for blue colored running lights</p>	
<p>CAD# 2023068949</p> <p>TIME: 4/14/2023 4:53:23PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>SUSPICIOUS CIRCUMSTANCE Reported at Block of 900 S 6TH ST HBRG</p> <hr/> <p>A male called in the theft of his dog by the person he was working for. A Deputy responded and learned the male had left the dog behind, so the "suspect" drove the dog back to the callers house, which was across town.</p>	
<p>CAD# 2023069026</p> <p>TIME: 4/14/2023 6:59:05PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>TRAFFIC COMPLAINT Reported at Block of 700 ARROW LEAF AVE HBRG</p> <hr/> <p>Harrisburg resident called in a traffic complaint on a child riding a dirt bike on city streets. PR had no information on where this person lived. PR was encouraged to call back in when he observed the rider again.</p>	
<p>CAD# 2023069066</p> <p>TIME: 4/14/2023 7:42:49PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>WARNING ISSUED</p>	<p>TRAFFIC STOP Reported at Block of 300 SOMMERVILLE AVE HBRG</p> <hr/> <p>Driver stopped for fail to stop before emerging onto a roadway. Warned and advised.</p>	

Incident Information:	Description	1.
<p>CAD# 2023069070</p> <p>TIME: 4/14/2023 7:59:04PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>HARRISBURG</p>	<p>SUSPICIOUS VEHICLE Reported at Block of 300 SOMMERVILLE AVE HBRG</p> <hr/> <p>Unoccupied vehicle at the Harrisburg Ponds.</p>	
<p>CAD# 2023069072</p> <p>TIME: 4/14/2023 7:59:37PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>TRESPASS Reported at Block of 300 SOMMERVILLE AVE HBRG</p> <hr/> <p>Deputy contacted four young adult males after hours at Eagle Park who were on the railroad tracks. Deputy warned each for trespass and park rules.</p>	
<p>CAD# 2023069074</p> <p>TIME: 4/14/2023 8:06:24PM</p> <p>CASE# 2301464</p> <p>HBRG</p> <p>REPORT TAKEN</p>	<p>Report Filed. WARRANT ARREST (LW ONLY) Reported At Block Of 300 SOMMERVILLE AVE Occurred between 2001 hours on 4/14/2023 and 2006 hours on 4/14/2023 . Reported:</p> <hr/> <p>Nigel Solesbee (24) of Harrisburg was arrested for an outstanding warrant at the Harrisburg Ponds.</p>	
<p>CAD# 2023069106</p> <p>TIME: 4/14/2023 8:56:33PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>WARNING MOVING VIOLATIC</p>	<p>TRAFFIC STOP Reported at Block of 800 S 2ND ST HBRG</p> <hr/> <p>Female issued a warning for impeding traffic at S 2nd St/Hwy 99E.</p>	
<p>CAD# 2023069110</p> <p>TIME: 4/14/2023 9:11:30PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>HARRISBURG</p>	<p>EXTRA PATROL Reported at Block of 800 ARROW LEAF PL HBRG</p> <hr/> <p>Theft prevention patrol. Nothing the deputy saw appeared out of the ordinary.</p>	
<p>CAD# 2023069113</p> <p>TIME: 4/14/2023 9:15:21PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>CITY ORDINANCE VIOLATION Reported at Block of 300 SOMMERVILLE AVE HBRG</p> <hr/> <p>Three individuals contacted after hours at Eagle Park. Waned and advised of park hours.</p>	

Incident Information:	Description	1.
<p>CAD# 2023069129</p> <p>TIME: 4/14/2023 9:30:25PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CITATION ISSUED</p>	<p>TRAFFIC STOP Reported at Block of 300 LASALLE ST HBRG</p> <hr/> <p>Lynette E. Graham, 82, of Springfield, was stopped and cited for Fail to Carry Proof of Insurance.</p>	
<p>CAD# 2023069144</p> <p>TIME: 4/14/2023 10:02:37PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CITATION ISSUED</p>	<p>TRAFFIC STOP Reported at Block of 700 SOMMERVILLE LOOP/S 6TH ST HBRG</p> <hr/> <p>Vincente Ramirez Diaz, 32, was stopped and cited for DWS Violation and Driving Uninsured . Vincente's passenger who was also the registered owner of the vehicle , Jacqueline Aguila, 32, also of Harrisburg, was cited for Permitting Unlawful Operation of a Motor Vehicle .</p>	
<p>CAD# 2023069169</p> <p>TIME: 4/14/2023 10:35:13PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>FIREWORK COMPLAINT Reported at Block of 500 SMITH ST HBRG</p> <hr/> <p>Deputy investigated fireworks going off in Harrisburg . Deputy was unable to locate where they were being set off at.</p>	
<p>CAD# 2023069184</p> <p>TIME: 4/14/2023 11:21:32PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CITATION ISSUED</p>	<p>TRAFFIC STOP Reported at Block of 1100 S 6TH ST/PRICEBORO DR HBRG</p> <hr/> <p>Amanda J. Borum, 33, of Junction City, was stopped and cited for DWS – Violation and Driving Uninsured.</p>	
<p>CAD# 2023069210</p> <p>TIME: 4/15/2023 12:12:20AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>WARNING ISSUED</p>	<p>TRAFFIC STOP Reported at Block of 700 S 3RD ST/S 2ND ST HBRG</p> <hr/> <p>Driver stopped and warned and advised for no front plate.</p>	
<p>CAD# 2023069215</p> <p>TIME: 4/15/2023 12:20:29AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CITATION ISSUED</p>	<p>TRAFFIC STOP Reported at Block of 200 S 2ND ST/MACY ST HBRG</p> <hr/> <p>Sara Marie Orellana Garcia, 28, of Harrisburg, was cited for DWS – Violation.</p>	

Incident Information:	Description	1.
CAD# 2023069233 TIME: 4/15/2023 12:52:17AM CASE# 2301466 HBRG REPORT TAKEN	Report Filed. WARRANT ARREST (LW ONLY) Reported At Block Of 700 S 3RD ST/S 2ND ST Occurred between 0051 hours on 4/15/2023 and 0052 hours on 4/15/2023 . Reported: <hr/> Daniel Richard Burns, 36, of Vaneta, was stopped by a Deputy in Harrisburg. Daniel was determined to have an extraditable felony warrant out of Lane County. The Deputy arrested Daniel, then transported him to the Lane County Jail.	
CAD# 2023069740 TIME: 4/15/2023 8:18:02PM CASE# CAD Only HBRG CAD CALL COMPLETE	TRESPASS Reported at Block of 300 SOMMERVILLE AVE HBRG <hr/> Male stopped at Eagle Park after hours. Male warned and advised of park rules.	
CAD# 2023069844 TIME: 4/15/2023 10:31:21PM CASE# CAD Only HBRG WARNING ISSUED	TRAFFIC STOP Reported at Block of 700 SOMMERVILLE LOOP/S 6TH ST HBRG <hr/> Driver stopped and warned for failing to stop before a crosswalk.	
CAD# 2023069873 TIME: 4/15/2023 11:19:44PM CASE# CAD Only HBRG WARNING ISSUED	TRAFFIC STOP Reported at Block of 800 S 3RD ST HBRG <hr/> Driver stopped for defective lighting and registration. Warned and advised.	
CAD# 2023070188 TIME: 4/16/2023 2:06:15PM CASE# CAD Only HBRG CAD CALL COMPLETE	INFORMATION ONLY REPORT Reported at Block of 100 N 1ST ST HBRG <hr/> A teen male feels he is being stalked by a teen female and her family and friends . The school has tried to deal with it, but it is escalating while out of school. The teen male was told how to get a Stalking Order.	
CAD# 2023070216 TIME: 4/16/2023 2:54:34PM CASE# CAD Only HBRG EXTRA PATROL	EXTRA PATROL Reported at Block of 300 SOMMERVILLE AVE HBRG <hr/> Extra patrol	

Incident Information:	Description	1.
CAD# 2023070345 TIME: 4/16/2023 7:30:45PM CASE# CAD Only HBRG	DISTURBANCE Reported at Block of 700 S 2ND ST/S 3RD ST HBRG <hr/> Female refusing to leave the property. She left as caller was calling into dispatch. No response needed	
CAD# 2023070432 TIME: 4/16/2023 10:44:31PM CASE# CAD Only HBRG CAD CALL COMPLETE	DISTURBANCE Reported at Block of 800 HAMMER CT HBRG <hr/> Deputy responded to a domestic disturbance between an aunt and adult niece. The aunt had slapped the niece after she aggressively got in her face during the argument. Parties were separated and encouraged to go to bed. Alcohol played a factor in the incident.	
CAD# 2023070675 TIME: 4/17/2023 9:50:06AM CASE# CAD Only HBRG CAD CALL COMPLETE	ASSIST OTHER AGENCY Reported at Block of 300 S 6TH ST HBRG <hr/> Deputy assists Albany Police with theft investigation.	
CAD# 2023070693 TIME: 4/17/2023 10:10:01AM CASE# 2301492 HBRG REPORT TAKEN	REPORT PENDING. Original Call Type: THEFT Reported At Block Of 200 SMITH ST Occurred between 1010 hours on 4/17/2023 and 1010 hours on 4/17/2023 . Reported: <hr/> Caller reports he lost his wallet at the post office, caller described the wallet as a medium brown double fold wallet, with ID, Bank Card and \$170.00 in cash.	
CAD# 2023070806 TIME: 4/17/2023 1:13:52PM CASE# CAD Only HBRG CAD CALL COMPLETE	ASSIST OTHER AGENCY Reported at Block of 600 S 6TH ST/LASALLE ST HBRG <hr/> Fire requested a response for a possible overdose. Fire determined it was not, and disregarded LCSO.	
CAD# 2023070831 TIME: 4/17/2023 1:49:41PM CASE# 2301495 HBRG REPORT TAKEN	REPORT PENDING. Original Call Type: OD INGESTION POISONING Reported At Block Of 100 S 2ND ST Occurred between 1349 hours on 4/17/2023 and 1349 hours on 4/17/2023 . <hr/> Employee suffering medical and medication issues almost falls at place of employment . Staff cal EMS and check employee out, the employee refuses to be transported via ambulance.	

Incident Information:	Description	1.
CAD# 2023071327 TIME: 4/18/2023 9:35:41AM CASE# CAD Only HBRG CAD CALL COMPLETE	911 HANG UP CALL Reported at Block of 400 LASALLE ST HBRG <hr/> Deputy responds to 911 hangup call at a business. Deputy arrives and employees stated they did not need assistance	
CAD# 2023071349 TIME: 4/18/2023 10:16:03AM CASE# CAD Only HBRG	911 HANG UP CALL Reported at Block of 400 TERRITORIAL ST HBRG <hr/> No Public Narrative.	
CAD# 2023071381 TIME: 4/18/2023 11:01:07AM CASE# 2301511 HBRG REPORT TAKEN	REPORT PENDING. Original Call Type: CRIMINAL MISCHIEF Reported At Block Of 800 S 2ND ST Occurred between 1101 hours on 4/18/2023 and 1101 hours on 4/18/2023 . <hr/> Caller reports a 250-gallon molasses container valued at \$350.00 was open and the contents spilled into the city street.	
CAD# 2023071386 TIME: 4/18/2023 11:08:18AM CASE# CAD Only HBRG CAD CALL COMPLETE	INFORMATION ONLY REPORT Reported at Block of 100 MOORE ST HBRG <hr/> Caller asks deputy about the self defense laws in Oregon. Deputy informs caller about were to find the ORS's.	
CAD# 2023071453 TIME: 4/18/2023 12:43:48PM CASE# CAD Only HBRG	POCKET DIAL LCSO AND CRCC Reported at Block of 800 MONROE ST HBRG <hr/> No Public Narrative.	
CAD# 2023071575 TIME: 4/18/2023 3:50:51PM CASE# CAD Only HBRG	NON 911 ISSUE Reported at Block of 400 TERRITORIAL ST HBRG <hr/> No Public Narrative.	

Incident Information:	Description	1.
CAD# 2023071604 TIME: 4/18/2023 4:33:11PM CASE# CAD Only HBRG CAD CALL COMPLETE	EXTRA PATROL Reported at Block of 100 N 9TH ST/SMITH ST HBRG <hr/> Caller requests extra patrol in area for possible speeding motorcycles.	
CAD# 2023071758 TIME: 4/18/2023 9:31:59PM CASE# CAD Only HBRG CAD CALL COMPLETE	WARRANT SERVICE Reported at Block of 600 DEMPSEY ST HBRG <hr/> Suspect not home	
CAD# 2023071765 TIME: 4/18/2023 9:47:16PM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPICIOUS VEHICLE Reported at Block of 100 N 1ST ST HBRG <hr/> Male in city park after hours advised to move along	
CAD# 2023071883 TIME: 4/19/2023 5:37:37AM CASE# 2301526 HBRG REPORT TAKEN	REPORT PENDING. Original Call Type: DEATH INVESTIGATION Reported At Block Of 600 RILEY WAY Occurred between 0537 hours on 4/19/2023 and 0537 hours on 4/19/2023 . <hr/> A 28 year old female with documented medical conditions was found to have died naturally.	
CAD# 2023072006 TIME: 4/19/2023 10:47:29AM CASE# CAD Only HBRG CAD CALL COMPLETE	FOLLOW UP Reported at Block of 500 S 1ST ST HBRG <hr/> I will make contact with RP to ensure all the items were returned with his wallet. I will write a follow-up for 747 and clear the report.	
CAD# 2023072281 TIME: 4/19/2023 4:57:31PM CASE# CAD Only HBRG CAD CALL COMPLETE	911 HANG UP CALL Reported at Block of 1000 WHITLEDGE PL HBRG <hr/> The caller is having a mental health crisis, but was not a danger to herself or others. I have knowledge of the past mental illness shown due to multiple prior contacts. There was no 911 issue and the caller was warned about Misuse.	

Incident Information:	Description	1.
<p>CAD# 2023072301</p> <p>TIME: 4/19/2023 5:24:47PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>THEFT Reported at Block of 300 N 3RD ST HBRG</p> <hr/> <p>I made telephone contact with the husband, due to the RP's phone missing. Husband confirmed, the RP had found her purse and phone at the location. Nothing missing at this time. NFA.</p>	
<p>CAD# 2023072310</p> <p>TIME: 4/19/2023 5:41:24PM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>911 HANG UP CALL Reported at Block of 600 DEMPSEY ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023072406</p> <p>TIME: 4/19/2023 9:03:18PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>FOUND PROPERTY Reported at Block of 300 N 6TH ST HBRG</p> <hr/> <p>Harrisburg resident called with a question related to some found property.</p>	
<p>CAD# 2023072435</p> <p>TIME: 4/19/2023 9:57:15PM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>POCKET DIAL LCSO AND CRCC Reported at Block of 800 S 9TH ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023072617</p> <p>TIME: 4/20/2023 9:13:06AM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>911 HANG UP CALL Reported at Block of 500 N 9TH ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023072848</p> <p>TIME: 4/20/2023 2:13:17PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>MVC NON INJURY Reported at Block of 100 N 1ST ST HBRG</p> <hr/> <p>The caller had questions regarding a crash that occurred this morning.</p>	

Incident Information:	Description	1.
<p>CAD# 2023072886</p> <p>TIME: 4/20/2023 3:10:44PM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>911 HANG UP CALL Reported at Block of 800 S 3RD ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023073143</p> <p>TIME: 4/21/2023 12:54:46AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>SECURITY CHECK Reported at Block of 300 S 3RD ST HBRG</p> <hr/> <p>Security check at a local bank.</p>	
<p>CAD# 2023073660</p> <p>TIME: 4/21/2023 8:29:03PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>HARASSMENT Reported at Block of 800 S 9TH ST HBRG</p> <hr/> <p>Caller requesting a family member be told not to contact them. The message was delivered.</p>	
<p>CAD# 2023073767</p> <p>TIME: 4/21/2023 11:51:00PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>WARNING EQUIPMENT VIOL</p>	<p>TRAFFIC STOP Reported at Block of 200 MACY ST/S 3RD ST HBRG</p> <hr/> <p>Driver warned no front plate</p>	
<p>CAD# 2023073881</p> <p>TIME: 4/22/2023 6:33:38AM</p> <p>CASE# 2301572</p> <p>HBRG</p> <p>REPORT TAKEN</p>	<p>REPORT PENDING. Original Call Type: THEFT Reported At Block Of 500 TERRITORIAL ST Occurred between 0633 hours on 4/22/2023 and 0633 hours on 4/22/2023 . Reported:</p> <hr/> <p>Deputy responds to theft. Caller reported 2 bags of cans valued at \$12.00 were stolen from her door step. The suspect attempted to turn in the cans at store, but the store employee stop the redemption and contacted the victim who came to the store and collected the can refund.</p>	
<p>CAD# 2023073935</p> <p>TIME: 4/22/2023 9:14:22AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>BURGLARY Reported at Block of 1000 HECKART LN HBRG</p> <hr/> <p>Deputies responded to what was reported as a trespass and possible burglary. Deputies arrived and learned the reported male was given permission to be on the property by the current tenant. Non criminal.</p>	

Incident Information:	Description	1.
CAD# 2023074324 TIME: 4/22/2023 6:39:12PM CASE# 2301578 HBRG REPORT TAKEN	Report Filed. PROPERTY, FOUND Reported At Block Of 800 PRICEBORO DR Occurred between 1838 hours on 4/22/2023 and 1839 hours on 4/22/2023 . Reported: 4/22/2023 <hr/> Deputies seize what caller believes to be a baggie with drug residue. Deputies properly dispose of item.	
CAD# 2023074345 TIME: 4/22/2023 6:59:49PM CASE# CAD Only HBRG	911 HANG UP CALL Reported at Block of 300 SMITH ST HBRG <hr/> No Public Narrative.	
CAD# 2023074371 TIME: 4/22/2023 7:41:16PM CASE# CAD Only HBRG CAD CALL COMPLETE	JUVENILE COMPLAINT Reported at Block of 900 ARROW LEAF PL HBRG <hr/> Juveniles on train tracks had left area prior to Deputy arrival	
CAD# 2023074404 TIME: 4/22/2023 8:35:23PM CASE# 2301576 HBRG REPORT TAKEN	Report Filed. INFO-WELFARE CHECK Reported At Block Of 800 SOMMERVILLE LOOP Occurred between 2034 hours on 4/22/2023 and 2035 hours on 4/22/2023 . Reported: <hr/> Deputies conduct welfare check on children found walking along road. Children found to be in good health at home. Information cross-reported to DHS	
CAD# 2023074604 TIME: 4/23/2023 3:50:57AM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPICIOUS VEHICLE Reported at Block of 100 N 1ST ST/MONROE ST HBRG <hr/> Vehicle in closed city park advised to move along	
CAD# 2023074611 TIME: 4/23/2023 4:46:27AM CASE# CAD Only HBRG WARNING MOVING VIOLATIC	TRAFFIC STOP Reported at Block of 200 S 3RD ST/MACY ST HBRG <hr/> Driver warned fail obety traffic control device	

Incident Information:	Description	1.
<p>CAD# 2023074720</p> <p>TIME: 4/23/2023 9:59:42AM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>INFORMATION ONLY REPORT Reported at Block of 200 N 3RD ST/TERRITORIAL ST HBRG</p> <hr/> <p>Advised Coburg PD will be running traffic for a few hours.</p>	
<p>CAD# 2023074772</p> <p>TIME: 4/23/2023 12:01:09PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>EXTRA PATROL Reported at Block of 1000 HECKART LN HBRG</p> <hr/> <p>Tenants are moving out of residence and are allowed to be there .</p>	
<p>CAD# 2023074777</p> <p>TIME: 4/23/2023 12:12:55PM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>POCKET DIAL LCSO AND CRCC Reported at Block of 400 TERRITORIAL ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023074790</p> <p>TIME: 4/23/2023 12:42:27PM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>911 HANG UP CALL Reported at Block of 400 TERRITORIAL ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023074808</p> <p>TIME: 4/23/2023 1:30:17PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>FOLLOW UP Reported at Block of 900 S 9TH ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023074858</p> <p>TIME: 4/23/2023 2:45:01PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>ASSIST OTHER AGENCY Reported at Block of 700 S 2ND ST HBRG</p> <hr/> <p>Deputy assisted OSP in searching for a vehicle suspected to be involved in an armed robbery. Vehicle was stopped prior to entering the county .</p>	

Incident Information:	Description	1.
CAD# 2023075043 TIME: 4/23/2023 8:17:51PM CASE# CAD Only HBRG WARNING EQUIPMENT VIOL/	TRAFFIC STOP Reported at Block of 100 MACY ST/S 1ST ST HBRG <hr/> Driver warned no plates	
CAD# 2023075075 TIME: 4/23/2023 9:32:20PM CASE# CAD Only HBRG CAD CALL COMPLETE	FOLLOW UP Reported at Block of 300 N 10TH ST HBRG <hr/> Follow-up on an active investigation.	
CAD# 2023075083 TIME: 4/23/2023 9:58:02PM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPICIOUS VEHICLE Reported at Block of 300 LASALLE ST HBRG <hr/> Contacted a person who had run their car out of gas.	
CAD# 2023075300 TIME: 4/24/2023 9:42:34AM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPICIOUS PERSON Reported at Block of 1000 HECKART LN HBRG <hr/> A male and a female were seen at a residence where the renters are moving out . The male tenant feels the persons seen are somehow friends of his wife that he is splitting from. The male tenant is choosing to not press charges for theft or trespassing.	
CAD# 2023075345 TIME: 4/24/2023 10:58:26AM CASE# CAD Only HBRG EXTRA PATROL	EXTRA PATROL Reported at Block of 300 SOMMERVILLE AVE HBRG <hr/>	
CAD# 2023075809 TIME: 4/25/2023 12:07:03AM CASE# CAD Only HBRG WARNING ISSUED	TRAFFIC STOP Reported at Block of 700 S 6TH ST HBRG <hr/> Driver warned for moving violation.	

Incident Information:	Description	1.
<p>CAD# 2023075817</p> <p>TIME: 4/25/2023 12:27:39AM</p> <p>CASE# 2301602</p> <p>HBRG</p> <p>REPORT TAKEN</p>	<p>REPORT PENDING. Original Call Type: BIKE TRAFFIC Reported At Block Of 200 LASALLE ST Occurred between 0027 hours on 4/25/2023 and 0027 hours on 4/25/2023 . Reported:</p> <hr/> <p>Nigel Solesbee, 24, of Junction City, was arrested on an outstanding warrant.</p>	
<p>CAD# 2023075850</p> <p>TIME: 4/25/2023 2:08:08AM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>EXTRA PATROL Reported at Block of 300 SOMMERVILLE AVE HBRG</p> <hr/> <p>Deputies conduct an extra patrol at Eagle Park.</p>	
<p>CAD# 2023076329</p> <p>TIME: 4/25/2023 5:59:01PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>EVENT DETAIL Reported at Block of 300 SMITH ST HBRG</p> <hr/> <p>Harrisburg City council meeting.</p>	
<p>CAD# 2023076355</p> <p>TIME: 4/25/2023 6:34:49PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>SUSPICIOUS PERSON Reported at Block of 200 TERRITORIAL ST/N 3RD ST HBRG</p> <hr/> <p>Deputies contacted a intoxicated male who has been displaying alarming behavior. The male was told the behavior needed to stop immediately.</p>	
<p>CAD# 2023076453</p> <p>TIME: 4/25/2023 9:32:40PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>HARRISBURG</p>	<p>ALARM LAW ONLY Reported at Block of 400 TERRITORIAL ST HBRG</p> <hr/> <p>False alarm at local business.</p>	
<p>CAD# 2023076488</p> <p>TIME: 4/25/2023 10:42:52PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>HARRISBURG</p>	<p>PARK PATROL Reported at Block of 300 SOMMERVILLE AVE HBRG</p> <hr/> <p>Vandalism prevention patrol. Nothing the deputy saw appeared out of the ordinary.</p>	

Incident Information:	Description	1.
CAD# 2023076595 TIME: 4/26/2023 6:09:15AM CASE# CAD Only HBRG	911 HANG UP CALL Reported at Block of 400 TERRITORIAL ST HBRG <hr/> No Public Narrative.	
CAD# 2023076617 TIME: 4/26/2023 7:16:14AM CASE# CAD Only HBRG	POCKET DIAL LCSO AND CRCC Reported at Block of 800 ERICA WAY HBRG <hr/> No Public Narrative.	
CAD# 2023076633 TIME: 4/26/2023 8:00:43AM CASE# CAD Only HBRG CAD CALL COMPLETE	MVC NON INJURY Reported at Block of 600 LASALLE ST HBRG <hr/> Deputy responded to a non-injury crash. The crash was a minor fender bender and non-reportable.	
CAD# 2023076806 TIME: 4/26/2023 11:24:27AM CASE# CAD Only HBRG	911 HANG UP CALL Reported at Block of 400 TERRITORIAL ST HBRG <hr/> No Public Narrative.	
CAD# 2023077031 TIME: 4/26/2023 3:32:25PM CASE# CAD Only HBRG CAD CALL COMPLETE	FOLLOW UP Reported at Block of 400 S 9TH ST HBRG <hr/> No Public Narrative.	
CAD# 2023077096 TIME: 4/26/2023 4:36:44PM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPICIOUS VEHICLE Reported at Block of 700 DIAMOND HILL DR/N 7TH ST HBRG <hr/> Caller reports suspicious vehicle in neighborhood. Deputy speaks to the vehicles registered owner, and does not observe signs of suspicious activity or signs of impairment.	

Incident Information:	Description	1.
CAD# 2023077325 TIME: 4/26/2023 10:59:52PM CASE# CAD Only HBRG UTL GOA	SUSPICIOUS VEHICLE Reported at Block of 800 ARROW LEAF AVE HBRG <hr/> Deputies UTL suspicious vehicle	
CAD# 2023077331 TIME: 4/26/2023 11:14:36PM CASE# CAD Only HBRG CAD CALL COMPLETE	DOMESTIC DISTURBANCE Reported at Block of 300 N 7TH PL HBRG <hr/> Deputies responded to a verbal altercation. Non-criminal.	
CAD# 2023077340 TIME: 4/26/2023 11:38:16PM CASE# 2301634 HBRG REPORT TAKEN	Report Filed. HARASSMENT PHYSICAL CONTACT/SIMPLE ASSAULT Reported At Block Of 300 N 7TH PL Occurred between 0700 hours on 1/13/2022 and 0701 hours on 1/13/2022 <hr/> Deputies take report of DV from over a year prior.	
CAD# 2023077421 TIME: 4/27/2023 5:24:40AM CASE# CAD Only HBRG	POCKET DIAL LCSO AND CRCC Reported at Block of 300 LASALLE ST HBRG <hr/> No Public Narrative.	
CAD# 2023077490 TIME: 4/27/2023 8:38:58AM CASE# CAD Only HBRG CAD CALL COMPLETE	THEFT Reported at Block of 800 UMPQUA ST HBRG <hr/> Deputies investigated a missing lawn mower.	
CAD# 2023077630 TIME: 4/27/2023 11:14:51AM CASE# CAD Only HBRG	ALARM LAW ONLY Reported at Block of 400 SMITH ST HBRG <hr/> No Public Narrative.	

Incident Information:	Description	1.
CAD# 2023077647 TIME: 4/27/2023 11:30:32AM CASE# CAD Only HBRG CAD CALL COMPLETE	EXTRA PATROL Reported at Block of 600 S 9TH ST HBRG <hr/> No Public Narrative.	
CAD# 2023077671 TIME: 4/27/2023 12:10:13PM CASE# CAD Only HBRG	911 HANG UP CALL Reported at Block of 400 TERRITORIAL ST HBRG <hr/> No Public Narrative.	
CAD# 2023077713 TIME: 4/27/2023 1:10:56PM CASE# CAD Only HBRG CAD CALL COMPLETE	911 HANG UP CALL Reported at Block of 500 LASALLE ST HBRG <hr/> 911 hangup at business, Deputy responds and discovers call was made by mistake, all employees were accounted for and needed no assistance	
CAD# 2023077890 TIME: 4/27/2023 4:06:22PM CASE# 2301645 HBRG REPORT TAKEN	REPORT PENDING. Original Call Type: IDENTITY THEFT Reported At Block Of 1000 S 6TH ST Occurred between 1606 hours on 4/27/2023 and 1606 hours on 4/27/2023 . Reported: <hr/> Deputy spoke with caller reporting an identity theft. Investigation is currently ongoing.	
CAD# 2023078094 TIME: 4/27/2023 8:16:53PM CASE# CAD Only HBRG	NEIGHBORHOOD DISPUTE Reported at Block of 200 N 7TH ST HBRG <hr/> No Public Narrative.	
CAD# 2023078101 TIME: 4/27/2023 8:26:53PM CASE# CAD Only HBRG CAD CALL COMPLETE	SUSPECT FOLLOW UP Reported at Block of 300 N 10TH ST HBRG <hr/> Follow-up on an open investigation.	

Incident Information:

Description

1.

CAD# 2023078214
TIME: 4/28/2023 12:12:40AM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

SUSPICIOUS VEHICLE Reported at Block of 100 N 1ST ST/MONROE ST HBRG

Vehicle in closed city park advised to move along

CAD# 2023078215
TIME: 4/28/2023 12:26:22AM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

EXTRA PATROL Reported at Block of 300 SOMMERVILLE AVE HBRG

Extra patrol at Harrisburg ponds

CAD# 2023078376
TIME: 4/28/2023 9:16:02AM
CASE# CAD Only
HBRG

ASSIST OTHER AGENCY Reported at Block of 800 S 3RD ST HBRG

Report of a DUI driver headed to Harrisburg on 99e. Car was not located.

CAD# 2023078630
TIME: 4/28/2023 2:40:51PM
CASE# CAD Only
HBRG
CITE EQUIPMENT VIOLATION

TRAFFIC STOP Reported at Block of 1000 S 6TH ST HBRG

Operator was cited for expired tags (^13) and for DWS-Violation.

CAD# 2023078651
TIME: 4/28/2023 3:04:30PM
CASE# CAD Only
HBRG
CAD CALL COMPLETE

THREATS Reported at Block of 400 PEORIA RD HBRG

The caller was asking for extra patrol over the weekend until Monday at 1000 hours, as an employee made threats of harm to the business and other employees. The employee is being fired Monday.

CAD# 2023078658
TIME: 4/28/2023 3:15:27PM
CASE# CAD Only
HBRG
CITE EQUIPMENT VIOLATION

TRAFFIC STOP Reported at Block of 300 SOMMERVILLE AVE HBRG

Operator cited for expired tags (11/2021).

Incident Information:	Description	1.
<p>CAD# 2023078849</p> <p>TIME: 4/28/2023 7:04:07PM</p> <p>CASE# 2301666</p> <p>HBRG</p> <p>REPORT TAKEN</p>	<p>REPORT PENDING. Original Call Type: CRIMINAL MISCHIEF Reported At Block Of 800 ARROW LEAF PL Occurred between 1904 hours on 4/28/2023 and 1904 hours on 4/28/2023</p> <hr/> <p>Juveniles wrote profanity on a slide at Arrow Leaf Park in permanent marker .</p>	
<p>CAD# 2023079186</p> <p>TIME: 4/29/2023 8:55:46AM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>POCKET DIAL LCSO AND CRCC Reported at Block of 800 S 9TH ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023079234</p> <p>TIME: 4/29/2023 10:26:45AM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>POCKET DIAL LCSO AND CRCC Reported at Block of 400 TERRITORIAL ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023079255</p> <p>TIME: 4/29/2023 10:55:27AM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>POCKET DIAL LCSO AND CRCC Reported at Block of 400 TERRITORIAL ST HBRG</p> <hr/> <p>No Public Narrative.</p>	
<p>CAD# 2023079427</p> <p>TIME: 4/29/2023 2:40:57PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>EXTRA PATROL</p>	<p>EXTRA PATROL Reported at Block of 300 SOMMERVILLE AVE HBRG</p> <hr/>	
<p>CAD# 2023079519</p> <p>TIME: 4/29/2023 4:08:39PM</p> <p>CASE# CAD Only</p> <p>HBRG</p>	<p>POCKET DIAL LCSO AND CRCC Reported at Block of 300 MOORE ST HBRG</p> <hr/>	

Incident Information:	Description	1.
<p>CAD# 2023079814</p> <p>TIME: 4/29/2023 10:27:46PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>INFORMATION ONLY REPORT Reported at Block of 600 ERICA PL/ERICA WAY HBRG</p> <hr/> <p>Report of loud music in the neighborhood.</p>	
<p>CAD# 2023080184</p> <p>TIME: 4/30/2023 12:54:45PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>FOLLOW UP Reported at Block of 300 N 10TH ST HBRG</p> <hr/> <p>Follow up on going investigation</p>	
<p>CAD# 2023080225</p> <p>TIME: 4/30/2023 1:55:04PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>WARNING MOVING VIOLATIC</p>	<p>TRAFFIC STOP Reported at Block of 100 N 3RD ST HBRG</p> <hr/> <p>Driver warned for fail to obey a traffic control device.</p>	
<p>CAD# 2023080258</p> <p>TIME: 4/30/2023 2:54:57PM</p> <p>CASE# CAD Only</p> <p>HBRG</p> <p>CAD CALL COMPLETE</p>	<p>TRAFFIC STOP Reported at Block of 100 N 3RD ST/MONROE ST HBRG</p> <hr/> <p>Driver warned expired tags</p>	

Incident Information:	Description	1.
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Agenda Bill

Harrisburg City Council

Harrisburg, Oregon

THE MATTER OF REVIEWING THE 1ST QUARTER CRIME RESULTS FOR THE CITY OF HARRISBURG

STAFF REPORT:

Exhibit A: Harrisburg Crime Comparison 1st Quarter

Exhibit B: LCSO Contract Cities Report

ACTION: NO ACTION. INFORMATION ONLY

THIS AGENDA BILL IS DESTINED FOR: Work Session – May 27, 2023

BUDGET IMPACT		
COST	BUDGETED?	SOURCE OF FUNDS
N/A	N/A	N/A

STAFF RECOMMENDATION:

Staff recommends normal discussion of any concerns that Council might have in relation to crime issues.

BACKGROUND INFORMATION:

The Crime Comparison by Quarter Report (**Exhibit A**) has been updated by the addition of the 1st Quarter of 2023. *Person Crimes* are up by 1 from the previous quarter, as well as to the 1st Qtr. results in 2022. *Property crimes* are reduced by 1 from the previous Qtr., and by 3 for the 1st qtr. LY. *Drug/Alcohol Crimes* are also increased, and are in fact, higher than any of the previous Qtr. results. *All other offenses* are at 19, which is up by 6, and 5, respectively, from the 4th Qtr., and 1st Qtr. for LY.

Looking at the Contract Cities Crime Report, (**Exhibit B**, Page 4) at the end of the report, *property crimes* are down by 9 compared to overall LY. *All other offenses* are up compared to LY at this time, while *drug and alcohol offenses* are 5 more than last year. *Traffic offenses* are down, as well as *person crimes*. *Fugitive/Warrant Arrests* are also up compared to LY.

Finally, in Year-to-Year Crime comparisons between all cities (**Exhibit B**, Page 5), we are now leading all the other cities in total crimes, although we are under LYTD.

REVIEW AND APPROVAL:



Michele Eldridge/ City Administrator 05/18/2023
Date

Harrisburg Crime Comparison by Quarter – 1st Qtr 2023

Table 1: Crime Comparison Report

Quarter	Person Crimes	Property Crimes	Drug/Alcohol Crimes	Traffic Offenses	'All Other Offenses'
1 st Qtr.	5	19	5	3	19
2022					
4 th Qtr.	4	20	4	3	13
3 rd Qtr.	5	14	0	1	17
2 nd Qtr.	6	10	0	7	23
1 st Qtr.	4	22	0	3	14
2021					
4 th Qtr.	6	30	0	3	14
3 rd Qtr.	4	14	2	3	13
2 nd Qtr.	3	29	0	3	8
1 st Qtr.	4	18	4	3	10

Table 2: Arrests by Crime Group

Quarter	Person	Property	Drug/Alcohol	Traffic	All Other
1 st Qtr.	3	3	3	4	20
2022					
4 th Qtr.	3	4	3	3	11
3 rd Qtr.	1	1	0	0	21
2 nd Qtr.	1	4	1	3	25
1 st Qtr.	0	3	0	2	13
2021					
4 th Qtr.	1	3	0	2	11
3 rd Qtr.	3	2	2	4	18
2 nd Qtr.	4	4	0	3	9
1 st Qtr.	3	2	3	1	5

Table 3: Citation Count by Traffic Group

Quarter	Total Citations	Total Violations	Non-Injury Crashes	Injury Crashes	Moving violations	Speeding	License/Ins	Equip Violation	Traffic Crime
1 st Qtr.	26	43	3	0	7	2	21	12	0
2022									
4 th Qtr.	34	54	2	2	11	8	21	8	0
3 rd Qtr.	53	88	4	0	11	5	30	27	0
2 nd Qtr.	62	110	1	0	13	3	49	28	0
1 st Qtr.	48	58	4	2	28	1	29	22	1
2021									
4 th Qtr.	28	35	2	1	11	6	19	6	
3 rd Qtr.	20	31	4	0	4	5	14	6	
2 nd Qtr.	31	31	3	1	15	12	9	3	
1 st Qtr.	31	45	2	1	19	11	8	7	

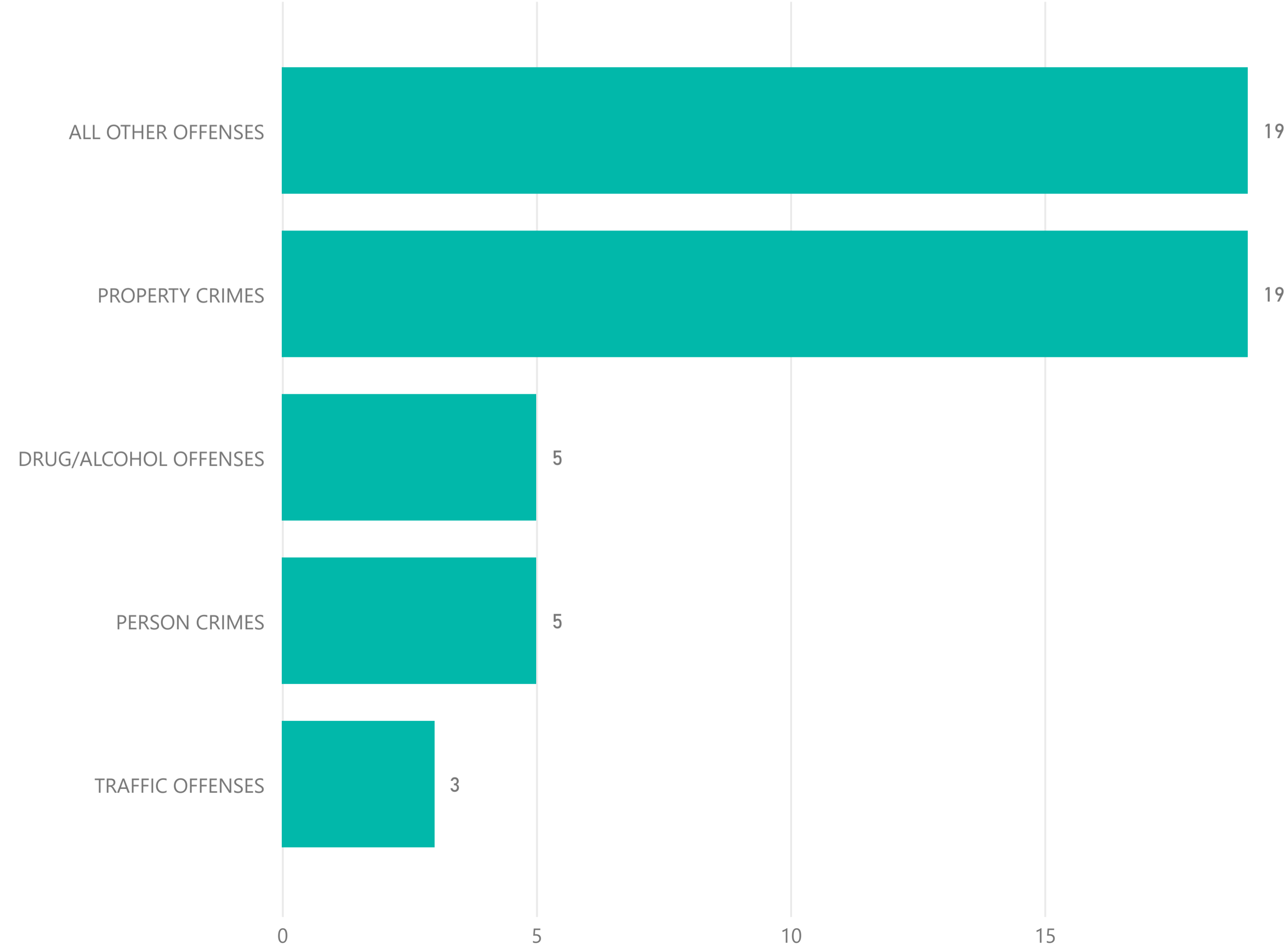
BEAT

BRWN	HALS	HBRG	LYON	MILB	MILC	SCIO
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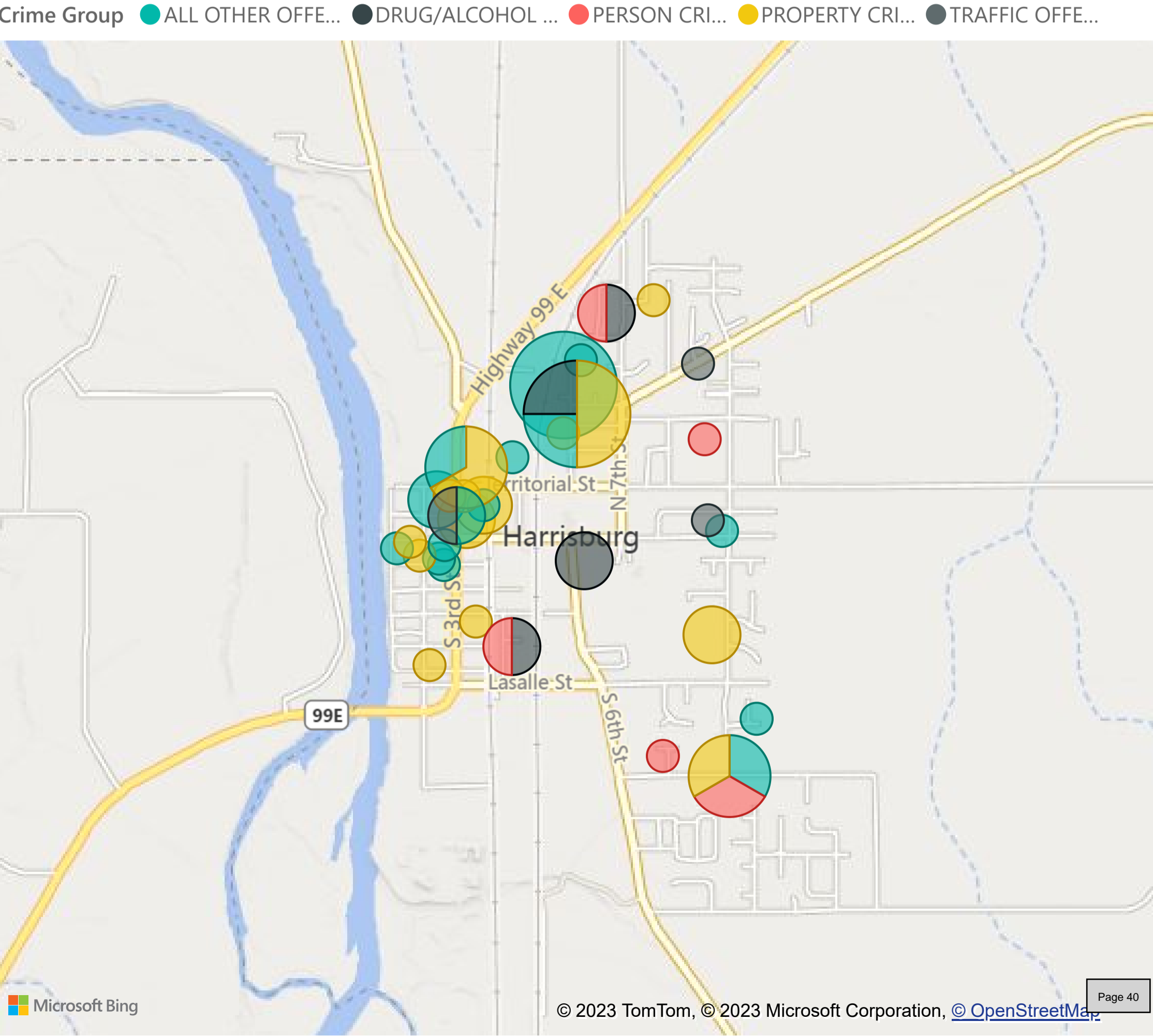
1/1/20233/31/2023

PERSON CRIMES	PROPERTY CRIMES	DRUG/ALCOHOL	TRAFFIC OFFENSES	ALL OTHER OFF	TOTAL CAD EVENTS
5	19	5	3	19	4

Incidents by Crime Group



Incidents, First Incident #, First Incident Address, First IBR Group, Earliest Reported Date and First PubNar ...



BEAT

BRWN

HALS

HBRG

LYON

MILB

MILC

SCIO

1/1/2023

3/31/2023

PERSON CRIMES

PROPERTY CRIMES

DRUG/ALCOHOL

TRAFFIC OFFENSES

ALL OTHER OFF

3

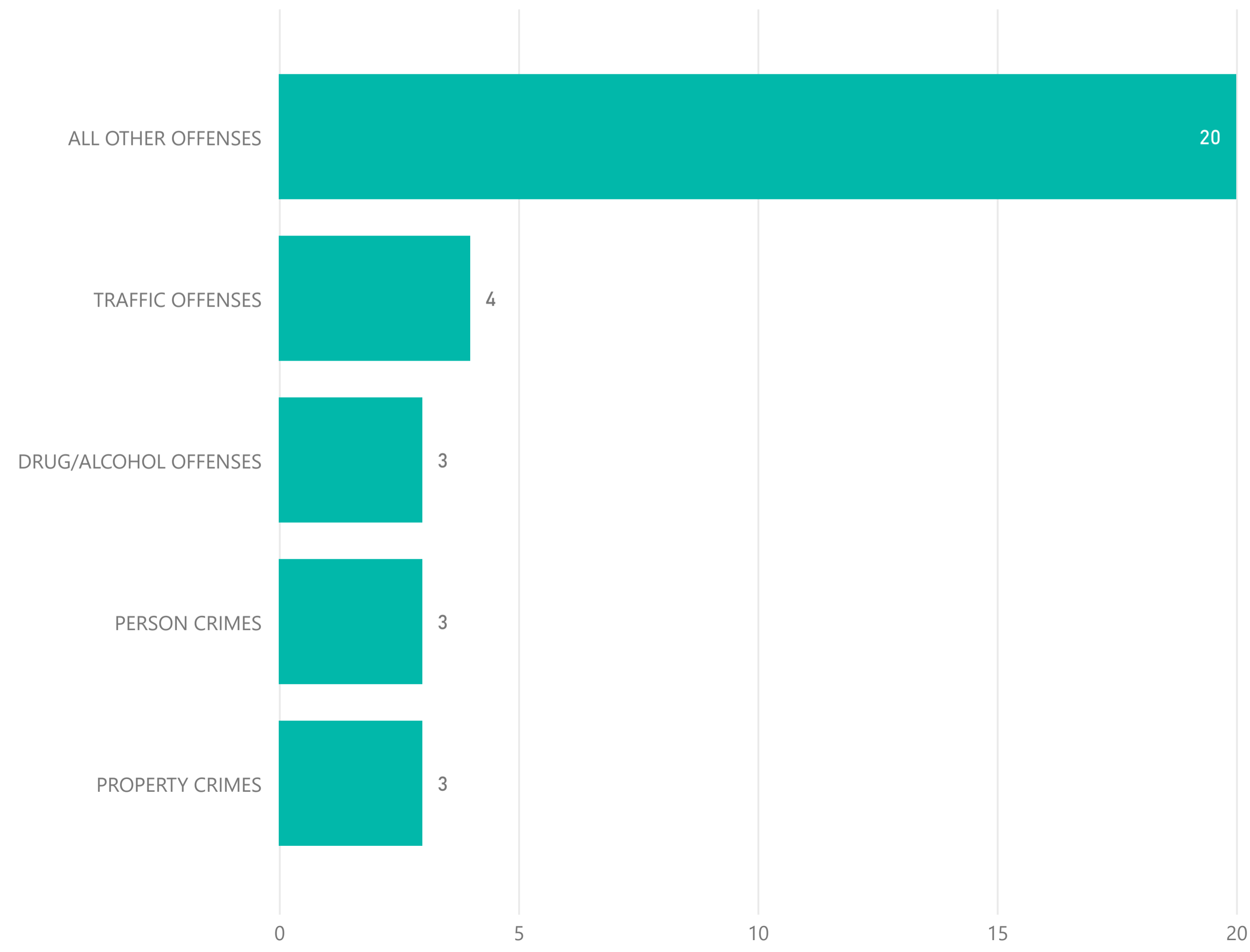
3

3

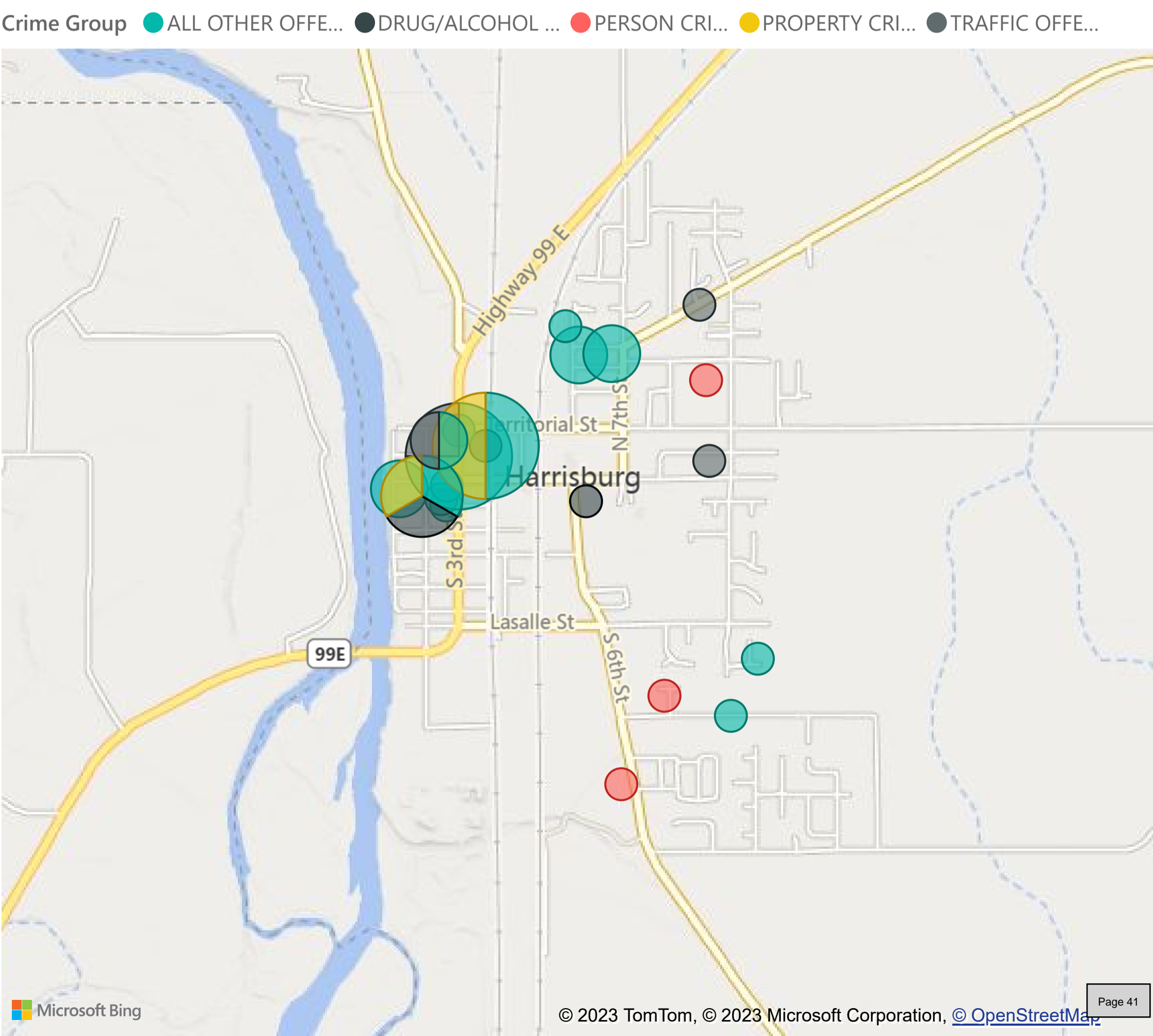
4

20

ArrestCnt by Crime Group



ArrestCnt, Count of armainid, First IBR Group, First AddressArrest, First case_id and First PubNar by Crime ...



BEAT

BRWNHALSHBRG LYON MILB MILC SCIO

1/1/20233/31/2023

CITATIONS26

VIOLATIONS43

Non-Injury Crashes3

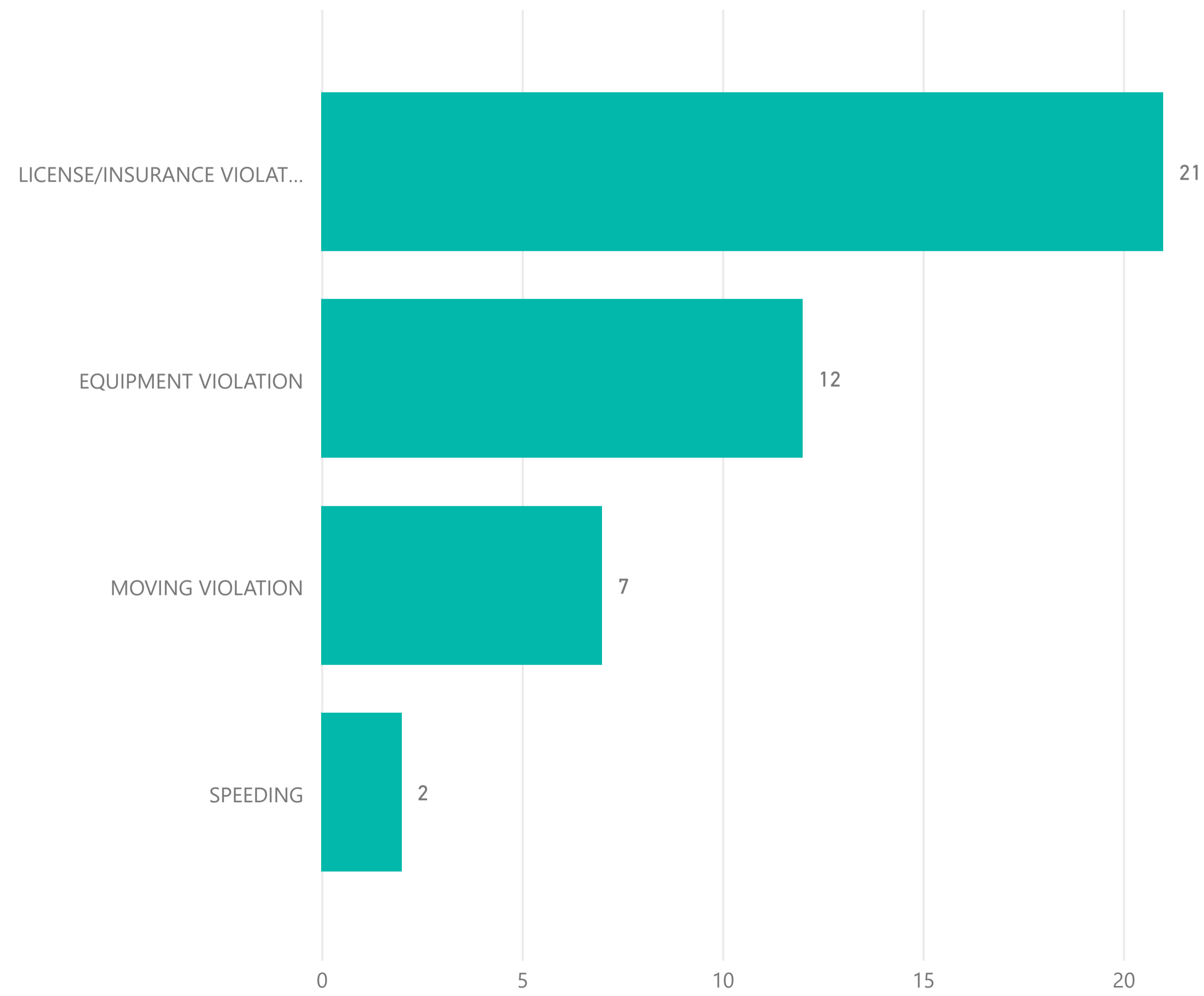
Injury Crashes(Blank)

tcmainid_raw

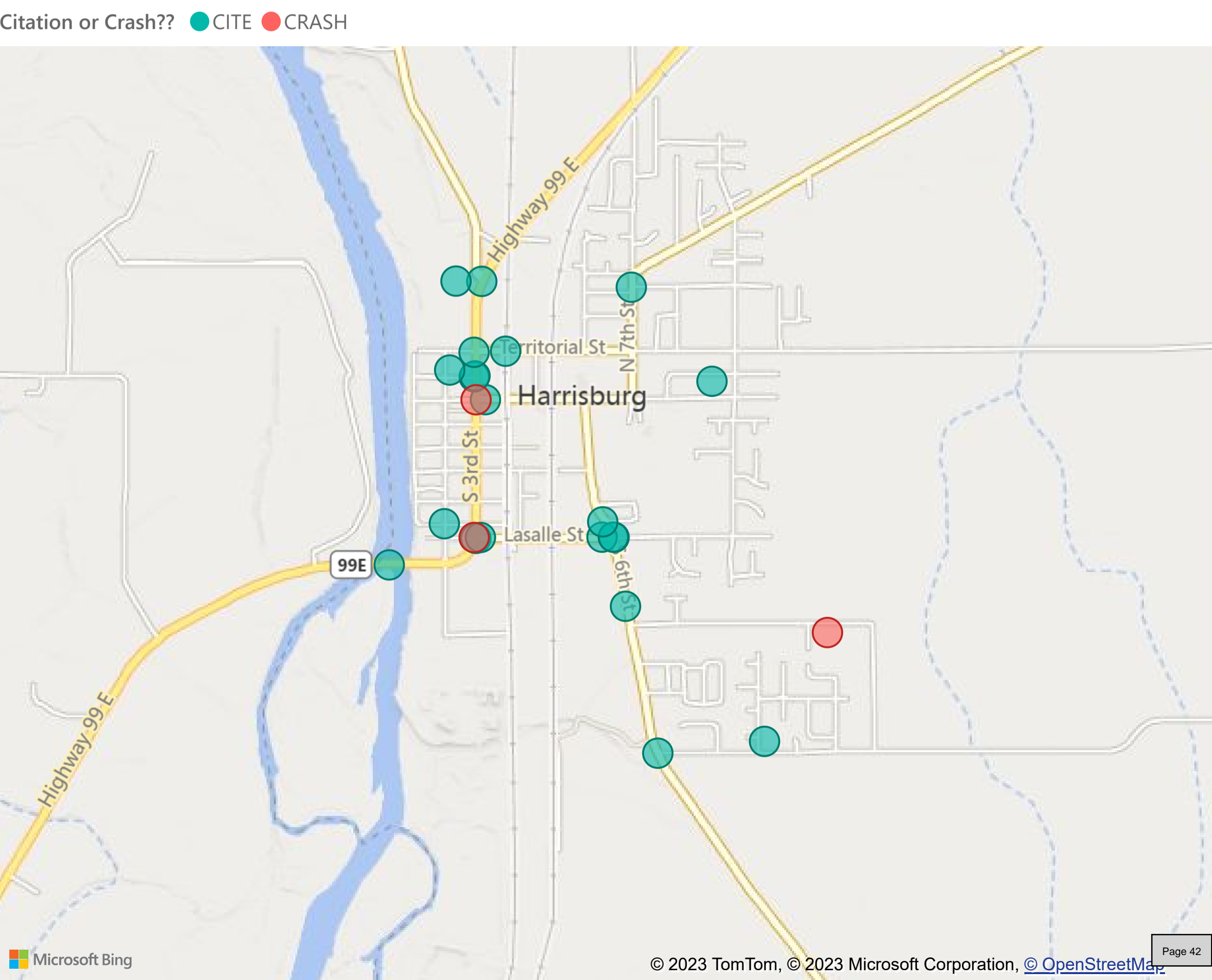
263785

263837

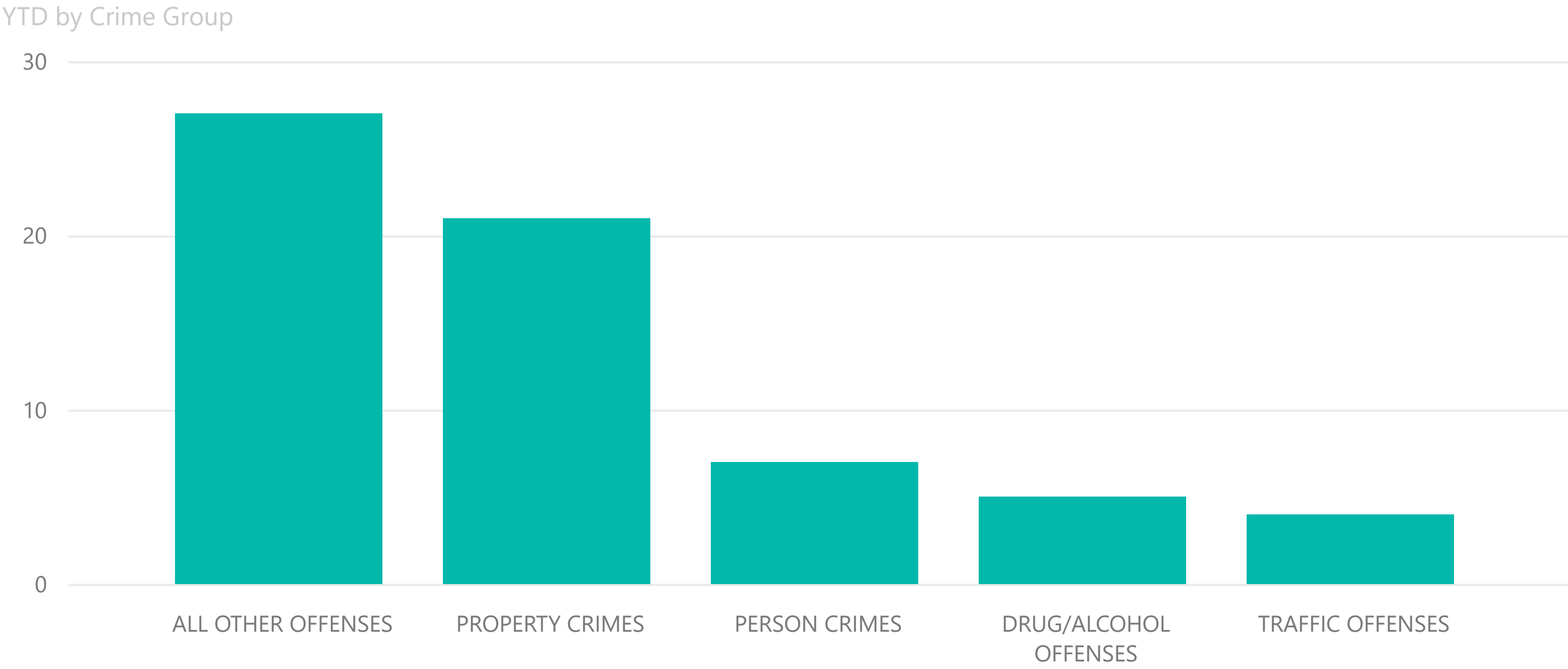
CitationCnt by Traffic Group



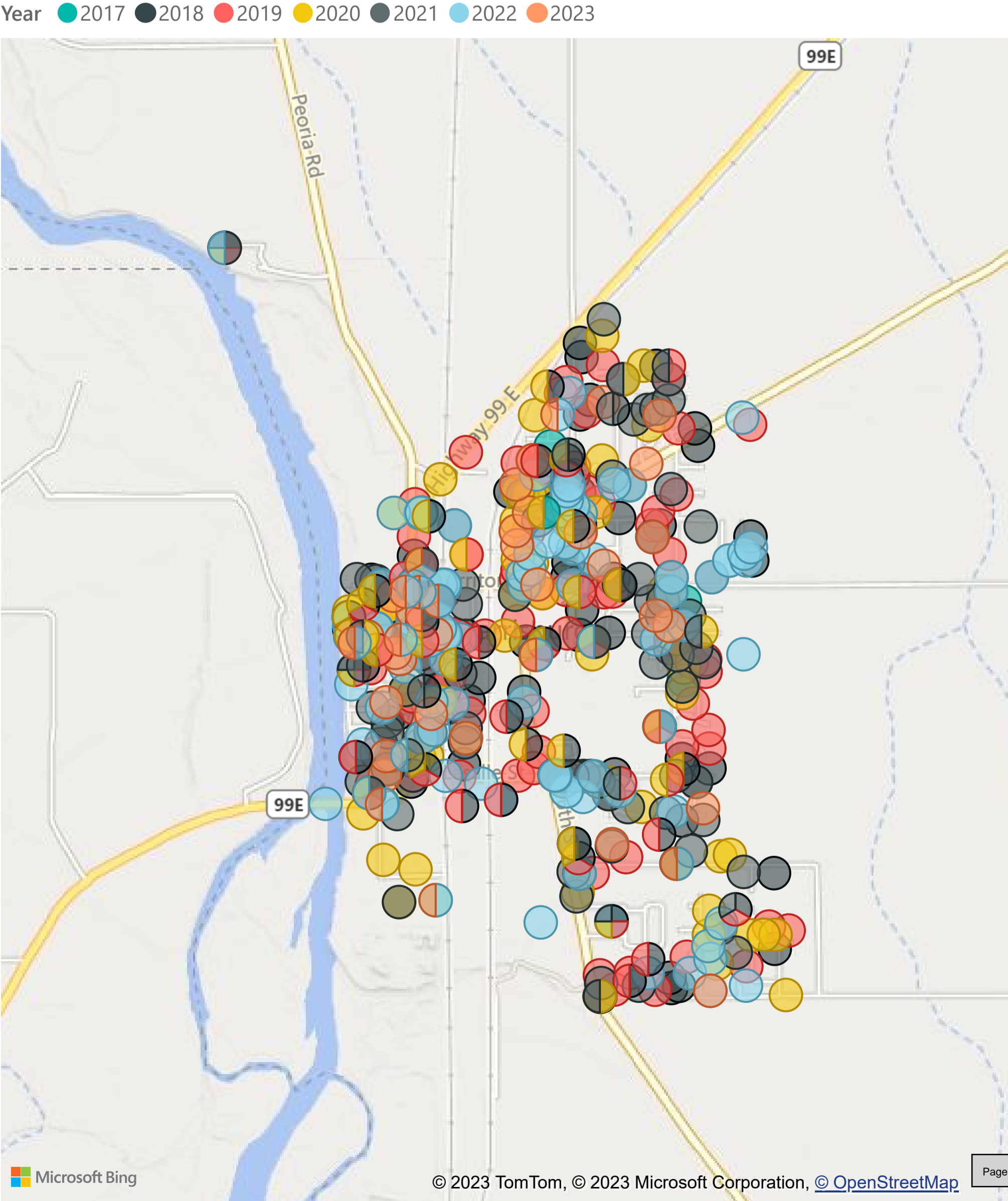
First trci_id, First chrgdesc, First closecode, First ViolationAddress, First Crash Address, Earliest calldate and First PubN...



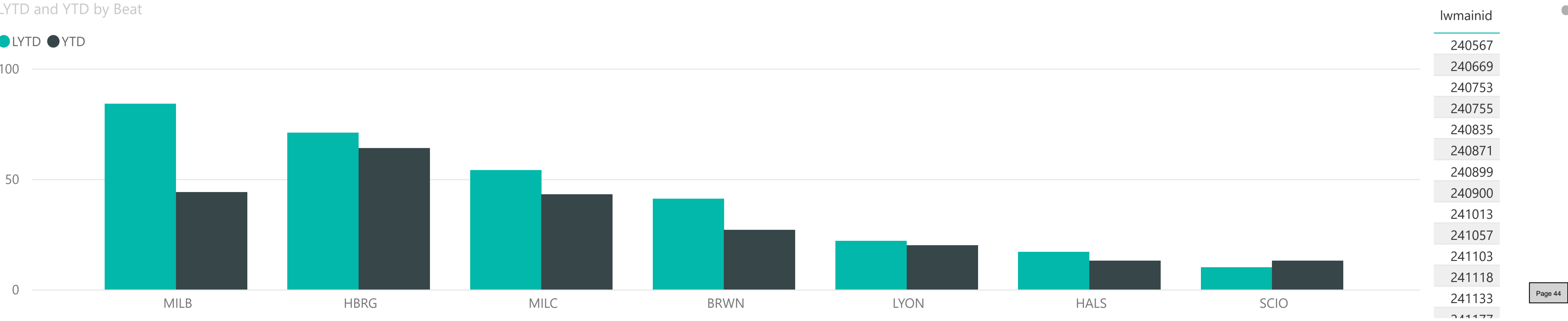
Crime Group	YTD	LYTD	YTD2	YTD3	YTD4	YTD5	YPC	5YRAVG	5YRPC
<div><div></div>PROPERTY CRIMES</div>	21	30	38	37	26	28	-30.0%	31.80	-33.96%
<div><div></div>ALL OTHER OFFENSES</div>	27	25	16	20	31	34	8.0%	25.20	7.14%
ALL OTHER CRIMES	3	2	6	2	4		50.0%	2.80	7.14%
SIMPLE TRESPASS	2	3	3	6	2	2	-33.3%	3.20	-37.50%
ANIMAL-NUISANCE		2	2	1		2	-100.0%	1.40	-100.00%
MENACING/HARASSMENT/STALKING	1	1	2		1	2	0.0%	1.20	-16.67%
DISORDERLY CONDUCT	3	2	1	3	3	3	50.0%	2.40	25.00%
FUGITIVE/WARRANT	18	14	1	7	19	25	28.6%	13.20	36.36%
OTHER WEAPONS CRIMES			1	1	1			0.60	-100.00%
LITTERING		1			1		-100.0%	0.40	-100.00%
<div><div></div>PERSON CRIMES</div>	7	8	5	15	14	3	-12.5%	9.00	-22.22%
<div><div></div>TRAFFIC OFFENSES</div>	4	8	5	3	6	5	-50.0%	5.40	-25.93%
<div><div></div>DRUG/ALCOHOL OFFENSES</div>	5		4	4	2	3		2.60	92.31%
Total	64	71	68	79	79	73	-9.9%	74.00	-13.51%



First IBR Group, First ibrcode, First street, First Incident # and Last systab2.Case Status by Year, ...



Year Crime Group	2017			2018			2019			2020			2021			LYTD	Cou
	LYTD	Count of I...	YPC	LYTD	Count of lw...	YPC	LYTD	Count of I...	YPC	LYTD	Count of...	YPC	LYTD	Count of lwchrgid	YPC		
<div><div></div>ALL OTHER OFFENSES</div>		128		128	268	109.4%	268	241	-10.1%	241	194	-19.5%	194	225	16.0%	225	
<div><div></div>DRUG/ALCOHOL OFFENSES</div>		15		15	29	93.3%	29	24	-17.2%	24	23	-4.2%	23	14	-39.1%	14	
<div><div></div>PERSON CRIMES</div>		33		33	95	187.9%	95	87	-8.4%	87	99	13.8%	99	69	-30.3%	69	
<div><div></div>PROPERTY CRIMES</div>		192		192	329	71.4%	329	303	-7.9%	303	305	0.7%	305	360	18.0%	360	
<div><div></div>ALL OTHER THEFT/LARCENY</div>		31		31	65	109.7%	65	74	13.8%	74	71	-4.1%	71	65	-8.5%	65	
<div><div></div>ARSON</div>		4		4	2	-50.0%	2	3	50.0%	3	3	0.0%	3	2	-33.3%	2	
<div><div></div>BICYCLE THEFT</div>		4		4	3	-25.0%	3	4	33.3%	4	1	-75.0%	1	1	0.0%	1	
<div><div></div>BURGLARY - OTHER</div>		19		19	20	5.3%	20	27	35.0%	27	19	-29.6%	19	19	0.0%	19	
<div><div></div>BURGLARY - RESIDENCE</div>		6		6	19	216.7%	19	20	5.3%	20	14	-30.0%	14	10	-28.6%	10	
<div><div></div>FORGERY</div>		2		2	12	500.0%	12	4	-66.7%	4	7	75.0%	7	2	-71.4%	2	
<div><div></div>IDENTITY THEFT</div>		5		5	12	140.0%	12	10	-16.7%	10	12	20.0%	12	15	25.0%	15	
<div><div></div>OTHER FRAUD</div>		10		10	13	30.0%	13	8	-38.5%	8	10	25.0%	10	18	80.0%	18	
<div><div></div>RECOVERED VEHICLE/PROPERTY</div>											1		1	2	100.0%	2	
Total		412		412	775	88.1%	775	718	-7.4%	718	660	-8.1%	660	723	9.5%	723	



Agenda Bill

Harrisburg City Council

Harrisburg, Oregon

THE MATTER OF DISCUSSION AND ALLOWING PUBLIC TESTIMONY IN RELATION TO ESTABLISHING OBJECTIVELY REASONABLE TIME, PLACE AND MANNER (TPM) RESTRICTIONS IN REGARDS TO CAMPING AND TO SITTING, SLEEPING, AND LYING DOWN ON PUBLIC PROPERTY IN HARRISBURG

STAFF REPORT:

- Exhibit A: Memo from Deputy Attorney Catherine Pratt
- Exhibit B: Redlined HMC 9.55 City Park Regulations
- Exhibit C: Proposed Draft Ordinance with HMC 9.45, 9.55 & 9.65

ACTION: DISCUSSION & TBD

THIS AGENDA BILL IS DESTINED FOR: Work Session Agenda, May 23, 2023

BUDGET IMPACT		
COST	BUDGETED?	SOURCE OF FUNDS
N/A	N/A	N/A

THE MAYOR WILL OPEN A PUBLIC HEARING AT THIS TIME IN ORDER TO ALLOW PUBLIC TESTIMONY IN RELATION TO THE PROPOSED TPM RESTRICTIONS AND ORDINANCE. EACH PERSON WILL BE ALLOWED UP TO TWO MINUTES APIECE TO PROVIDE TESTIMONY.

STAFF RECOMMENDATION:

Staff recommends City Council a final review of TPM restrictions Harrisburg would like to adopt in the future.

BACKGROUND INFORMATION:

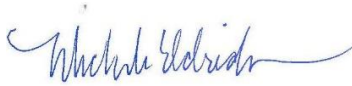
At the work session held in April, the City Council and Deputy Attorney Catherine Pratt had a further discussion on the proposed TPM restrictions in relation to camping. The attached documents should reflect previous discussion and direction that has been supplied by the City Council, City Staff, and the City Council.

At this meeting, the City Council will have a chance to have a final review of the proposed ordinances. Citizens in Harrisburg will also have this opportunity to provide testimony if they

should wish to address the City Council in relation to this subject. Changes may still be made to the draft ordinance, if so desired. **Exhibit A** is the memo from Deputy Attorney Catherine Pratt, with attachments 1 and 2 showing the ORS in relation to this subject. **Exhibit B** shows all the proposed changes being made to HMC 9.55, City Park Regulations. As noted in previous meetings, HMC 9.55 is also being modified to reflect current practices.

Exhibit C is the proposed Ordinance, with the clean (final) versions of HMC 9.45 (Miscellaneous Offenses), HMC 9.55 City Park Regulations, and HMC 9.65 Illegal Camping. The final ordinance will return to the meeting being held on June 13, 2023. This final ordinance will be established as an emergency, as it must be effective as of July 1, 2023.

REVIEW AND APPROVAL:



05.18.23

Michele Eldridge Date
City Administrator

BREWER & COULOMBE, PC

City Attorneys for Harrisburg

James K. Brewer
David E. Coulombe
Catherine M. Pratt

456 SW Monroe Ave., Suite 101
Corvallis, Oregon 97333

Phone: 541-752-5154
Fax: 541-752-7532

TO: City Council
FROM: Catherine Pratt, Deputy City Attorney
DATE: May 16, 2023
SUBJECT: Implementing ORS 195.505 and 195.530

ISSUE:

ORS 195.530 (former 2021 HB 3115) states that, **effective July 1, 2023**, City regulations that apply to “the acts of sitting, lying, sleeping or keeping warm and dry outdoors on public property that is open to the public must be objectively reasonable as to time, place, and manner with regards to persons experiencing homelessness.” This law is Attachment 1 to this Memo. ORS 195.505, requires Cities to implement camp removal policies that meet the requirements set forth in the statute. This is Attachment 2 to this Memo.

The City Attorney Office has recommendation changes or additions to the current Code in order to comply with these new laws. The City Council should adopt the proposed changes to the Municipal Code that clarifies what constitutes illegal camping, institute a policy for the removal of illegal campsites, and delegate authority to the City Administrator to designate areas on public property that are open to the public for people that are experiencing homelessness to sit, sleep, and lay down without criminal sanction.

SUMMARY:

The 2021 Legislative Session saw the passage of several laws related to homelessness and camping on public property in response to the housing crisis and case law in *Martin v. Boise*, and in *Blake v. Grants Pass*. These two cases used the 8th Amendment’s prohibition against cruel and unusual punishment as a basis for ordering that the cities in these two lawsuits needed to remove their laws that made it illegal for people to sleep in public when there was no shelter that they could go to.

In response, the State imposed requirements on cities in the following two areas: removal of illegal camps and regulation of the actions of sitting, sleeping, and laying down on public property that is open to the public. The first requirement is that cities are expected to create policies for removing established, illegal camps that allow for 72 hours’ notice before the person and property are forcibly removed and policies for the storage of that property for up to 30 days for the person to reclaim their property. This is codified in ORS 195.505. The City will need to implement a policy that meets the standards set forth in this law.

The second requirement focuses on regulating homeless persons’ activities on public property. Based on the idea that people are protected from cruel and unusual punishment, a government is not allowed to punish a person for sleeping, sitting, or laying down in public if they have no other place

to perform those actions. ORS 195.530 gives municipalities until July 1, 2023, to alter their laws or institute policies so that regulations are either completely removed, or “objectively reasonable” regulations are put into place.


An important note: camping is a different action from sleeping. Camping is something that goes beyond mere sleeping. This is usually something that is performed for more than 24 hours, and/or includes other activities such as cooking, storing property, etc. Cities can still regulate camping and issue citations to people for illegal camping. Cities can also impose restrictions on the time and place that a person sleeps and the “manner” that they sleep. The City Attorney Office has recommended that the City Council delegate authority to the City Administrator to create policies that would regulate the time, place, and manner that a person can sit, sleep, and lay down on City-owned property that is open to the public. If this delegation occurs, the City Attorney’s Office will work with the City Administrator to ensure that these policies do not violate ORS 195.530, and afford as much legal protection as possible to the City.

The changes proposed to the Municipal Code will not reduce the number of persons experiencing homelessness, will not reduce the visibility of persons experiencing homelessness, will not resolve the systemic issues that lead to or contribute to a person’s homeless status, will not create a sanctioned camp site on City property, and will not reduce or increase the number of illegal camps.

Several changes to Chapter 9.65 are not made with the specific intention of bringing the City into compliance with ORS 195.505 or ORS 195.530. Rather, some changes are proposed because the City Attorney’s Office was already reviewing this Chapter and there has been expressed desire in amending the Park Regulations from citizens, the City Council, and law enforcement agencies over a period of time to include the proposed changes. The proposed changes to add Section 9.45.050 regarding consumption of alcohol in public places is proposed as a means of enforcing the Park’s Regulations on the prohibition of alcohol and controlled substances.

RECCOMENDATION:

The City Attorney Office recommends that the City Council adopt the proposed ordinance and proposed changes to the Municipal Code. We recommend that the City Council adopt the changes proposed in Exhibits A and B to the proposed ordinance, so that the City complies with ORS 195.530 and has a valid camp removal policy under ORS 195.505. As needed, the City Council or the City Administrator can implement additional ordinances or park regulations respectively for further refinement of objectively reasonable time, place, and manner regulations regarding measures to stay warm and dry in parks. We recommend express delegation of authority to the City Administrator so that the City can respond to specific concerns in an efficient manner. Should the City Council adopt this delegation of authority, the City Administrator will work with Staff to further amend park regulations to control the manner and place that these actions occur.

 KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

West's Oregon Revised Statutes Annotated
Title 19. Miscellaneous Matters Related to Government and Public Affairs
Chapter 195. Local Government Planning Coordination (Refs & Annos)
Homeless Individuals' Use of Real Property

O.R.S. § 195.530

195.530. City or county law on homelessness; injunctive or declaratory relief

Effective: June 23, 2021

[Currentness](#)

<Section operative July 1, 2023.>

(1) As used in this section:

(a) “City or county law” does not include policies developed pursuant to [ORS 195.500](#) or [195.505](#).

(b)(A) “Keeping warm and dry” means using measures necessary for an individual to survive outdoors given the environmental conditions.

(B) “Keeping warm and dry” does not include using any measure that involves fire or flame.


(c) “Public property” has the meaning given that term in [ORS 131.705](#).

(2) Any city or county law that regulates the acts of sitting, lying, sleeping or keeping warm and dry outdoors on public property that is open to the public must be objectively reasonable as to time, place and manner with regards to persons experiencing homelessness.

(3) It is an affirmative defense to a charge of violating a city or county law described in subsection (2) of this section that the law is not objectively reasonable.

(4) A person experiencing homelessness may bring suit for injunctive or declaratory relief to challenge the objective reasonableness of a city or county law described in subsection (2) of this section. The action must be brought in the circuit court of the county that enacted the law or of the county in which the city that enacted the law is located.

(5) For purposes of subsections (2) and (3) of this section, reasonableness shall be determined based on the totality of the circumstances, including, but not limited to, the impact of the law on persons experiencing homelessness.

 KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

West's Oregon Revised Statutes Annotated
Title 19. Miscellaneous Matters Related to Government and Public Affairs
Chapter 195. Local Government Planning Coordination (Refs & Annos)
Homeless Individuals' Use of Real Property

O.R.S. § 195.505

Formerly cited as OR ST § 203.079

195.505. Required elements of homeless camping policies

Effective: January 1, 2022

[Currentness](#)

- (1) A policy developed pursuant to [ORS 195.500](#) shall conform, but is not limited, to the following provisions.
- (2) As used in this section, “personal property” means any item that can reasonably be identified as belonging to an individual and that has apparent value or utility.
- (3) Except as provided in subsection (9) of this section, at least 72 hours before removing homeless individuals from an established camping site, law enforcement officials shall post a written notice, in English and Spanish, at all entrances to the camping site to the extent that the entrances can reasonably be identified.
- (4)(a) When a 72-hour notice is posted, law enforcement officials shall inform the local agency that delivers social services to homeless individuals as to where the notice has been posted.
- (b) The local agency may arrange for outreach workers to visit the camping site that is subject to the notice to assess the need for social service assistance in arranging shelter and other assistance.
- (5)(a) All personal property at the camping site that remains unclaimed after removal shall be given to a law enforcement official, a local agency that delivers social services to homeless individuals, an outreach worker, a local agency official or a person authorized to issue a citation described in subsection (10) of this section, whether notice is required under subsection (3) of this section or not.
- (b) The unclaimed personal property must be stored:
- (A) For property removed from camping sites in counties other than Multnomah County, in a facility located in the same community as the camping site from which it was removed.

(B) For property removed from camping sites in Multnomah County, in a facility located within six blocks of a public transit station.

(c) Items that have no apparent value or utility or are in an insanitary condition may be immediately discarded upon removal of the homeless individuals from the camping site.

(d) Weapons, controlled substances other than prescription medication and items that appear to be either stolen or evidence of a crime shall be given to or retained by law enforcement officials.

(6) The written notice required under subsection (3) of this section must state, at a minimum:

(a) Where unclaimed personal property will be stored;

(b) A phone number that individuals may call to find out where the property will be stored; or

(c) If a permanent storage location has not yet been determined, the address and phone number of an agency that will have the information when available.

(7)(a) The unclaimed personal property shall be stored in an orderly fashion, keeping items that belong to an individual together to the extent that ownership can reasonably be determined.

(b) The property shall be stored for a minimum of 30 days during which it shall be reasonably available to any individual claiming ownership. Any personal property that remains unclaimed after 30 days may be disposed of or donated to a corporation described in [section 501\(c\)\(3\) of the Internal Revenue Code](#) as amended and in effect on December 31, 2020.

(8) Following the removal of homeless individuals from a camping site on public property, the law enforcement officials, local agency officials and outreach workers may meet to assess the notice and removal policy, to discuss whether the removals are occurring in a humane and just manner and to determine if any changes are needed in the policy.

(9)(a) The 72-hour notice requirement under subsection (3) of this section does not apply:

(A) When there are grounds for law enforcement officials to believe that illegal activities other than camping are occurring at an established camping site.

(B) In the event of an exceptional emergency at an established camping site, including, but not limited to, possible site contamination by hazardous materials, a public health emergency or other immediate danger to human life or safety.

(b) If a funeral service is scheduled with less than 72 hours' notice at a cemetery at which there is a camping site, or a camping site is established at the cemetery less than 72 hours before the scheduled service, the written notice required under subsection (3) of this section may be posted at least 24 hours before removing homeless individuals from the camping site.

(10) A person authorized to issue a citation for unlawful camping under state law, administrative rule or city or county ordinance may not issue the citation if the citation would be issued within 200 feet of a notice required under subsection (3) of this section and within two hours before or after the notice was posted.

(11) Any law or policy of a city or county that is more specific or offers greater protections to homeless individuals subject to removal from an established camping site preempts contrary provisions of this section.

Credits

Renumbered from 203.079 in 2021.

O. R. S. § 195.505, OR ST § 195.505

Current through laws enacted in the 2022 Regular Session of the 81st Legislative Assembly, which convened February 1, 2022 and adjourned sine die March 4, 2022, pending classification of undesignated material and text revision by the Oregon Reviser. See ORS 173.160. Coverage also includes 2022 Ballot Measures 111-114, decided by the voters at the November 8, 2022 general election. Some statute sections may be more current, see credits for details.

(6) In any suit brought pursuant to subsection (4) of this section, the court, in its discretion, may award reasonable attorney fees to a prevailing plaintiff if the plaintiff:

(a) Was not seeking to vindicate an interest unique to the plaintiff; and

(b) At least 90 days before the action was filed, provided written notice to the governing body of the city or county that enacted the law being challenged of an intent to bring the action and the notice provided the governing body with actual notice of the basis upon which the plaintiff intends to challenge the law.

(7) Nothing in this section creates a private right of action for monetary damages for any person.

Credits

Added by [Laws 2021, c. 370, § 1](#), eff. June 23, 2021, operative July 1, 2023.

O. R. S. § 195.530, OR ST § 195.530

Current through laws enacted in the 2022 Regular Session of the 81st Legislative Assembly, which convened February 1, 2022 and adjourned sine die March 4, 2022, pending classification of undesignated material and text revision by the Oregon Reviser. See ORS 173.160. Coverage also includes 2022 Ballot Measures 111-114, decided by the voters at the November 8, 2022 general election. Some statute sections may be more current, see credits for details.

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ORDINANCE No. ____

EXHIBIT B

Chapter 9.55

CITY PARK REGULATIONS

9.55.010 Purpose.

The parks of this City are established and maintained as areas of recreation, relaxation and enjoyment for the public. It is intended that they ~~shall~~will be regulated and used to permit enjoyment by a maximum number of people engaged in widely diverse interests and activities as may be practical within the limits of space, design and accommodations available in each park unit. While maintaining the aesthetic of the area and promoting the health, welfare, and safety of the public. Limitations may be required to ensure the use of park areas in safety and to protect the rights of others in surrounding areas. [Ord. 679 § 1, 1995.]

9.55.020 Definitions.

As used in this chapter, the term “park” means an area of land owned or controlled by the public, set aside and maintained by the public for the recreation and relaxation of the public, including neighborhood parks and community parks, as well as limited use parks (which includes undeveloped greenways). [Ord. 679 § 2, 1995.]

9.55.030 Vehicles in City parks.

1. Vehicles such as autos, trucks, motorcycles, motor scooters, go-carts, bicycles, or other conveyances ~~shall~~must operate, stop, or park only upon designated roadways or within designated parking areas unless specifically authorized by the City. Parking prohibitions, time limits or other parking restrictions for areas within City parks may be designated by the City with official traffic signs.
2. No person shall drive a vehicle upon the City boat landing near the intersection of 1st and Monroe Streets, nor on the adjacent gravel bar, except for the purpose of launching or retrieving a watercraft. No vehicles shall park on the boat landing or adjacent gravel bar.
3. No person shall drive a vehicle upon the City boat landing in Eagle Park, or block the boat landing, except for the purpose of launching or retrieving watercraft.
4. No vehicle may be parked in any City park while the park is closed to the public.

2.5. Any person who violates these prohibitions shall, upon conviction, pay a fine of not more than \$200.00. Any vehicle left parked or standing in violation of this section will be

towed without 24 hour notice. [Ord. 931 § 1 (Exh. A), 2015; Ord. 927 § 1 (Exh. A), 2015; Ord. 880, 2009; Ord. 679 § 3, 1995.]

9.55.040 Animal control.

1. The City has reasonable discretion to regulate the presence and activities of animals in City parks.
2. No person ~~shall is permitted to~~ ride or lead any horse or pony in a park, except as designated by the City, by permit.
3. Also refer to offenses relating to animals in Chapter 6.10 HMC. [Ord. 679 § 4, 1995.]

9.55.050 Fire.

1. No person ~~shall is permitted to~~ build or maintain any fire in a park, except in City-created ~~and~~-designated fire rings, fireplaces, or in designated areas. Violation of this Subsection is a Class C Misdemeanor.
- ~~1.2.~~ No burning materials shall be gathered or used by individuals except as authorized by the City. [Ord. 985 § 2, 2022; Ord. 679 § 5, 1995.]

9.55.060 Commercial activity.

1. No person who holds a valid ~~commercial activity permit~~ business license issued by the City under this section ~~shall is permitted to~~ sell merchandise or services within a park in violation of any conditions stated on that ~~permit license~~.
2. ~~Permitted~~ Prior to receiving an event permit, commercial or special activities events held in City parks ~~shall must~~ meet or agree to the following conditions:
 - ~~a. Park concession stands, gross sales, expenses and net receipts shall must be certified for accuracy by the authorized agent of the applicant.~~
 - ~~b. a.~~ The number of persons permitted to stay overnight, if applicable, ~~shall must~~ be authorized by the City.
 - b. Applicant ~~shall must~~ compensate any expenditures for park maintenance, including City lighting, if any.
 - c. Vendors, if present, must supply the City with a certificate of liability in a minimum amount of \$1,000,000 and add the City of Harrisburg as an additional insured.

e.—

3. ~~A commercial vendor~~ All Business Licenses are ~~will be~~ subject to a fee, as established by a resolution of the City Council; nonprofit organizations will not be subject to a fee. [Ord. 679 § 6, 1995.]

~~3.4.~~ No person shall solicit, sell or offer for sale, peddle, hawk or vend any goods, wares, merchandise, foods, liquids, or services without holding a business license from the City.

9.55.070 Garbage and other refuse.

1. No person ~~shall is permitted to~~ discard or dispose of any garbage in a park, except in a receptacle provided for such garbage and other refuse.

2. No person ~~shall is permitted to~~ take any garbage or other refuse into a public park for the purpose of discarding or disposing of such garbage or other refuse. [Ord. 679 § 7, 1995.]

~~2.3.~~ Knowingly discarding or dumping of refuse, garbage, or other items outside of a designated waste receptacle is a Class A Violation.

9.55.080 Motor vehicle speed.

The designated speed for motor vehicles upon the roadways within any park is 10 miles per hour unless otherwise posted. No person ~~shall is permitted to~~ operate a motor vehicle upon any roadway in a park at a speed greater than permitted by the basic rule as provided in ORS 811.100. [Ord. 693 § 1, 1995; Ord. 679 § 8, 1995.]

9.55.090 Dangerous equipment and activities.

No person ~~shall is permitted to~~ use or engage in any activity in a City park that the City determines will create an unreasonable interference or danger to other persons. Such activities ~~shall~~ iesy include, but are not ~~be~~ limited to, the use of golf clubs, fireworks, archery equipment, a discus, javelin or shot; any aircraft, rocket, or missile powered by fuel or mechanical means; or any firearm. Such activities will be allowed only as provided in HMC 9.55.100. [Ord. 679 § 9, 1995.]

9.55.100 Special use areas.

The City may set aside, establish, alter, and/or discontinue special use areas in one or more of the parks. These special use areas would include, but not be limited to, activities such as horse or pony riding, Junior Olympics, bicycle riding, camping activities, disc golf, motorcycle riding, mini-boat racing, or any one or more of those activities otherwise prohibited under HMC 9.55.090. Before establishing, altering or discontinuing such a special use area, the City

~~shall~~will determine the priority of need for such an area and whether the activity may be carried on without unreasonable interference or danger to other persons.

If the City establishes a special use area, such hours or days of usage may be designated, the particular activity or activities which are permitted, and such conditions as are required for the safety and convenience of persons and property. The City ~~shall~~will establish the boundaries of the special use area and post such signs and warnings concerning that special use area as deemed reasonably appropriate. No person ~~shall~~is permitted to use or injure any special use area, except for the purposes of one or more of the activities permitted in that special use area under any conditions specified by the City. [Ord. 679 § 10, 1995.]

9.55.110 Sound.

1. No person ~~shall~~is permitted to disturb the peace in any park between the hours of 10:00 p.m. and 8:00 a.m. For purposes of this subsection, “disturbing the peace” is defined as including, but not limited to, the following:
 - a. Playing a musical instrument.
 - b. Playing a radio, tape recorder or television.
 - c. Shouting.
 - d. Engaging in any organized games.
2. No person or organization ~~shall~~is permitted to use any device to amplify sound in any park unless a valid permit has been issued by the City.
3. The City may issue a permit authorizing the use of one or more designated devices to amplify sound by one or more designated persons in a designated area of a park on a designated date between specified hours that the number of persons to be entertained or served by the use of sound can be adequately and reasonably served only by the amplification of sound. The City may include conditions in such permit, and the permit may be revoked if the terms of the permit are violated, or a permit may be denied to a person or group of persons who have violated the terms of a permit within the previous year.
4. No person who holds a valid permit issued under this section ~~shall~~is permitted to amplify sound within a park in violation of any conditions stated in that permit. [Ord. 679 § 11, 1995.]

9.55.120 Hours of use – Sleeping and camping – Liquor.

1. No person is permitted to enter or use any City-owned or controlled park during posted hours of closure without a permit to do so.
2. No person is permitted to camp in any park, except as provided in subsection 3.
3. No person is permitted to use any tent, shelter-half, motor home, vehicle, camper, or trailer as a shelter for camping in any park area at any time, except as provided in subsection 4.
4. The City Administrator may, in the City Administrator's reasonable discretion, issue permits or designate areas for the use of tents, tarps, canopies, shelter-half, motor homes, vehicles, campers, or trailers as shelters for any recreational camping in parks.
- ~~1. No person is permitted to park a vehicle in a Park parking lot during the posted hours of park closure, unless that person has a permit to do so. No person shall sleep in any park between sunset to sunrise, unless previously authorized by the City.~~
- 5.
- ~~2. No person shall use any tent, shelter half, vehicle, camper, trailer or RV motor home as a shelter for camping in any park area, unless previously authorized by the City.~~
- ~~3.6.~~ No corporation, organization, or person ~~shall~~ is permitted to bring, or permit any person to bring, or to consume any intoxicating liquor on park premises, except that the City Administrator or his/her designee can issue a permit to allow persons to bring and consume alcoholic beverages at City-sponsored outdoor concerts. A permit issued by the City Administrator ~~shall~~ may include conditions and restrictions as determined appropriate by the City Administrator, ~~at least~~ but must including the following conditions:
 - a. No alcohol ~~shall~~ is permitted to be consumed in violation of State statutes or rules of the Oregon Liquor Control Commission;
 - b. Alcohol other than distilled liquor or hard alcohol ~~can~~ may be consumed on City property; at the site of the concert, beginning no earlier than 30 minutes before the scheduled concert, no later than the end of the concert; and
 - c. The City of Harrisburg reserves the right to cancel the privilege of consuming alcohol at City concerts at any time, for any or all individuals without cause. [Ord. 985 § 2, 2022; Ord. 904, 2012; Ord. 679 § 12, 1995.]

~~9.55.130 Hours of park closure.~~

- ~~1. No person shall enter or use any park during posted hours of closure without a permit to do so from the City. [Ord. 679 § 13, 1995.]~~

9.55.140-130 Liability.

All persons to whom an exclusive use permit has been granted must agree in writing to hold the City harmless and indemnify the City from any and all liability for injury to persons or property occurring as a result of the activity sponsored by permittee. Said persons ~~shall~~will be liable to the City for any and all damages to parks, facilities and buildings owned by the City ~~which that~~ result from the activity of permittee or are caused by anyone who participates in said activity. [Ord. 679 § 14, 1995.]

9.55.150-140 Flora.

No person other than a duly authorized City employee in the performance of his duty or persons participating in City-approved activities ~~shall is permitted to~~ dig, pick, remove, burn, destroy, injure, mutilate or cut any trees, plants, shrubs, blooms or flowers, or any portion thereof, growing in any park. [Ord. 679 § 15, 1995.]

9.55.160-150 Marking, injuring or disturbing any structure.

No person other than a duly authorized City employee in the performance of his or her duties ~~shall~~is permitted to:

1. Cut, break, injure, deface or disturb any rock, building, cage, pen, monument, sign, fence, bench, structure, apparatus, equipment or property in a park.
2. Mark or place any mark, writing or printing.
3. Attach any sign, card, display or other similar device, except as authorized by permit issued by the City. [Ord. 679 § 16, 1995.]

9.55.170-160 Penalty.

Unless another amount or penalty is stated in this chapter, any person who violates any provision of this chapter ~~shall~~will, upon conviction, be punished by a fine of not more than \$500.00, per occurrence, per day. Such penalty may be levied in addition to other administrative charges, civil penalties, or criminal penalties authorized by this Code or by State law. [Ord. 880, 2009; Ord. 679 § 17, 1995.]

9.55.180-170 Rules and regulations.

The Mayor and Council declare these rules and regulations to be necessary in order to have clean, attractive, well-maintained City parks.

You should help to keep this City a pleasant, safe and desirable place to live. The Mayor and Council have established and will enforce the following rules and regulations:

1. General Rules.

- a. The parks are open for public recreation, as designated.
- b. No peddling, soliciting or commercial enterprise is permitted in the park without a permit.
- c. Disorderly conduct, noisy disturbances, or disregard of these rules and regulations will be grounds for your immediate removal from the park by the police, authorized City officials or its designees.
- d. Park participants will be held responsible for the conduct of and any damage to the park or its equipment caused by their children or by children whom they have actual control over.
- e. Children under the age of eight ~~shall-must~~ not be left unattended in the parks.
- f. No person ~~shall-is permitted to~~ consume or have in their possession any intoxicating beverage, ~~or narcotics-narcotic, or controlled substance~~ while in or upon the property of the parks.
- g. Air rifles, BB guns, bows and arrows or other guns and dangerous objects may not be used in parks in the City.
- h. No swimming is allowed on park property because lifeguards and suitable designated swimming areas are not provided.
- i. No overnight camping is allowed on park property without a permit.
- j. Interference with the use of a public facility that has been properly reserved is strictly prohibited.
- ~~i.k.~~ Use of park facilities, structures, or equipment in a manner that does not align with it's intended purpose is strictly prohibited.

j.l. The Mayor, Council and their employees will not be responsible for accidents, injuries or loss of property by fire, theft, wind, flood or other natural acts which are beyond their control. Equipment furnished on the grounds is solely for your convenience and used at your own risk.

k.m. The Mayor, Council and their employees are not responsible for any personal injury to children or adults using playground equipment, or enjoying park amenities, such as large boulders or other natural items~~such as~~. Participants use the equipment at their own risk.

l.n. You should immediately notify the City Hall or the Police Department of hazardous conditions in the parks or conditions which are in violation of these rules and regulations.

2. Automobiles and Motorized Vehicles.

- a. Vehicles ~~shall must~~ be parked ~~only~~ in the designated areas. Vehicles parked elsewhere ~~or on the grassy area~~ will be removed at the owner's expense without prior notice. No auto repairs are allowed anywhere at any time on park property.
- b. The speed limit in the park is 10 miles per hour and must be observed at all times, and drivers must be alert for children and pedestrians.
- c. Bicycles, roller skates, skateboards, and other types of nonmotorized vehicles must be used safely, without the possibility of injury to others and only in nonrestricted areas.
- d. Disturbing or careless operation of motorcycles, automobiles or other types of motor vehicles will be grounds for removal from the park and/or citation by the police.

3. Park Buildings and Facilities.

- a. Park buildings and facilities are provided for your convenience or pleasure. You have a responsibility to use the facilities with respect for others and to keep them neat and clean. Any irregularities should be reported immediately to the City.
- b. No pets are allowed in the park buildings at any time.

4. Animals.

- a. Except as allowed in HMC 9.55.100, no person ~~shall is permitted to~~ ride or lead any horse or pony in the park, except upon a roadway or designated parking area or designated bridle path.
 - b. Pets are permitted in City parks (unless otherwise posted) only if they are on a leash that is five feet or less in length with the exception of the dog parks. Pets ~~shall must~~ be kept under supervision at all times and ~~should not be allowed are not permitted~~ to run at large or to commit any nuisance in the limits of the park.
 - c. All fecal material left ~~in the park~~ by the pet or animal, ~~in the park~~, must be picked up, placed in a container, and removed from the park.
 - d. Violation of these regulations will lead to the removal of both animal or pet and owner in addition to any other penalty permitted by law.
5. Solid Waste Disposal and Fire Protection.
- a. Your garbage and trash must be placed in the proper receptacles.
 - b. No person ~~shall is permitted to~~ bring any non-park-generated garbage into the park for the purpose of disregarding or disposing of such garbage or other refuse.
 - c. Fires are not permitted only in fire rings or cookers in designated areas only in any City Park unless allowed by permit issued by the City.
6. Vegetative Protection.
- a. No person other than a duly authorized City employee in the performance of his or her duty or person participating in City-approved activities ~~shall is permitted to~~ dig, remove, destroy, injure, mutilate, or cut any trees, plants, shrubs, blooms, or flowers, or any portion thereof, growing in the park.
 - b. Trees and shrubs are not to be climbed, hung on, or used as poles for game nets or swings.
 - c. Nothing can be posted on the trees or shrubs, nor can any nails, screws, or other foreign objects be driven into, ~~tied to, or otherwise affixed to~~ the ~~plants~~ vegetation.
 - d. Activities that will damage the grass or flowers such as open fires or unauthorized digging are strictly prohibited.
7. Building Protection.

- a. No person ~~shall~~ is permitted to destroy, mutilate, deface, alter, or damage any building or structure in the park.
 - b. Buildings or structures are not to be climbed, hung on, or used for games or swings.
 - c. Nothing ~~shall~~ is permitted to be posted on any building or structure nor can any nails, screws, or other foreign objects be driven into, tied to, or affixed to any buildings or structures in the parks.
 - d. Activities that will damage buildings or structures are strictly prohibited.
8. Such rules and regulations ~~shall~~ will be posted in each park, in a place conspicuous to the public.
9. Any other rules and regulations which the City Council deems necessary for public safety may be established by resolution. [Ord. 906 § 1, 2012; Ord. 679 § 18, 1995.]
- 9.10. Violation of these regulations may result in trespass from park property for a time period set forth by the City Administrator.

9.55.190-180 Campground rules for parks.

The following are overnight camping rules:

- 1. No overnight camping without a permit.
- 2. No drinking of alcoholic beverages allowed in the park.
- 3. Age Limit. Any minors under 18 years of age must be accompanied by a responsible adult 21 years of age or older.
- 4. Maximum Stay. Maximum stay is determined by the City upon issuance of the permit and may only occur in designated areas ~~only~~.
- 5. In addition, all campers must abide by the posted rules and regulations for park use. [Ord. 679 § 19, 1995.]

9.55.200-190 Trespass.

Any police officer, City employee or designee may exclude any person who violates any provision of this chapter or any other applicable City ordinance, or any of the laws of the State of Oregon, from any or all City parks for a period as determined by ~~law enforcement personnel~~ the City Administrator.

1. Written notice ~~shall~~will be given to any person excluded from any City park(s). Such notice ~~shall~~will specify the dates and places of exclusion. It will be signed by the issuing party; warning of consequences for failure to comply ~~shall~~will be prominently displayed on the notice.
2. A person receiving such notice may appeal to the Municipal Court Judge to have the written notice rescinded or the period shortened. An appeal must be filed with the City Hall within five business days of receiving notice.

This section is in addition to and not in lieu of any other ordinance or law. Trespass is a Class C misdemeanor. [Ord. 989 § 1 (Exh. A), 2023; Ord. 679 § 20, 1995.]

9.55.210-200 Emergency park closure.

1. The City Council delegates to the City Administrator the authority to declare an emergency and close City parks; when doing so is necessary to protect the life, health, or safety of the park users or general public.
2. The authority delegated to the City Administrator under this section extends to any City owned park or to all City owned parks, as the emergency dictates.
3. For purposes of this section, conditions that constitute emergencies include, but are not limited to, floods, fires, utility service interruptions or failures, or similar dangers to persons and property.
4. The authority delegated to the City Administrator under this section provides the authority to keep the City parks closed to the public until the emergency abates.
5. A ~~an~~ declared emergency ~~shall~~may ~~be not~~ last longer than two weeks unless extended by the City Council. [Ord. 985 § 1, 2022.]

ORDINANCE No. ____**AN ORDINANCE CONFORMING TO ORS 195.530 RELATED TO KEEPING WARM AND DRY ON PUBLIC PROPERTY****THE CITY OF HARRISBURG ORDAINS AS FOLLOWS:**Section 1. Legislative purpose:

- A. The City Council recognizes that the City has an obligation to ensure that public property is not damaged, and that public property does not pose a danger to the public's safety, health or welfare (including the safety, health and welfare of persons who are experiencing homelessness), and to ensure that public property is available and accessible for utilization by the maximum number of people in the Harrisburg Community.
- B. The cases of *Martin v. Boise*, and *Blake v. Grants Pass*, along with ORS 195.530 (Oregon Laws Ch. 370 § 1 (former H.B. No. 3115), operative July 1, 2023), and ORS 195.550 make it clear that cities can prohibit illegal camping, but cannot impose regulations on the actions of sitting, sleeping, lying down, or keeping warm and dry unless those regulations are objectively reasonable as to time, place, and manner with regard to persons experiencing homelessness.

Section 2. The City Council directs the City Administrator to continue the work required to draft revisions and amendments to the Harrisburg Municipal Code and Harrisburg Administrative Policies to conform to this ordinance and to comply with other requirements of ORS 195.530 regarding imposing only objectively reasonable time, place, and manner regulations of the acts of sitting, sleeping, or lying down in public property.

Section 3. The City Council adopts Municipal Code Section 9.45.050 as set forth in Exhibit A.

Section 4. The City Council amends Municipal Code Chapter 9.55, as set forth in Exhibit B.

Section 5. The City Council adopts Municipal Code Chapter 9.65, as set forth in Exhibit C.

Section 6. The City Council reiterates that nothing in this ordinance is an implied or expressed endorsement for the establishment of campsites on public property.

Section 7. Effective Date. Because prompt compliance with ORS 195.550 is necessary, the City Council establishes an effective date of July 1, 2023, for this ordinance.

PASSED by the City Council this _____ day of _____, 2023

APPROVED by the Mayor this _____ day of _____, 2023

EFFECTIVE this _____ day of _____, 2023

Mayor

ATTEST:

City Recorder

ORDINANCE NO. ____

EXHIBIT A

Amending Chapter 9.45 Miscellaneous Offenses

9.45.050 Consumption of alcoholic liquor, possession of open container of alcoholic liquor in public places prohibited.

- 1) Except as otherwise allowed by law, no person is permitted to drink or consume any alcoholic liquor, or possess any open container of alcoholic liquor while in or upon any street, alley, public grounds, building, or place open and available to the general public, or while in a motor vehicle on premises open to the public.
- 2) A violation of this Section is a Class C Misdemeanor.

ORDINANCE No. ____

EXHIBIT B (clean)

**Chapter 9.55
CITY PARK REGULATIONS**

9.55.010 Purpose.

The parks of this City are established and maintained as areas of recreation, relaxation and enjoyment for the public. It is intended that they will be regulated and used to permit enjoyment by a maximum number of people engaged in widely diverse interests and activities as may be practical within the limits of space, design and accommodations available in each park unit, While maintaining the aesthetic of the area and promoting the health, welfare, and safety of the public. Limitations may be required to ensure the use of park areas in safety and to protect the rights of others in surrounding areas. [Ord. 679 § 1, 1995.]

9.55.020 Definitions.

As used in this chapter, the term “park” means an area of land owned or controlled by the public, set aside and maintained by the public for the recreation and relaxation of the public, including neighborhood parks and community parks, as well as limited use parks (which includes undeveloped greenways). [Ord. 679 § 2, 1995.]

9.55.030 Vehicles in City parks.

1. Vehicles such as autos, trucks, motorcycles, motor scooters, go-carts, bicycles, or other conveyances must operate, stop, or park only upon designated roadways or within designated parking areas unless specifically authorized by the City. Parking prohibitions, time limits or other parking restrictions for areas within City parks may be designated by the City with official traffic signs.
2. No person shall drive a vehicle upon the City boat landing near the intersection of 1st and Monroe Streets, nor on the adjacent gravel bar, except for the purpose of launching or retrieving a watercraft. No vehicles shall park on the boat landing or adjacent gravel bar.
3. No person shall drive a vehicle upon the City boat landing in Eagle Park, or block the boat landing, except for the purpose of launching or retrieving watercraft.
4. No vehicle may be parked in any city park while the park is closed to the public.
5. Any person who violates these prohibitions shall, upon conviction, pay a fine of not more than \$200.00. Any vehicle left parked or standing in violation of this section will be

towed without 24 hour notice. [Ord. 931 § 1 (Exh. A), 2015; Ord. 927 § 1 (Exh. A), 2015; Ord. 880, 2009; Ord. 679 § 3, 1995.]

9.55.040 Animal control.

1. The City has reasonable discretion to regulate the presence and activities of animals in City parks.
2. No person is permitted to ride or lead any horse or pony in a park, except as designated by the City, by permit.
3. Also refer to offenses relating to animals in Chapter [6.10](#) HMC. [Ord. 679 § 4, 1995.]

9.55.050 Fire.

1. No person is permitted to build or maintain any fire in a park, except in City-created designated fire rings, fireplaces, or in designated areas. Violation of this Subsection is a Class C Misdemeanor.
2. No burning materials shall be gathered or used by individuals except as authorized by the City. [Ord. 985 § 2, 2022; Ord. 679 § 5, 1995.]

9.55.060 Commercial activity.

1. No person who holds a valid business license issued by the City under this section is permitted to sell merchandise or services within a park in violation of any conditions stated on that license.
2. Prior to receiving an event permit, commercial or special events held in City parks must meet or agree to the following conditions:
 - a. The number of persons permitted to stay overnight, if applicable, must be authorized by the City.
 - b. Applicant must compensate any expenditures for park maintenance, including City lighting, if any.
 - c. Vendors, if present, must supply the City with a certificate of liability in a minimum amount of \$1,000,000 and add the City of Harrisburg as an additional insured.
3. All Business Licenses are subject to a fee, as established by a resolution of the City Council; nonprofit organizations will not be subject to a fee. [Ord. 679 § 6, 1995.]

4. No person shall solicit, sell or offer for sale, peddle, hawk or vend any goods, wares, merchandise, foods, liquids, or services without holding a business license from the City.

9.55.070 Garbage and other refuse.

1. No person is permitted to discard or dispose of any garbage in a park, except in a receptacle provided for such garbage and other refuse.
2. No person is permitted to take any garbage or other refuse into a public park for the purpose of discarding or disposing of such garbage or other refuse. [Ord. 679 § 7, 1995.]
3. Knowingly discarding or dumping of refuse, garbage, or other items outside of a designated waste receptacle is a Class A Violation.

9.55.080 Motor vehicle speed.

The designated speed for motor vehicles upon the roadways within any park is 10 miles per hour unless otherwise posted. No person is permitted to operate a motor vehicle upon any roadway in a park at a speed greater than permitted by the basic rule as provided in ORS [811.100](#). [Ord. 693 § 1, 1995; Ord. 679 § 8, 1995.]

9.55.090 Dangerous equipment and activities.

No person is permitted to use or engage in any activity in a City park that the City determines will create an unreasonable interference or danger to other persons. Such activities include, but are not limited to, the use of golf clubs, fireworks, archery equipment, a discus, javelin or shot; any aircraft, rocket, or missile powered by fuel or mechanical means; or any firearm. Such activities will be allowed only as provided in HMC [9.55.100](#). [Ord. 679 § 9, 1995.]

9.55.100 Special use areas.

The City may set aside, establish, alter, and/or discontinue special use areas in one or more of the parks. These special use areas would include, but not be limited to, activities such as horse or pony riding, Junior Olympics, bicycle riding, camping activities, disc golf, motorcycle riding, mini-boat racing, or any one or more of those activities otherwise prohibited under HMC 9.55.090. Before establishing, altering or discontinuing such a special use area, the City will determine the priority of need for such an area and whether the activity may be carried on without unreasonable interference or danger to other persons.

If the City establishes a special use area, such hours or days of usage may be designated, the particular activity or activities which are permitted, and such conditions as are required for the safety and convenience of persons and property. The City will establish the boundaries of the special use area and post such signs and warnings concerning that special use area as deemed

reasonably appropriate. No person is permitted to use or injure any special use area, except for the purposes of one or more of the activities permitted in that special use area under any conditions specified by the City. [Ord. 679 § 10, 1995.]

9.55.110 Sound.

1. No person is permitted to disturb the peace in any park between the hours of 10:00 p.m. and 8:00 a.m. For purposes of this subsection, “disturbing the peace” is defined as including, but not limited to, the following:
 - a. Playing a musical instrument.
 - b. Playing a radio, tape recorder or television.
 - c. Shouting.
 - d. Engaging in any organized games.
2. No person or organization is permitted to use any device to amplify sound in any park unless a valid permit has been issued by the City.
3. The City may issue a permit authorizing the use of one or more designated devices to amplify sound by one or more designated persons in a designated area of a park on a designated date between specified hours that the number of persons to be entertained or served by the use of sound can be adequately and reasonably served only by the amplification of sound. The City may include conditions in such permit, and the permit may be revoked if the terms of the permit are violated, or a permit may be denied to a person or group of persons who have violated the terms of a permit within the previous year.
4. No person who holds a valid permit issued under this section is permitted to amplify sound within a park in violation of any conditions stated in that permit. [Ord. 679 § 11, 1995.]

9.55.120 Hours of use – Sleeping and camping – Liquor.

1. No person is permitted to enter or use any City-owned or controlled park during posted hours of closure without a permit to do so.
2. No person is permitted to camp in any park, except as provided in subsection 3.
3. No person is permitted to use any tent, shelter-half, motor home, vehicle, camper, or trailer as a shelter for camping in any park area at any time, except as provided in subsection 4.

4. The City Administrator may, in the City Administrator's reasonable discretion, issue permits or designate areas for the use of tents, tarps, canopies, shelter-half, motor homes, vehicles, campers, or trailers as shelters for any recreational camping in parks.
5. No person is permitted to park a vehicle in a Park parking lot during the posted hours of park closure, unless that person has a permit to do so.
6. No corporation, organization, or person is permitted to bring, or permit any person to bring, or to consume any intoxicating liquor on park premises, except that the City Administrator or his/her designee can issue a permit to allow persons to bring and consume alcoholic beverages at City-sponsored outdoor concerts. A permit issued by the City Administrator may include conditions and restrictions as determined appropriate by the City Administrator, but must including the following conditions:
 - a. No alcohol is permitted to be consumed in violation of State statutes or rules of the Oregon Liquor Control Commission;
 - b. Alcohol other than distilled liquor or hard alcohol may be consumed on City property at the site of the concert, beginning no earlier than 30 minutes before the scheduled concert, no later than the end of the concert; and
 - c. The City of Harrisburg reserves the right to cancel the privilege of consuming alcohol at City concerts at any time, for any or all individuals without cause. [Ord. 985 § 2, 2022; Ord. 904, 2012; Ord. 679 § 12, 1995.]

9.55.130 Liability.

All persons to whom an exclusive use permit has been granted must agree in writing to hold the City harmless and indemnify the City from any and all liability for injury to persons or property occurring as a result of the activity sponsored by permittee. Said persons will be liable to the City for any and all damages to parks, facilities and buildings owned by the City that result from the activity of permittee or are caused by anyone who participates in said activity. [Ord. 679 § 14, 1995.]

9.55.140 Flora.

No person other than a duly authorized City employee in the performance of his duty or persons participating in City-approved activities is permitted to dig, pick, remove, burn, destroy, injure, mutilate or cut any trees, plants, shrubs, blooms or flowers, or any portion thereof, growing in any park. [Ord. 679 § 15, 1995.]

9.55.150 Marking, injuring or disturbing any structure.

No person other than a duly authorized City employee in the performance of his or her duties is permitted to:

1. Cut, break, injure, deface or disturb any rock, building, cage, pen, monument, sign, fence, bench, structure, apparatus, equipment or property in a park.
2. Mark or place any mark, writing or printing.
3. Attach any sign, card, display or other similar device, except as authorized by permit issued by the City. [Ord. 679 § 16, 1995.]

9.55.160 Penalty.

Unless another amount or penalty is stated in this chapter, any person who violates any provision of this chapter will, upon conviction, be punished by a fine of not more than \$500.00, per occurrence, per day. Such penalty may be levied in addition to other administrative charges, civil penalties, or criminal penalties authorized by this Code or by State law. [Ord. 880, 2009; Ord. 679 § 17, 1995.]

9.55.170 Rules and regulations.

The Mayor and Council declare these rules and regulations to be necessary in order to have clean, attractive, well-maintained City parks.

You should help to keep this City a pleasant, safe and desirable place to live. The Mayor and Council have established and will enforce the following rules and regulations:

1. General Rules.
 - a. The parks are open for public recreation, as designated.
 - b. No peddling, soliciting or commercial enterprise is permitted in the park without a permit.
 - c. Disorderly conduct, noisy disturbances, or disregard of these rules and regulations will be grounds for your immediate removal from the park by the police, authorized City officials or its designees.
 - d. Park participants will be held responsible for the conduct of and any damage to the park or its equipment caused by their children or by children whom they have actual control over.

- e. Children under the age of eight must not be left unattended in the parks.
 - f. No person is permitted to consume or have in their possession any intoxicating beverage, narcotic, or controlled substance while in or upon the property of the parks.
 - g. Air rifles, BB guns, bows and arrows or other guns and dangerous objects may not be used in parks in the City.
 - h. No swimming is allowed on park property because lifeguards and suitable designated swimming areas are not provided.
 - i. No overnight camping is allowed on park property without a permit.
 - j. Interference with the use of a public facility that has been properly reserved is strictly prohibited.
 - k. Use of park facilities, structures, or equipment in a manner that does not align with it's intended purpose is strictly prohibited.
 - l. The Mayor, Council and their employees will not be responsible for accidents, injuries or loss of property by fire, theft, wind, flood or other natural acts which are beyond their control. Equipment furnished on the grounds is solely for your convenience and used at your own risk.
 - m. The Mayor, Council and their employees are not responsible for any personal injury to children or adults using playground equipment, or enjoying park amenities, such as large boulders or other natural items. Participants use the equipment at their own risk.
 - n. You should immediately notify the City Hall or the Police Department of hazardous conditions in the parks or conditions which are in violation of these rules and regulations.
2. Automobiles and Motorized Vehicles.
- a. Vehicles must be parked in the designated areas. Vehicles parked elsewhere will be removed at the owner's expense without prior notice. No auto repairs are allowed anywhere at any time on park property.
 - b. The speed limit in the park is 10 miles per hour and must be observed at all times, and drivers must be alert for children and pedestrians.

- c. Bicycles, roller skates, skateboards, and other types of nonmotorized vehicles must be used safely, without the possibility of injury to others and only in nonrestricted areas.
- d. Disturbing or careless operation of motorcycles, automobiles or other types of motor vehicles will be grounds for removal from the park and/or citation by the police.

3. Park Buildings and Facilities.

- a. Park buildings and facilities are provided for your convenience or pleasure. You have a responsibility to use the facilities with respect for others and to keep them neat and clean. Any irregularities should be reported immediately to the City.
- b. No pets are allowed in the park buildings at any time.

4. Animals.

- a. Except as allowed in HMC [9.55.100](#), no person is permitted to ride or lead any horse or pony except upon a roadway or designated parking area or designated bridle path.
- b. Pets are permitted in City parks (unless otherwise posted) only if they are on a leash that is five feet or less in length, with the exception of the dog parks. Pets must be kept under supervision at all times and are not permitted to run at large or to commit any nuisance in the limits of the park.
- c. All fecal material left in the park by the pet or animal must be picked up, placed in a container, and removed from the park.
- d. Violation of these regulations will lead to the removal of both animal or pet and owner in addition to any other penalty permitted by law.

5. Solid Waste Disposal and Fire Protection.

- a. Your garbage and trash must be placed in the proper receptacles.
- b. No person is permitted to bring any non-park-generated garbage into the park for the purpose of disregarding or disposing of such garbage or other refuse.
- c. Fires are not permitted in any City Park unless allowed by permit issued by the City.

6. Vegetative Protection.

- a. No person other than a duly authorized City employee in the performance of his or her duty or person participating in City-approved activities is permitted to dig, remove, destroy, injure, mutilate, or cut any trees, plants, shrubs, blooms, or flowers, or any portion thereof, growing in the park.
- b. Trees and shrubs are not to be climbed, hung on, or used as poles for game nets or swings.
- c. Nothing can be posted on the trees or shrubs, nor can any nails, screws, or other foreign objects be driven into, tied to, or otherwise affixed to the vegetation.
- d. Activities that will damage the grass or flowers such as open fires or unauthorized digging are strictly prohibited.

7. Building Protection.

- a. No person is permitted to destroy, mutilate, deface, alter, or damage any building or structure in the park.
 - b. Buildings or structures are not to be climbed, hung on, or used for games or swings.
 - c. Nothing is permitted to be posted on any building or structure nor can any nails, screws, or other foreign objects be driven into, tied to, or affixed to any buildings or structures in the parks.
 - d. Activities that will damage buildings or structures are strictly prohibited.
8. Such rules and regulations will be posted in each park, in a place conspicuous to the public.
9. Any other rules and regulations which the City Council deems necessary for public safety may be established by resolution. [Ord. 906 § 1, 2012; Ord. 679 § 18, 1995.]
10. Violation of these regulations may result in trespass from park property for a time period set forth by the City Administrator.

9.55.180 Campground rules for parks.

The following are overnight camping rules:

- 1. No overnight camping without a permit.
- 2. No drinking of alcoholic beverages allowed in the park.

3. Age Limit. Any minors under 18 years of age must be accompanied by a responsible adult 21 years of age or older.
4. Maximum Stay. Maximum stay is determined by the City upon issuance of the permit and may only occur in designated areas.
5. In addition, all campers must abide by the posted rules and regulations for park use. [Ord. 679 § 19, 1995.]

9.55.190 Trespass.

Any police officer, City employee or designee may exclude any person who violates any provision of this chapter or any other applicable City ordinance, or any of the laws of the State of Oregon, from any or all City parks for a period as determined by the City Administrator.

1. Written notice will be given to any person excluded from any City park(s). Such notice will specify the dates and places of exclusion. It will be signed by the issuing party; warning of consequences for failure to comply will be prominently displayed on the notice.
2. A person receiving such notice may appeal to the Municipal Court Judge to have the written notice rescinded or the period shortened. An appeal must be filed with the City Hall within five business days of receiving notice.

This section is in addition to and not in lieu of any other ordinance or law. Trespass is a Class C misdemeanor. [Ord. 989 § 1 (Exh. A), 2023; Ord. 679 § 20, 1995.]

9.55.200 Emergency park closure.

1. The City Council delegates to the City Administrator the authority to declare an emergency and close City parks when doing so is necessary to protect the life, health, or safety of the park users or general public.
2. The authority delegated to the City Administrator under this section extends to any City owned park or to all City owned parks, as the emergency dictates.
3. For purposes of this section, conditions that constitute emergencies include, but are not limited to, floods, fires, utility service interruptions or failures, or similar dangers to persons and property.
4. The authority delegated to the City Administrator under this section provides the authority to keep the City parks closed to the public until the emergency abates.

5. A declared emergency may not last longer than two weeks unless extended by the City Council. [Ord. 985 § 1, 2022.]

ORDINANCE No. ____
EXHIBIT C

Chapter 9.65
ILLEGAL CAMPING

Section 9.65.010: Purpose.

It is found and declared that:

1. The City has the right to regulate camping on public property.
2. Persons experiencing homelessness may need to use public property that is open to the public to sit, sleep, or lay down, but the City may regulate the time, place, and manner that these actions occur.
3. The use of the Public Rights-of-Way for sitting, sleeping, or laying down or storage of personal property can impede and obstruct that right-of-way from its intended use, and can create a hazardous situation, and/or imminent threat to life for the person who is using that Public Right-of-Way;
4. These regulations are meant strictly to regulate the use of public property, and are not intended to regulate activities on private property; and,

Section 9.65.020: Definitions.

As used in this Ordinance, the following terms and phrases have the meaning set forth in this Section:

1. “Camp” or “Camping” means to set up or to remain in or at a campsite, for the purpose of establishing or maintaining a temporary or permanent place to live/residence. Using or maintaining a fire or stove without other evidence of a temporary place to live/residence is considered camping.
2. “Campsite” means any place where any indicia of camping is placed, established, or maintained.
3. “Disposable Items” means items with no apparent value or utility or that are in an unsanitary condition.
4. “Established Campsite” means any campsite that has occupied one location or within a 300-foot radius of that location to the exclusion of the public for any period in excess of 24 hours.
5. “Indicia of Camping” Items or activities that may include, but are not limited to: any stove or fire or cooking activity outside of authorized areas; storage of personal belongings; use of tents, lean-tos, shacks, or any other temporary structures or any part thereof for living or storage of personal belongings; designation of an area in a manner to exclude other members of the public by maintaining, using or storing personal belongings or items. Bedding (such as blankets, sleeping bags, or other sleeping matter), by itself, is not indicia of camping.

6. "Parks Areas" means publicly owned grounds operated under the supervision of the City of Harrisburg, whether within or outside of the corporate limits of the City of Harrisburg providing outdoor passive and active recreation opportunities.
7. "Public Property" means any real property or structure owned, leased, or managed the City of Harrisburg, including public right-of-way and utility easements.
8. "Social Service Agency" means a public or private nonprofit organization providing direct assistance, usefulness, or care to individuals experiencing homelessness.
9. "Staying Warm and Dry" means using measures necessary for an individual to survive outdoors given the environmental conditions but does not include using any measure that involves fire or flame.
10. "Store" or "Storage" means to put aside or accumulate for use when needed, to put for safekeeping, to place or leave in a location.

Section 9.65.030: Illegal Camping

1. It is unlawful for any person to camp or create an established campsite in or upon a public right-of-way, park, sidewalk, alley, street, under any bridge, or any properties owned by the City of Harrisburg except as provided in Chapter 9.55, as amended, or by declaration of the City Administrator.
2. Measures taken by persons experiencing homelessness to stay warm and dry while sitting, sleeping, or lying down that are not camping in the areas designated by the City Manager for this purpose are not illegal camping.
 - a. Measures taken to stay warm and dry while sleeping or lying down within 100 feet from a riparian area or established wetland are strictly prohibited.
3. A violation of this section is a Class C Misdemeanor.

Section 9.65.040: Camping on private property without consent.

1. No person is permitted to camp on private property in a vehicle or in places not intended for that purpose, without the permission of the owner or person entitled to the possession thereof.
2. A violation of this section is a Class C Misdemeanor.

Section 9.65.050: Removal of Illegal Camps

1. Application
 - a. This policy applies to all city-elected officials, employees, volunteers, or contractors engaged in the removal of Unlawful Campsites from City-owned property.
 - b. In cases where an Unlawful Campsite is located within a crime scene, or the Linn County Sheriffs' Office or other law enforcement agency seizes property for reasons outside the scope of the camp cleanup, then standard law enforcement property and evidence control procedures must be followed.
2. Posting of Written Notice

- a. The City Administrator, or authorized agents, must post a notice at the location of the Unlawful Campsite no less than seventy-two (72) hours prior to removing persons from an Unlawful Campsite.
- b. The notice must:
 1. Be posted at all entrances to the Unlawful Campsite to the extent that the entrances can be reasonably identified;
 2. Notify those persons that they are maintaining an Unlawful Campsite and that the City intends to clear the Unlawful Campsite, and remove any persons there, on a specified date;
 3. Provide referral information and current contact information for local Social Service Agencies;
 4. Inform the persons that any Personal Property retained as a result of the cleanup of the Unlawful Campsite will be stored at a facility located within the same community as the Unlawful Campsite for a period of thirty (30) days;
 5. Provide the location where the Personal Property will be stored, the time at which it may be picked up, and a phone number that individuals may call to arrange for pick-up;
 6. Confirm that Disposable Items retained as a result of the cleanup will be immediately discarded, and weapons, controlled substances other than prescription drugs, and items that appear to be either stolen or evidence of a crime will be turned over to law enforcement officials; and
 7. Be written in English and Spanish.
3. Exceptions to the Notice Requirement
 - a. The notification requirements of Municipal Code Section 9.65.050.2.b do not apply:
 1. When the City reasonably believes that illegal activities other than Camping are occurring at an Unlawful Campsite; or
 2. In the event of an exceptional emergency at an Unlawful Campsite, including, but not limited to, possible site contamination by hazardous materials, a public health emergency, or other immediate danger to human life or safety.
4. Communication with Other Agencies
 - a. Prior to posting the 72-hour notice, the City Administrator, or an authorized agent, must notify a local Social Service Agency of the City's intention to remove the Unlawful Campsite. Whenever feasible, the City Administrator will arrange for outreach workers from the local Social Service Agency to visit the Unlawful Campsite to assess the need for additional assistance in arranging shelter or providing additional care as needed.
 - b. The City Administrator may, at their discretion, request assistance from local law enforcement agencies in the removal and cleanup of an Unlawful Campsite.
5. Unlawful Campsite Cleanup and Storage Requirements
 - a. All unclaimed Personal Property retained as a result of the cleanup of an Unlawful Campsite will be stored in an orderly fashion, keeping items that belong to an individual together to the extent that ownership can reasonably be

determined. The City may, at its discretion, inventory, photograph, and bag all Personal Property prior to storing it.

- b. All Disposable Items collected during the cleanup of an Unlawful Campsite must be disposed of in an appropriate manner.
- c. Weapons, controlled substances other than prescription drugs, and items that appear to be either stolen or evidence of a crime must be turned over to law enforcement officials regardless of their condition.
- d. Every effort will be made by the City Administrator to secure the health and welfare of any employee assigned to clear and/or clean an Unlawful Campsite and to utilize properly trained personnel with adequate equipment to manage the potential for exposure to hazardous and infectious materials.
- e. The City employee, agent, or contractor managing the cleanup must store any unclaimed Personal Property at a facility located within the same community as the Unlawful Campsite for a minimum of thirty (30) days, during which time it must be reasonably available to any individual claiming ownership. Any Personal Property that remains unclaimed for at least thirty (30) days may be disposed of or donated to a 501(c)(3) nonprofit corporation.
- f. The City may, at its discretion, seek reimbursement for expenses incurred by the City in relation to the cleanup of an Unlawful Campsite, including expenses incurred in the removal and storage of Personal Property, from a person found to be maintaining an Unlawful Campsite. Any civil action to obtain reimbursement must be filed in the Linn County Circuit Court within twelve (12) months of the date of cleanup.

Section 9.65.060: City Administrator Authority.

The City Administrator is delegated the authority to adopt rules, regulations, and policies to implement reasonably objective time, place, and manner restrictions for sitting, lying, sleeping or keeping warm and dry outdoors on public property that is open to the public.

Agenda Bill

Harrisburg City Council

Harrisburg, Oregon

THE MATTER OF APPROVING A PARADE PERMIT FOR THE HARRISBURG OLD-FASHIONED 4TH OF JULY PARADE

STAFF REPORT:

Exhibit A: 4th of July Parade/ODOT Parade Permit Packet

ACTION: MOTION TO APPROVE THE PARADE PERMIT FOR THE HARRISBURG 2023 OLD-FASHIONED 4TH OF JULY PARADE

THIS AGENDA BILL IS DESTINED FOR: Work Session Agenda – May 23, 2023

BUDGET IMPACT		
COST	BUDGETED?	SOURCE OF FUNDS
n/a	n/a	n/a

STAFF RECOMMENDATION:

Staff recommends the City Council approve the Parade Permit for the Harrisburg Old-Fashioned 4th of July Parade

BACKGROUND INFORMATION:

The Harrisburg Festival and Events Association has submitted a parade permit application to hold the Old-Fashioned 4th of July Parade in 2023. There is a second parade that will be held during this event, but that does not affect ODOT, and uses only city streets. The Pet Parade will be held on July 3rd, with staging on Schooling St. between 2nd and 1st St., with the parade heading north on 1st St. to the Gazebo.

Because the route incorporates 3rd St., which is also Hwy 99E, we are required to obtain permission from ODOT. As such, the organization has submitted their application (**Exhibit A**) and is asking the City Council for approval of the parade routes. Staging remains the same.

The following is an analysis of the permit application's consistency with Chapter 9.20 of the Harrisburg Municipal Code.

Noise:

Parades generally produce a fair amount of noise. This particular parade occurs during daytime hours and does pass through residential neighborhoods. The levels and type of noise that will likely be created during the parade would not be acceptable per Harrisburg Municipal Code (HMC) 9.20.030 – Unreasonable Noise. However, Subsection (e) of HMC 9.20.030 does allow for the City Council to grant a permit for noise generated from general entertainment, such as a parade. Based on this provision,

and the fact that the applicant will obtain a parade permit, the noise generated from the parade is acceptable.

Traffic:

The parade route includes several public streets, which will be used by those participating in the parade. According to the applicant, the parade is anticipated to last one and a half hours and is scheduled to begin at 11:00 am and end at 12:30 pm. Traffic will be negatively affected during this period. The applicant works with the Linn County Sheriff's Office, and Coburg Police to provide deputies and signage indicating the presence of a parade.

The Parade Route used is the traditional parade route, that also needs approval by ODOT. **(The Parade Permit Packet is Exhibit A)**. Staging is at both the schools, with the parade starting at 7th & Smith St. Traffic heads west on Smith to 3rd St., then south on 3rd St., to LaSalle St., then east on LaSalle St to 9th St., and turning north, returning to the staging area. There is also a detour route for traffic traveling on Hwy 99E through 2nd Street. The parade route does impact an ODOT facility, and the applicant will submit the permit for the Route to ODOT. The applicant will be required to obtain the ODOT permit and provide the City with a copy of the approved permit prior to commencing the parade. **(Condition 1)**.

Trash and Debris:

Parades will typically generate trash or other debris that may be left on City streets or sidewalks. It shall be the responsibility of the applicant to ensure that no trash or debris generated from the parade is left on any City street, sidewalk, or private property. The City and the HFEA together work on trash removal. **(Condition 2)**.

Time and Duration:

As noted above, the parade is scheduled to begin at 11:00 am on July 4, 2023. It is anticipated that the parade will last no more than one and a half hours. Therefore, the parade permit issued by the City shall be from 10:00 am until 2:00 pm, on July 4, 2023 **(Condition 3)**.

Parade Route and Participation:

The applicant has submitted the traditional route as shown in Exhibit A. The parade shall be limited to the route approved by the City Council **(Condition 4)**. The applicant anticipates up to 1,500 parade participants. This number is consistent with prior years. The number of participants and parade route are acceptable.

Pet Parade Route and Participation:

The Pet Parade, which consists of kids (and adults with pets!), any variety of pets, and bicycles, will be staged on Schooling St., between 2nd and 1st St. 10:15am is staging, 10:30 is judging, and the parade is held at 11:30am. 1st St. will be barricaded, up to Smith St. Winners will be announced in the gazebo.

CONDITIONS OF APPROVAL

1. Prior to the start of the parade, the applicant shall obtain and provide to the City a copy of the approved parade permit from the Oregon Department of Transportation. The applicant shall comply with all conditions of the ODOT permit.

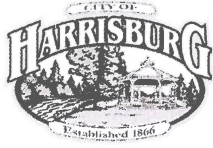
2. The applicant & City shall be responsible to remove any trash or debris on the City street or sidewalks generated by the parade and its participants.
3. The Children's Pet Parade will be held on July 3rd, 2023, between the hours of 9:30am and 1:30pm.
4. The 4th of July parade shall be held on July 4, 2023, between the hours of 10:00 am and 2:00 pm.
5. Both parades shall be limited to the route as approved by the City Council.
6. The City will send a letter to the citizens on Schooling St. letting them know about the timing for the staging of the Pet Parade between 2nd and 1st St.

REVIEW AND APPROVAL:



05/17/2023

Michele Eldridge Date
City Administrator



Harrisburg Parade Permit Application

The City of Harrisburg requires a Parade Permit for any type of parade that may disrupt or interfere with traffic that uses the public right-of-way that consists of ten or more persons, or five or more vehicles. HMC 10.05.270 specifies the requirements for applying for a parade permit.

Your application must be received a minimum of 30 days prior to the date of the parade unless special circumstances exist.

Applicant: Harrisburg Festival and Events Association

Contact Information: Name: Michele Eldridge on behalf of the HFEA

Address: PO Box 178

Email & Phone: meldridge@ci.harrisburg.or.us 541-995-6655

Type of Parade: Old Fashioned 4th of July Parade

Date: July 4, 2023

Staging Location & Dispersal Points: Harrisburg High School (District Offices), Grade School, and Middle School grounds. LaSalle St., Smith St., Monroe St., and 9th St are also used as staging locations.

Route:

X Please provide a map of the proposed route. The staging and dispersal points should be included, as well as the location of any Linn County Deputies if required by ODOT.

Estimated number of participants (persons, vehicles and animals): Estimated 1,000 to 1,500 participants, including walkers and float riders. All vehicles welcome, horses, dogs, assorted domesticated pets, the occasional llama, non-motorized vehicles, bikes, walkers, floats, cars, tractors, fire trucks & motorhomes.

Start and End Time: 11:00am to approximately 12:30pm.

If the proposed route of the parade crosses Hwy 99E (3rd St), then an approved parade permit from the State Department of Transportation (ODOT) will be required prior to the date of the parade.

☒ I have applied for the Parade permit from ODOT. Please provide a copy of the ODOT application with this parade permit application.

☐ I have received the approved permit from ODOT, and will supply a copy to the City with this application.

The applicant is responsible for contacting law enforcement in order to arrange for deputies to assist with the parade. ODOT parade permits generally require law enforcement to sign the permit, and requires them to be at the main detour points on the highway. After obtaining their signature and approval of the ODOT Parade Permit, you must schedule a time to get in touch with them, in order to arrange for scheduling for the parade. Harrisburg contracts out for our law enforcement; we use the Linn County Sheriff's Office (LCSO) for those services. The office number LCSO is 541-967-3950.

Rail Safety Procedures

If the proposed route of the parade crosses either of the railroad tracks, then you are required to notify both UPRR or PWN of the crossing 30-days prior to your event.

UPRR: Call the Critical Incident Line at 1-888-877-7267, a minimum of 30 days ahead of the event. Report the route, date and time of the event.

Obtain an event code: [2023-05-16-117JMG](#)

Day of Event: A minimum of 2 hours prior to your parade, call the number above, and check in with your event code to make sure that everything is still ok for your event.

X I have contacted UPRR to notify them of the date, time and route for the parade. I have included the event code above.


X I have assigned contact information for the day of the parade to one of the parade organizers. This person will be responsible for contacting UPRR on the day of the event.

PWN: Call the Director of Dispatch at 1-503-365-7717. (Currently Steve Yoder, who you can also contact via email at syoder@gwrr.com. (General Dispatch Station is 1-503-480-7784) Send maps and reports for parade to Steven Yoder, and to a general mailbox for PWN: pw-trainmasters@gwrr.com.

X I have contacted PWN to inform them of the route, date and time of the event.

We highly encourage you to find general rail safety information on-line at www.oli.org.

By signing below, you are hereby indicating that you will abide by the City's ordinances and will comply with all requirements of HMC Chapter 10.05, and any supplemental Conditions of Approval that may be assigned to said parade permit.


Signature

5-16-23
Date

HMC 10-05-270 – 10.05.300

10.05.270 Parade permit.

1. Application for a parade permit shall be made to the City Recorder at least 30 days before the date of the parade unless the time limit is waived by the City Council.
2. The application shall be signed by the person designated as chairperson of the parade and shall include the following:
 - a. The name and address of the person responsible for the parade.
 - b. The date of the parade.
 - c. The desired route, including assembling and dispersal points.
 - d. The number of persons, vehicles and animals that will participate.
 - e. The proposed starting and ending time.
 - f. The appropriate permit has been received from the State Department of Transportation if the parade crosses or uses Hwy 99E. [Ord. 907 § 4, 2012; Ord. 906 § 1, 2012.]

10.05.280 Issuance or denial of permit.

1. The City Recorder shall issue a parade permit conditioned on the applicant's written agreement to comply with terms of the permit unless the City Council finds that:
 - a. The time, route and size of the parade will disrupt the movement of other traffic to an unreasonable extent.
 - b. The parade is of a size or nature that requires the diversion of so great a number of law enforcement officers to properly police the line of movement and contiguous areas that allowing the parade would deny reasonable law enforcement protection to the jurisdiction.
 - c. The parade will interfere with another parade or other activity for which a permit has been issued.
 - d. Information contained in the application is found to be false or a material detail is omitted.
 - e. The applicant refuses to agree to abide by or comply with all conditions of the permit.
2. If one or more of the conditions listed in subsection (1) of this section, other than subsection (1)(e) of this section, exists, the City Council may include provisions in the permit that are necessary to alleviate the conditions, including but not limited to:
 - a. Requiring an alternate date.
 - b. Requiring an alternate route.
 - c. Restricting the size of the parade.

3. The City Recorder shall notify the applicant of the decision within five days after receipt of the application. [Ord. 907 § 4, 2012; Ord. 906 § 1, 2012.]

10.05.290 Parade offenses.

1. No person shall unreasonably interfere with a parade or a parade participant.
2. No person shall operate a vehicle that is not part of a parade between the vehicles or persons in the parade. [Ord. 907 § 4, 2012; Ord. 906 § 1, 2012.]

10.05.300 Permit revocable.

The City Recorder may revoke a parade permit if circumstances clearly show that the parade no longer can be conducted consistent with public safety. [Ord. 907 § 4, 2012; Ord. 906 § 1, 2012.]



APPLICATION AND PERMIT TO OCCUPY OR PERFORM OPERATIONS UPON A STATE HIGHWAY

See Oregon Administrative Rule, Chapter 734, Division 55

PERMIT NUMBER

4.

CLASS :

KEY#

GENERAL LOCATION

HIGHWAY NAME AND ROUTE NUMBER
OR-99E/58/Albany-Junction City

HIGHWAY NUMBER
58

COUNTY
Linn

BETWEEN OR NEAR LANDMARKS

Smith St. & LaSalle St.

HWY. REFERENCE MAP

AML

DESIGNATED FREEWAY

☐ YES☒ NO

IN U.S. FOREST

☐ YES☒ NOPURPOSE OF APPLICATION
(TO CONSTRUCT/OPERATE/MAINTAIN)☐ POLE
LINE

TYPE

MIN. VERT. CLEARANCE

☐ BURIED
CABLE

TYPE

☐ PIPE
LINE

TYPE

☐ NON-COMMERCIAL SIGN AS DESCRIBED BELOW☐ MISCELLANEOUS OPERATIONS AND/OR FACILITIES AS DESCRIBED BELOW

APPLICANT NAME AND ADDRESS

Harrisburg Festival and Events Association/City of Harrisburg

Attn: Michele Eldridge

PO Box 178, Harrisburg, OR 97446

FOR ODOT USE ONLY

BOND REQUIRED

☐ YES☐ NO

REFERENCE: AMOUNT OF BOND

OAR 734-055
-0035(2)

INSURANCE REQUIRED

☐ YES☐ NO

REFERENCE: SPECIFIED COMP. DATE

OAR 734-055
-0035(1)

DETAIL LOCATION OF FACILITY (For more space attach additional sheets)

MILE POINT	TO MILE POINT	ENGINEERS STATION	ENGINEERS STATION	SIDE OF HWY OR ANGLE OF CROSSING	DISTANCE FROM CENTER OF PVMT	R/W LINE	BURIED CABLE OR PIPE DEPTH/VERT.	SIZE AND KIND	SPAN LENGTH
28.59	28.89	1378+80	1394+80	Both	n/a	n/a	n/a	Parade	.30 miles

DESCRIPTION OF DESIRED USE

4th of July Parade, July 4, 2023 11:00am to 12:30pm

SPECIAL PROVISIONS (FOR ODOT USE ONLY)

TRAFFIC CONTROL REQUIRED

◆ ☐ YES [OAR 734-055-0025(6)] ☐ NO

OPEN CUTTING OF PAVED OR SURFACED AREAS ALLOWED

◆ ☐ YES [OAR 734-055-0100(2)] ☐ NO [OAR 734-055-0100(1)]

◆ AT LEAST 48 HOURS BEFORE BEGINNING WORK, THE APPLICANT OR HIS CONTRACTOR SHALL NOTIFY THE DISTRICT REPRESENTATIVE _____ AT PHONE NO.: _____ OR EMAIL OR FAX THIS PAGE TO THE DISTRICT OFFICE AT: _____ SPECIFY TIME AND DATE WORK IS TO OCCUR.

◆ A COPY OF THIS PERMIT AND ALL ATTACHMENTS SHALL BE AVAILABLE AT THE WORK AREA DURING CONSTRUCTION.

◆ ATTENTION: Oregon Law requires you to follow rules adopted by the Oregon Utility Notification Center. Those rules are set forth in OAR 952-001-0001 through OAR 952-001-0090. You may obtain copies of the rules by calling the center at (503) 232-1987.

CALL BEFORE YOU DIG 1-800-332-2344

COMMENTS (FOR ODOT USE ONLY)

IF THE PROPOSED APPLICATION WILL AFFECT THE LOCAL GOVERNMENT, THE APPLICANT SHALL ACQUIRE THE LOCAL GOVERNMENT OFFICIAL'S SIGNATURE BEFORE ACQUIRING THE DISTRICT MANAGER'S SIGNATURE.

LOCAL GOVERNMENT OFFICIAL SIGNATURE		TITLE PW Director	DATE
<input checked="" type="checkbox"/> APPLICANT SIGNATURE 		APPLICATION DATE 05.13.23	TITLE City Administrator/VP of HFEA
When this application is approved by the Department, the applicant is subject to, accepts and approves the terms and provisions contained and attached: and the terms of Oregon Administrative Rules, Chapter 734, Division 55, which is by this reference made a part of this permit.		DISTRICT MANAGER OR REPRESENTATIVE <input checked="" type="checkbox"/>	TELEPHONE NO. 541-995-2200
			APPROVAL DATE

[illegible]

√GENERAL PROVISIONS FOR POLELINE, PIPELINE, BURIED CABLE PERMITS AND MISCELLANEOUS PERMITS

(Rev) May 2003

APPLICANT: HFEA See Page 1		HIGHWAY: See Page 1		MP: See Page 1	
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All checked (√) provisions apply.

WORKSITE

1. Permittee must call for utility locates before digging ("Call Before You Dig") 1-800-332-2344 per Oregon Administrative Rules (Chapter 952, Division 1). You may be held liable for damages. Pre-marking of excavation areas is required.
- √2. Permittee shall have a copy of this permit and all attachments at the work site. They shall be available to the District Manager or representative at their request.
3. Permittee shall acknowledge, in writing, receipt and review of Oregon Administrative Rules (Chapter 734, Division 55) governing miscellaneous facilities and operations on the highway right of way as the governing provisions of this permit or agreement. Copies of this rule may be obtained from any district maintenance office.
- √4. Permittee shall review the Oregon Administrative Rules (Chapter 734 Division 55) governing miscellaneous facilities and operations on the highway right of way as the governing provisions of this permit or agreement. Web Site:
http://arcweb.sos.state.or.us/rules/OARS_700/OAR_734/734_055.html.
5. Access control fence must be maintained during construction and restored to its original or better condition after construction is complete.
- √6. The Permittee shall not use state highway right of way to display advertising signs or merchandise of any kind.
- √7. The stopping and parking of vehicles upon state highway right of way for the maintenance of adjoining property or in furtherance of any business transaction or commercial establishment is strictly prohibited.
8. All grass and small brush within the work area shall be rotary or flail mowed to ground level prior to the beginning of work to facilitate clean up. Disturbed areas shall be reseeded with grass native to the area in an appropriate seeding time.
- √9. The spreading of mud or debris upon any state highway is strictly prohibited and violation shall be cause for immediate cancellation of the permit. Clean up shall be at the applicant's expense. The highway shall be cleaned of all dirt and debris at the end of each work day, or more frequently if so determined by the District Manager or representative.

10. Permittee shall replace any landscape vegetation or fences that are destroyed. Any damage that is not fully recovered within 30 days (weather permitting) shall be replaced by ODOT at the expense of the Permittee. A "plant establishment" shall be understood to be part of the planting work to assure satisfactory growth of planted materials. The plant establishment period will begin when the original planting and all landscape construction has been completed and approved. The length of the establishment period will be one calendar year or as defined in the permit Special Provisions.
11. Permittee shall install and maintain landscaped area. Planting shall be limited to low-growing shrubs, grass or flowers that do not attain sufficient height to obstruct clear vision in any direction. The Oregon Department of Transportation (ODOT) shall have the right to remove said landscaping at any time such removal may appear to be in the public interest, without liability or loss, injury, of damage or any nature whatsoever.

TRAFFIC

- ✓12. During construction or maintenance, the work area shall be protected in accordance with the current Manual on Uniform Traffic Control Devices, (MUTCD), Federal Highway Administration, US Department of Transportation, and the Oregon Department of Transportation supplements thereto. Flaggers must have a card or certificate indicating their completion of an approved work zone traffic control course. All traffic control devices shall be maintained according to the American Traffic Safety Services Association (ATSSA), Quality Standards for Work Zone Traffic Control Devices handbook.
13. Permittee shall provide a detailed traffic control plan for each phase of the work, showing signs and cones. Plans shall be reviewed and approved by Oregon Department of Transportation in advance of construction or maintenance.
14. All damaged or removed highway signs shall be replaced by the permittee. Installation shall be according to MUTCD standards or ODOT specifications, and shall be completed as soon as possible but no later than the end of the work shift.
15. No lane restrictions are permitted on the roadway during the hours of darkness, on weekends, or between 6:00 AM and 9:00 AM, or 4:00 PM and 7:00 PM (Monday thru Thursday off by noon on Friday) without prior approval by ODOT.
16. Traffic control with lane restrictions are permitted on the roadway with the following guidelines:
See attached EXHIBIT: DISTRICT 4 LANE RESTRICTIONS, 02/26/2018.

DRAINAGE

17. On-site storm drainage shall be controlled within the permitted property. No blind connections to existing state facilities are allowed.
18. Excavation shall not be done on ditch slopes. Trench excavation shall either be at ditch bottom or outside ditch area. (Minimum depth at bottom of ditch shall be 36 inches; minimum depth outside of ditch shall be 42 inches).

19. Only earth or rock shall be used as fill material and shall slope so as not to change or adversely affect existing drainage. Fine grade and seed the finished fill with native grasses to prevent erosion.
20. A storm drainage study stamped by an Oregon Registered Professional Engineer (PE) is required. The study must meet standards of the National Pollution Discharge Elimination Systems (NPDES) when any of the following conditions apply:
 - Whenever a four inch pipe is inadequate to serve the developed area,
 - development site is one quarter acre or larger in size, OR contributes one half cubic feet per second OR directly or indirectly affects state facilities,
 - or as directed by the District Manager or representative.
 - An advance deposit for ODOT hydrology reviews may be required.
21. Permittee shall provide on-site retention for storm water runoff that exceeds that of the undeveloped site.
22. All water discharged to an ODOT drainage system must be treated prior to discharge. All requests for connection to an ODOT storm system must meet any requirements of the National Pollutant Discharge Elimination System (NPDES). This may include local jurisdiction approval of on-site water quality treatment facilities and/or development of an operation and maintenance plan for any on-site water quality treatment facility, as determined by local jurisdiction

EXCAVATION/CONSTRUCTION

- √23. The following ODOT documents and any supplements and subsequent revisions thereto, where applicable and not otherwise superceded by the permit language herein, but only to the extent that they provide standards and performance requirements for work to be performed under the permit, shall be incorporated for use in the permit: "Oregon Standard Specifications for Construction (2018)" and relevant Metric Standard Drawings. ODOT shall have authority over acceptance of all materials and workmanship performed under this permit as stated in Section 00150.00 of the "Oregon Standard Specifications for Construction (2015)." For additional Supplemental and Special Provisions please refer to: <http://www.odot.state.or.us/techserv/roadway/specs/home.htm>. Standard Specification books is available on this site.
24. Open cutting of pavement is allowed in areas specifically approved by District Manager or representative.
25. Trench backfill shall be according to the attached typical drawing, marked as Exhibit _____.
26. Open cutting of the highway is allowed with construction in accordance with OAR 734-55-0100. All excavation in paved areas shall be backfilled and the roadway surface patched before the end of each shift. In special cases where steel plates are allowed, said plates shall be pinned and a temporary cold patch applied to the edges. The permittee shall be fully responsible for monitoring and maintenance of temporary patching and steel plating.

27. Compaction tests shall be required for each open cut per Oregon Standard Specification for Construction. Compaction tests shall be conducted once for every 300 lineal feet per lift of continuous trench according to the Manual of Field Test Procedures (MFTP), published by ODOT. Percent Compaction shall be 95%. At the discretion of the District Manager or representative, results of compaction test shall be provided to District Manager or representative at applicants' expense.
28. Control Density Fill (CDF) shall be used as surface backfill material in place of crushed rock in open trenches that impact the travel portions of the highway. A $\frac{3}{4}$ "-0, or 1"-0 rock will be used for the aggregate. The amount of cement used shall not exceed 3.0% of the total mixture's weight. Maximum compressed strengths must not exceed 250 pounds per square inch (psi).
29. Surface restoration shall be a minimum of eight inches of hot asphalt-concrete (AC), compacted in two inch lifts, or match existing pavement depth, whichever is greater. Sand-seal all edges and joints.
30. All aggregate shall conform to Oregon Standard Specification for Construction, Section 02630 - Base Aggregate.
31. Any area of cut or damaged asphalt shall be restored in accordance with the included attachment "drawing supplied by the applicant. For a period of two years following the patching of paved surface, permittee shall be responsible for the condition of permittee's pavement patches, and during that two year period shall repair to District Manager or representative satisfaction any of the patches which become settled, cracked, broken, or otherwise faulty.
32. An overlay to seal an open-cut area shall be completed prior to the end of the construction season, or when minimum temperature allows per "Oregon Standard Specification for Construction" and any subsequent revisions thereto. Typical overlay shall be 1.5 inches deep and cover the affected area from edge of pavement to edge of pavement, and taper longitudinally at a fifty feet to one inch (50' : 1") ratio. Taper may be adjusted by the District Manager as required. For a period of two years following this patching of the surface, the permittee shall be responsible for the condition of said pavement patches, and during that time shall repair to the District Manager or representative's satisfaction any of the patches which become settled, cracked, broken or otherwise faulty.
33. Highway crossings shall be bored or jacked. Bore pits shall be located behind ditch line or in areas satisfactory to the District Manager. Unattended pits shall either be protected by a six-foot fence, backfilled, or steel plated and pinned.
34. Permittee shall install a "tracer wire" or other similar conductive marking tape or device, if installing any non-conductive, unlocatable underground facility, in order to comply with Oregon Utilities Coordination Council (OUCC), per OAR 952-01-0070 (6).
35. Trench backfill outside of ditch line or in approved areas can be native soil compacted at optimum moisture in twelve inch layers to 90% or greater of the maximum density.
36. Native material that is found to be unsatisfactory for compaction shall be disposed of off the project and granular backfill used.

37. Trench backfill in rock slope or shoulder shall be crushed 1"-0 or ¾"-0 size rock compacted at optimum moisture in eight-inch layers. Compaction tests shall be conducted according to the Manual of Field Test Procedures (MFTP), published by ODOT. Percent compaction shall be 95%. At the discretion of the District Manager or representative, results of compaction tests shall be provided to District Manager or representative at applicant's expense.
38. Where excavation is on fill slope steeper than a two to one (2:1) ratio, slope protection shall be provided using four-inch size rock laid evenly to a minimum depth of twelve inches.
39. No more than 300 feet of trench longitudinally along the highway shall be left open at any one time and no trench shall be left in an open condition overnight (during non work hours).
40. Areas of disturbed cut and fill slopes shall be restored to a condition suitable to the District Manager or representative. Areas of erosion to be inlaid with an acceptable riprap material.
41. All underground utilities shall be installed with three-foot or more of horizontal clearance from existing or contract plans guardrail posts and attachments. All non-metallic water, sanitary and storm sewer pipe shall have an electrically conductive insulated Number 12-gauge copper tracer wire the full length of the installed pipe using blue wire for water and green for storm and sanitary sewer piping.
42. Any area of cut or damaged concrete shall be restored in accordance with the attached Typical Section-Pipe Section under sidewalk.
43. Utility markers and pedestals shall be placed as near the highway right-of-way line as practical. In no case shall pedestals and line markers be located within the highway maintenance area.
44. No cable plowing is allowed within the lateral support of the highway asphalt (i.e. at six feet lower than the edge of the asphalt, no plowing within nine feet of the edge of the asphalt).
45. Review by ODOT Bridge Engineers is required for all proposed bridge and structure attachments and for utility or any facilities to be installed within sixteen feet of bridge foundations, supports, walls or related, or within the influence zone of bridge facilities.

Miscellaneous:

46. Permittee shall be responsible and liable for (1) investigating presence/absence of any legally protected or regulated environmental resource(s) in the action area; (2) determining any and all restrictions or requirements that relate to the proposed actions, and complying with such, including but not limited to those relating to hazardous material(s), water quality constraints, wetlands, archeological or historic resources(s) state and federal threatened or endangered species, etc., (3) complying with all federal, state, and local laws, and obtaining all required and necessary permits and approvals.
- √47. If the permittee impacts a legally protected/regulated resource, permittee shall be responsible for all costs associated with such impact, including, but not limited to all costs of mitigation and rehabilitation, and shall indemnify, and hold ODOT harmless for such impacts and be responsible and liable to ODOT for any associated costs or claims that ODOT may have.

- √48. Plans are approved by ODOT in general only and do not relieve the permittee from completing construction improvements in a manner satisfactory to ODOT. The District Manager or representative may require field changes. When revisions are made in the field, permittee is responsible to provide "as built" drawings, within 60 days from completion of highway improvements, and shall submit them to the District Office issuing the permit.
49. Permittee shall be responsible for locating and preserving all existing survey monumentation within the work area in accordance with ORS 209.150 and/or 209.155. If monumentation or its accessories are inadvertently or otherwise disturbed or destroyed, applicant shall be responsible for all costs and coordination associated with it's reestablishment by a professional licensed surveyor.
50. An advance deposit of \$ 0.00 is required for project associated costs incurred by ODOT. Such costs will be identified and estimated by ODOT, and include, but are not limited to review of studies and calculations involving hydraulics/drainage, geotechnical, traffic and traffic control plans, signal, roadway design, bridge and other engineering support. Excess funds remaining in the account upon completion of billing will be refunded. If ODOT costs exceed the deposit amount, permittee shall be billed for the difference.

SPECIAL PROVISIONS for UTILITY AND MISCELLANEOUS PERMITS

SPECIAL PROVISIONS SUPERSEDE GENERAL PROVISIONS

- √1. THE SCOPE OF THIS PERMIT IS TO ALLOW DETOUR AND TRAFFIC CONTROL DURING AN EVENT, SEE PAGE 1 OF 2.
- √2. ANY DAMAGE TO ODOT RIGHT OF WAY SHALL BE RESTORED TO THAT CONDITION PRIOR TO EVENT AND TO SATISFACTION OF ODOT REPRESENTATIVE.
- √3. THE APPLICANT IS RESPONSIBLE FOR FURNISHING COMPLETE TRAFFIC CONTROL BY MEANS OF QUALIFIED POLICE OFFICERS AT EACH END OF THE PARADE AND DETOUR ROUTES, INCLUDING TEMPORARY SIGN PLACEMENT. ALL TEMPORARY TRAFFIC CONTROL DEVICES SHALL BE IN ACCORDANCE WITH THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (MUTCD). SEE SPECIAL PROVISION 9b.
- √4. THE APPLICANT SHALL BE RESPONSIBLE FOR ALL CLEAN-UP OF DEBRIS DEPOSITED ON OR ALONG THE HIGHWAY AS A RESULT FROM THE PARADE.
- √5. IT IS THE RESPONSIBILITY OF THE APPLICANT TO OBTAIN PERMISSION TO USE CITY STREETS AND COUNTY ROADS FOR TRAFFIC DETOURS. THE OREGON DEPARTMENT OF TRANSPORTATION HAS NO AUTHORITY TO GRANT PERMISSION TO DETOUR TRAFFIC OVER CITY STREETS AND COUNTRY ROADS.
- √6. PARADE PERMITS ISSUED BY ODOT WILL ONLY COVER THAT PORTION OF THE PARADE THAT TAKES PLACE ON THE STATE HIGHWAY.

- √7. THE APPLICANT IS RESPONSIBLE AND LIABLE FOR ALL ACCIDENTS, DAMAGES, AND INJURIES TO PERSONS OR PROPERTY THAT ARE A DIRECT RESULT OF THE PARADE.
- √8. APPROVAL FOR THE PARADE IS AT THE DISCRETION OF THE ODOT DISTRICT 4 MANAGERS.
- √9. **ADDITIONAL SIGNATURES ARE REQUIRED.**

(9a.) **LOCAL JURISTITION (CITY) SIGNATURES REQUIRED.** SIGNATURE REPRESENTS CITY APPROVAL FOR THE PLANNED EVENT, APPROVAL OF ALL ASSOCIATED PLANNED ACTIVITIES AND APPROVE OF DETOUR ROUTES FOR THIS PERMITS.
CITY REPRESENTATIVE IS TO **SIGN PAGE 1 AND 8 OF THIS PERMIT, UNDER LOCAL GOVERNMENT OFFICIAL SIGNATURE.**

JURISTITION: City of Harrisburg

SIGNATURE: _____

CONTACT NAME: Michele Eldridge PHONE NO.: 541-995-2200

MAILING ADDRESS: PO Box 378

CITY: Harrisburg STATE: OR ZIP CODE: 97446

APPLICANT IS TO PROVIDE THE CITY WITH A COPY OF THE FINALIZED ODOT ISSUED PERMIT 30 DAYS PRIOR TO THE EVENT.

(9b.) **LOCAL POLICE DEPARTMENT OR LAW ENFORCEMENT SIGNATURE REQUIRED.** SIGNATURE ACKNOWLEDGES THAT THE LOCAL LAW ENFORCEMENT HAS BEEN NOTIFIED OF THE PLANNED ACTIVITIES ASSOCIATED TO THIS PERMIT. SEE SPECIAL PROVISIONS.

PRINT NAME _____ PHONE NUMBER _____

SIGNATURE _____ DATE _____

- √10. **ODOT STATION 2 CONTACT REQUIREMENT:**
WHEN TRAFFIC CONTROL IS REQUIRED THAT DISRUPTS, DIVERTS, OR MAY CAUSE TRAFFIC IMPACTS OR DELAYS CONTACT ODOT STATION 2 AT 503-362-0457 48 HOURS PRIOR TO WORKING. YOU WILL NEED TO PROVIDE A CONTACT NAME, PHONE NUMBER, THE HIGHWAY, MILE POINT, TYPE OF WORK AND HOW LONG TRAFFIC WILL BE AFFECTED.
- √11. **APPLICANT IS TO PROVIDE THE POLICE DEPARTMENT/LAW ENFORCEMENT WITH A COPY OF THE FINALIZED ODOT ISSUED PERMIT 30 DAYS PRIOR TO THE EVENT.**

APPLICANT'S SIGNATURE ACKKNOWLEDGES APPLICANT HAS READ, UNDERSTANDS AND ACCEPTS ALL PROVISIONS

APPLICANT SIGNATURE Michele Eldridge **DATE** 5

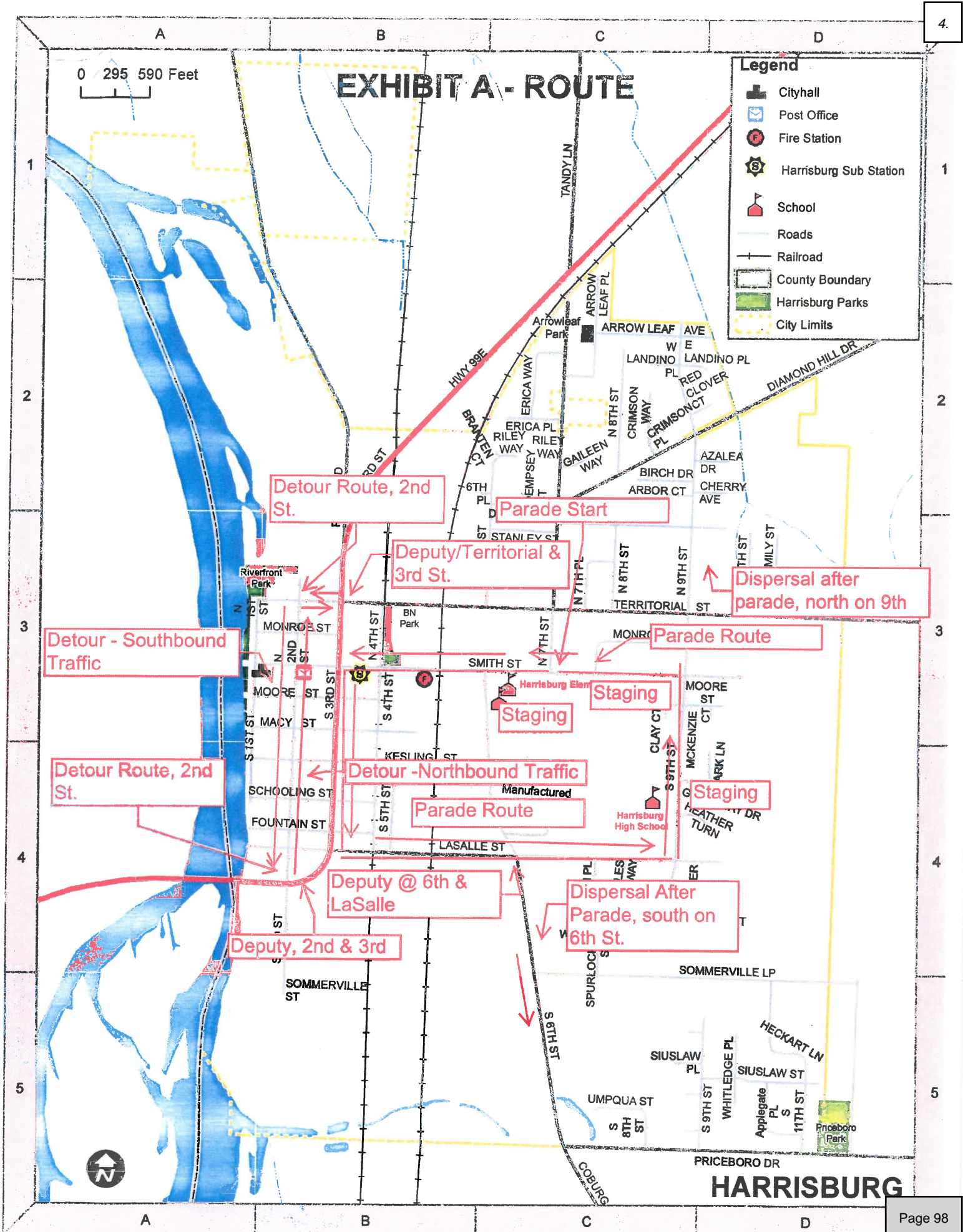


EXHIBIT A - ROUTE

- Legend**
- Cityhall
 - Post Office
 - Fire Station
 - Harrisburg Sub Station
 - School
 - Roads
 - Railroad
 - County Boundary
 - Harrisburg Parks
 - City Limits

Detour Route, 2nd St.

Parade Start

Deputy/Territorial & 3rd St.

Dispersal after parade, north on 9th

Detour - Southbound Traffic

Parade Route

Staging

Detour Route, 2nd St.

Detour - Northbound Traffic

Parade Route

Staging

Deputy @ 6th & LaSalle

Dispersal After Parade, south on 6th St.

Deputy, 2nd & 3rd

HARRISBURG

Agenda Bill

Harrisburg City Council

Harrisburg, Oregon

THE MATTER OF AUTHORIZING THE CITY ADMINISTRATOR TO APPROVE A PUBLIC EVENT PERMIT FOR THE 71ST YEAR OF THE HARRISBURG OLD FASHIONED 4TH OF JULY

STAFF REPORT:

Exhibit A: Public Event Application

ACTION: MOTION TO AUTHORIZE THE CITY ADMINISTRATOR TO APPROVE THE PUBLIC EVENT PERMIT FOR THE 71ST YEAR OF THE HARRISBURG OLD-FASHIONED 4TH OF JULY CELEBRATION AS CONDITIONED

THIS AGENDA BILL IS DESTINED FOR: Agenda – May 23, 2023

BUDGET IMPACT		
COST	BUDGETED?	SOURCE OF FUNDS
\$8,000	Yes	General – Miscellaneous Expenses

STAFF RECOMMENDATION:

Staff recommends the City Council authorize the City Administrator to approve the most awesome event in the region!

BACKGROUND INFORMATION:

Harrisburg Municipal Code (HMC) Chapter 9.52 requires a Public Event Permit for any event that garners more than 100 participants or attendees, or if an event is required to obtain a permit from Linn County. Because this is a regional event that has been in operation for 71 years, the City Administrator has determined that no additional notice of the event needs to be sent in general to citizens. Because there is a Pet Parade this year, being held on July 3rd, citizens on Schooling Street will be informed of staging to be held between 2nd and 1st St.

HMC 9.52 states that it is the City Administrator who authorizes and approves all public event permits. Because the City Administrator is also the Vice-President of the HFEA (Harrisburg Festival and Events Association), the City Council is being asked to authorize the City Administrator to approve the event permit, because there is a slight conflict of interest in the City Administrator approving their own event permit, without someone else in authority reviewing the event permit in its entirety.

The permit process is very involved, and staff feels that the City Council would enjoy seeing the level of planning and complexity involved in operating an event of this size. It's also important that the City follows its own requirements for an event like this. The

criteria below represent the information that the City Administrator must consider when approving the permit. The permit was completed more than 30 days in advance of the event itself, as required by HMC 9.52, and is located in **Exhibit A**.

HMC 9.52.100: Criteria applied to the decision-making process:

(1) Noise that will come from the public event that may impact neighboring properties, including information on any amplified sound.

Findings: Noise will be generated in multiple places during the 4th of July, and for the Pet Parade on July 3rd. The loudest noise is from the parade itself, and the fireworks. In the parade, held between the hours of 11:00 and 12:30, there can be bands, music playing on floats, sirens, and general noise from multiple engines and equipment being operated. The timeframe is during the day, and the event has been held for 71 years, therefore citizens are expectant of the level of noise that is generated.

The fireworks are the loudest of the events that the HFEA holds. Again, this event has been held for 71 years, and only two of those years did not include fireworks. Citizens look forward to the fireworks display on an annual basis. Standard noise requirements, and timeframes for any bands operating are the same throughout the year, typically ending at 11:00pm. Bands will play during the day. Outlaw Shine will be playing at the Gazebo around 1:00 in the afternoon, and somewhere after 5:30, Cornerstone and the Walters will be playing, ending with a presentation of the flag, recitation of the Declaration of Independence, and pledge of allegiance.

The Pet Parade will be relatively low in noise compared to the other parade, but there is still a chance of horns, and pets making noise, including lots of barking. Neighbors on Schooling will be notified about the Pet Parade on July 3rd.

The City Administrator finds that the level of noise from this event is not excessive based upon the 71st year of the event being held in the City of Harrisburg. This criterion has been met.

(2) Whether or not dust may be an issue.

Findings: Dust is already present on the roadways during this event, and a few hundred vehicles will spread that dust somewhat. Otherwise, staging is being held in parking lots, on grass fields, and City streets. **The City Administrator finds that excess dust will not be generated for this event. This criterion has been met.**

(3) Provisions for dealing with trash containment and disposal.

Findings: Trash containment and disposal is directly provided by the City of Harrisburg. Multiple trash barrels and recycling barrels are provided throughout the event and are focused on areas in which more trash is generated, such as near the food vendors. The HFEA also provides volunteers who help the City the day after the event, by going through heavily trafficked areas, and picking up garbage. **The City Administrator finds that provisions for dealing with trash containment and disposal, and therefore this criterion, have been met.**

(4) Other information relative to the impact the event may have on health and safety issues, or the convenience of neighbors near the event or the general public.

Findings: Communication about the event is provided on multiple platforms, including the City Newsletter, website, and Facebook. No parking signs are placed a minimum of three days ahead of the event, as required by traffic law in order to prepare people for vacating the streets along the parade route. The Budget Committee has recommended approval of the budget to the City Council in June, which includes budgeting for contributions to both the 4th of July and the Harvest Festival. The additional officers last year were a great addition to the event, and one that the City will continue to pay for. In addition to 4 LCSO deputies for most of the day, (and attendance exceeding our contract) the City will also have City of Coburg reserve and some regular officers attending and will engage again with the Linn County Posse. This event and the presence of the officers is another great way for them to engage with the community. Their presence helps to control the crowds and prevent problems from arising. It also provides the HFEA and City with more officers to control intersections during dispersal following the parade, and the fireworks.

White lines and cones are set up on the parade route to keep kids behind them, and HFEA always struggles to provide enough safety monitor volunteers to help corral kids during the parade. This is a great low-key way for citizens to help with the event, with fairly little effort. (Please see the City Administrator if you are interested in assisting as a volunteer at this level!) A safety corridor has been added to the corner of LaSalle and 3rd Street, which will help to control pedestrians in an area where large trucks are routed to turn into the detour area during the parade. One bouncy (obstacle course) will be located at BN park, and the kids' games will resume following the parade.

There have been so many positive comments, that the HFEA has decided to keep the larger fireworks, as well as a slightly longer show. Because the fireworks cost an additional \$3,000, on top of material price increases, the HFEA has started a new campaign; "the more money we raise, the bigger the boom!" Fireworks are strictly regulated by the State Fire Marshal, and the location for where they can be fired from is also regulated. Safety regulations around the fireworks is strictly enforced by the Harrisburg Fire/Rescue District, who is the 'sponsor' of the fireworks. They also provide the pyrotechnicians.

A Parade Permit through ODOT has been previously approved by the City Council, and in addition, the HFEA also applies for a Linn County Road Use Permit Application. This is required because the Firecracker 5K uses the Sommerville Loop/Kramer street section that is outside the jurisdictional boundaries of the City of Harrisburg. Facility permits were already filed with the School District as well.

Vendor booths and the Chicken BBQ are expected to take place as normal. The Harrisburg Fire/Rescue Volunteers also will be supplying their ever-popular pancake breakfast on the 4th of July. Because of the huge increase in prices, the HFEA reduced the number of porta-pots in the City; that plan is being adjusted based on usage in different areas of town. Additional washing units are still in place, throughout the event.

A new vendor this year, The Hoggboard Co, d.b.a. Chief's Brew House, will be set up in the City Hall Parking Lot. This will help to contain the area being used for the beer garden. The beer garden must comply with OLCC guidelines. In addition, barriers must

be set up between the beer garden, and the general festival attendees, in order to show a clear demarcation between the area in which liquor is allowed. Attendees will not be allowed to carry alcohol beyond the boundaries, and the vendor must also provide alcohol monitors. An approved OLCC permit must be provided to the City for this vendor permit to operate.

The City Administrator finds that the provisions to follow safety requirements are in place, with the exception of the temporary liquor license. The license must be provided to the City prior to the event. As conditioned, this criterion has been met.

f. An event site plan designating, at a minimum, a traffic plan including emergency access routes, proposed parking areas, setbacks from adjoining properties, location and quantity of proposed sanitary facilities, source(s) of potable water, and any proposed overnight camping areas.

Findings: A traffic plan is designated and shown on several maps. The detail in the event permit includes a complete schedule of when intersections are closed down prior to the parade, and how to route people to staging points prior to the parade. Three different emergency routes to the City are set up, and the HFEA can communicate to volunteers at the three entrance points for allowing EMS service vehicles to enter the parade. The Harrisburg Fire/Rescue District is involved in multiple areas, including in the parade, as well as providing pyro-technicians for the fireworks. An engine is also kept near City Hall in the late afternoon/evening, so that they can easily respond to any problems at or near Riverfront Park. There are two dedicated ADA lots, otherwise, parking is provided throughout the event areas on city streets and in parking lots. Another service group typically provides larger paid parking areas in other areas in town. By barricading the city streets at 2nd Street, the City and HFEA alleviate a lot of congestion and vehicles maneuvering out of tight local streets when vehicles are confronted with a wall of people.

As noted earlier, the Honey Buckets map shows the locations of porta-potties, and wash stations throughout town. Some of the locations are conducive to other events, such as the 5K, and the car hop. Porta-Potties have been adjusted based on feedback from the previous year. Additional maps are created and released to the general public closer to the event, which shows the location of restroom and wash facilities. Potable water is provided by vendors and is otherwise also available in public flushing facilities. Overnight camping is not allowed in City parks, or in any other location inside the city limits of Harrisburg.

The High School plans on holding a regional wrestling event, which occurs on the same Sunday as the Firecracker 5K event. Therefore, the 5K will now be staged from the parking lot at the Middle School/Grade school. In addition, Chief's Brewhouse is planning on having a Beer Garden this year, which will be located at the City Hall Parking Lot. This will require a temporary liquor license permit to be applied for. Chief's Brewhouse will be applying for the temporary liquor license, and evidence of approval by the OLCC is required to be provided to the City prior to the event.

As conditioned, the City Administrator finds that this criterion has been met.

g. An estimate of the total number of persons attending and participating in the event.

Findings: The HFEA typically plans for numbers between 10,000 and 15,000 people for all the events. That includes participants as well as spectators. **The City Administrator therefore finds that this criterion is met.**

h. Plans for signage.

Findings: The City puts out much of the signage required for traffic laws, and to meet requirements in order to tow vehicles that are blocking the parade route. Signage is throughout the event, in strategic places, to direct citizens to different events.

Therefore, the City Administrator finds this criterion has been met.

Finally, as general information for the City Council, a Son of Liberty, Raymond Brown, will also be present, and this year, hopes to be able to recite the Declaration of Independence, at approximately the same time as the national anthem and the pledge of allegiance.

Overall, and as conditioned, the City Administrator finds that the criteria to hold this public event in Harrisburg has been met. Therefore, the City Council is recommended to authorize the City Administrator to approve the event permit for the 71st Old Fashioned 4th of July Event.

REVIEW AND APPROVAL:



Michele Eldridge 05/15/23
City Administrator Date

CONDITIONS OF APPROVAL

- 1. A temporary liquor license shall be obtained by Chief's Brew House, along with specific insurance requirements, prior to the 4th of July. Any specific requirements of the OLCC will be met by the owners of the Hoggboard Co, Chief's Brew House.**
- 2. A barrier shall be placed around the beer garden area, according to OLCC guidelines, which shall establish a clear demarcation between the areas in which alcohol is allowed, and where it isn't.**



Public Event Permit

Public Events in Harrisburg are allowed through Harrisburg Municipal Code (HMC) Chapter 9.52. A public event in Harrisburg is required for any activity below, where there are likely more than 100 participants or attendees.

A public event is required for events in which:

1. Persons are permitted or invited to attend, and where a fee is charged; or
2. A voluntary contribution is paid or solicited for the privilege of attending; or
3. Any money is raised or items are sold to defray the expenses of such events, unless exempted under Chapter 9.52; or
4. It is an event which is required to obtain a permit from Linn County pursuant to the Linn County Outdoor Assembly Peace, Health, Safety, and Welfare Code, found in Linn County Code Chapter 580.

There are exceptions to the requirement of a public event permit; those are included in HMC Chapter 9.52. Please contact the City of Harrisburg if you feel that your event should fall under the exemptions for obtaining a permit. The Harrisburg Municipal Code can be found by going to our website, at www.ci.harrisburg.or.us.

Permit Application Fee: \$165 for events 500 people or less; \$250 for events with more than 500 people. Permit Fees are set by Council Resolution. *This event is Harrisburg's largest, and results in regional tourism for Harrisburg; therefore, a fee has never been charged.*

Permits are required to be submitted at least 30 days prior to the first day upon which such public event is to be held.

Date of Application: May 11, 2023

Applicant: Name: Michele Eldridge

Mailing Address: PO Box 378 – HFEA: PO Box 178

Phone Number: (w)541-995-6655 (c) 541-554-5435

Email: meldridge@ci.harrisburg.or.us and harrisburgjuly4thcelebration@comcast.net

Day of Event: harrisburgjuly4thcelebration@comcast.net

Organizer: Name: Same as above &

Rhonda Giles

Mailing Address:

PO Box 178

Phone Number:

(w) 541-998-6154 (c) 541-321-3413

Email:

HarrisburgJuly4thCelebration@comcast.net

Main Contact: Same as Above. See tables below for committee contacts, and HFEA sub-committees.

Title	Name	Cell Phone	Email
Parade Chair, Collections	Bryan Shaddy		Pinkhouse67@yahoo.com
Car Hop	James McClure	All #'s on File	
Judging	Susan Jackson		Pinkhouse67@yahoo.com
Shields	Leo Giles		leogiles@comcast.net

Title	Name	Cell Phone	Email
Vice-President, Vendors, 5K, Car Hop, Permits, Insurance, Treasurer, Press, Bouncies, Announcements, Collections, Entertainment	Michele Eldridge	All #'s On File	cheleeldridge@gmail.com
President, Collections, Sponsors, 5K, Bouncies, Secretary, Press, Volunteers, Entertainment, Announcements	Rhonda Giles		rhondaigiles@comcast.net
5K, Judging, Collections	Carlene Mitchell		
Parade	Bryan Shaddy Mike Solesbee		
Kids Games, Announcements, Pet Parade	Connie Falk		Nanclaws1958@gmail.com
Kids Games, Pet Parade	Crystal Falk		
Collections, 5K, Car Hop, Special Activities/contests, Judging	Susan Jackson		Pinkhouse67@yahoo.com
Parade – Porta Potts - Barricades	Rick Nelson		rnelson@ci.harrisburg.or.us

Harrisburg 4th of July Sub-Committees

Parade	Bryan Shaddy , Dan Nichols , Mike Solesbee
Collections	Rhonda Giles , Bryan Shaddy, Carlene Mitchell, Leo Giles, Michele Eldridge
Vendors	Michele Eldridge ,
Sponsors	Rhonda Giles , Michele Eldridge
Parade Judging	Angie Solesbee
5K	Carlene Mitchell , Rhonda Giles, Michele Eldridge, Suzan Jackson
Press/Social Media	Rhonda Giles , Michele Eldridge,
Shields	Leo Giles , Rhonda Giles
Car Show/Car Hop	James McClure , Dan Nichols, Cheryl Vokker, Crystal Freeman
Bouncies	Rhonda Giles , Michele Eldridge
Insurance/Permits	Michele Eldridge
Kids Races – Pet Parade	Crystal Falk , (Connie Falk)
Fireworks	Hubert Christensen (Pyro, Lead), Michele Eldridge- Liaison/Permits
Entertainment	Rhonda Giles , Michele Eldridge
Special Activities/Contests	Susan Jackson , Michele Eldridge, Rhonda Giles
Porta-Pots	City of Harrisburg/HFEA – Rick Nelson
Barricades	City of Harrisburg – Rick Nelson
Garbage	City of Harrisburg

Owner of Property, if not an applicant, organizer or contact person:

Name: **City of Harrisburg**

Please note; the City of Harrisburg needs the contact information for persons principally involved in this event. Those are typically the owners, managers, producers, and others who may be requested by the City. The City Administrator might contact you for other contact information, if needed.

Address and Description of Property on which the proposed public event will be conducted:

SUNDAY, July 2, 2023 - Firecracker 5K Run/Walk Event & Kids Fun Run – 7:00am to Noon. Streets remain open for this event (Event Map Attached) (Separate Linn County Road Permit Required for use of Sommerville Loop outside city limits)

- Grade/Middle School Parking Lot
- Smith St. from 7th to 6th St.
- 6th Street to Priceboro St.
- Priceboro Park (Rest Station, Restrooms)
- Priceboro St. to Sommerville Loop
- Sommerville Loop to 6th St.
- 6th St to LaSalle St.
- LaSalle St. to 9th St.
- Smith St. to Middle/Grade School

Firecracker 5K Directional Race Signs	
Edge of Parking lot onto Smith St.	Left arrow
Corner of Smith & 6 th	Left arrow
Corner of 6 th & LaSalle	Straight arrow
Corner of 6 th & Priceboro	Left arrow
Corner of 6 th & Sommerville Loop	Left arrow
Corner of Sommerville Loop/Sommerville Loop	Left arrow
Corner of Sommerville Loop & 6 th St.	Right arrow
Corner of LaSalle & 6 th St.	Right arrow
Corner of LaSalle & 9 th St.	Left arrow
High School Parking Lot	Straight Arrow
Corner of 9 th & Smith St.	Left Arrow
@ 7 th St./Grade/Middle School Parking	Left Arrow

- All directional signs are the responsibility of the 5K volunteer staff. Signs will be placed early in the morning and will be picked up following the race.
- Use Permit at Middle/Grade School is for parking lot area. HFEA to provide generator for use of Eclectic Edge staff for timing clocks. An additional porta pot will be needed in this location.
- Water, Chocolate Milk, & Snack provided by sponsors following the race

SUNDAY, JULY 2, 2023 – Car Hop & Cruise-In Event 5:00 to 9:00pm (*When eating in your car was cool!*):

- Location: Hwy 99 Grill and adjacent full parking lot. Toreros is participating, and other businesses being added.
- Classic cars to park in parking lot and order from a menu from Hwy 99 Grill. Food is eaten in the car.
- Cruise-in is non-sanctioned.

MONDAY, JULY 3, 2023 – Kids/Pet Parade! Bike Decorating Contest, Pet Decorating Contest. Theme of Red, White & Blue Walk with your pet, bike, trike, or wheelchair.... Stage on Schooling St between 2nd and 1st St. Stage by 10:15, with judging at 10:30. Parade starts at 11:30 1st St. will be closed, kids, bikes and pets to proceed on 1st St. from Schooling to Gazebo.

TUESDAY, JULY 4TH, 2023 – 4TH OF JULY EVENT

- All of Riverfront Park, from South End to North End
- 1st Street (CLOSED ENTIRE DAY)
- Smith Street 1ST to 2nd St (CLOSED ENTIRE DAY) Vendors!
- Moore Street 1st to 2nd St (CLOSED ENTIRE DAY)
- All Streets from LaSalle St to Territorial St (CLOSED AT 2ND ST. TO THE WEST: ½ DAY)
- Fire Station (Breakfast, Chicken BBQ, Blood Mobile???, Life Flight???)
- Museum Grounds (Flag Raise)
- High School Parking Lot (Parade Staging)
- Methodist Church Parking Lot (Parade Staging, Grand Marshal location)
- Elementary/Middle School Fields & Parking Lot (Parade Staging)
- Former Jean Nixon Lot: (Vendors Food Court)

- Chief's Brew House Beer Garden (12:00pm to 11:00pm) - @ City Hall Parking Lot!
- Harrisburg Dental Property (Disabled Parking)
- Fire Station Parking Lot (old): Senior & Disabled parking for breakfast.
- Gazebo: Decorated for the day –Flag Raising @ 10:00am, Bands at 12:30 and 6:30pm, presentation of colors and pledge of allegiance. Also, Declaration of Independence Presentation-Recitation with a Son of Liberty in full costume

PARADE ROUTE – Route Map Attached (Requires Separate Parade Permit)

City puts out barricades with closed street warnings for 4th of July 3 days prior to the event, along the Parade Route

Detour route signs are put out by the City at the following locations on Friday, June 30:

- *Before the intersection of Priceboro & 6th St, with detour to Powerline Rd.*
- *At the intersection of Territorial and N. 3rd St.*
- *On the gravel ROW adjacent to City water plant.*

PARADE ROUTE – Kids Pet Parade on July 3rd, 2023. Barricades will be set 3 days prior to the event, and homeowners on Schooling will be noticed.

- *Schooling St, between 2nd St. & 1st St. for Staging*
- *1st St., from Schooling to the Gazebo & Smith St.*

Intersection Staffing Schedule/Road Closure Times:

Intersection	Staffing by	Road Closure	Responsibility
9th & Territorial	9:30am: City Flagger (1) Stay until 12:30pm	10:00am: 9 th St. Closed to Southbound traffic only	Barricade Traffic <ul style="list-style-type: none"> Close traffic heading south on 9th St at 10:00am Tell drivers wanting to stage that they need to go counter clockwise to 3rd St, and then LaSalle St. Traffic heading north on 9th may exit.
9th & Smith	9:30am: HFEA Volunteer (1)	N/A	Barricade Traffic & Parade Staging <ul style="list-style-type: none"> Direct traffic to staging areas.
7th & Smith	9:30am: HFEA Volunteer (Parade <u>Lead</u>) until Parade ends	10:00am: 7 th St. Closed to southbound traffic only	Parade Coordination & Participant Order <ul style="list-style-type: none"> Close Traffic at 10:00. Anyone here for staging should be routed counterclockwise to the staging areas.
6th & Smith	9:30am: HFEA Volunteer (1) until Parade ends	10:00am: 6 th St. closed to northbound traffic only (except for horses and kids floats) Traffic turning from Smith onto 6 th St. is ok.	Barricade Traffic & Participant Directions <ul style="list-style-type: none"> Close traffic coming from 6th St onto Smith St at 10:00am After 10:00, the only traffic that should be on Smith is residential from homes in this area. They can exit south onto 6th St. Traffic wanting to stage needs to turn around, and proceed to LaSalle, and then 9th St. Equestrian and kids stage off of 6th St. through the school bus lot (Instruct them to keep horses on grass until called forward)
4th & Smith	9:30am: City Flaggers (1.5) 1 stays until after parade ends; 1 stays until right before parade starts; PLEASE VERIFY THAT POWER IS ON IN BN PARK BY 10:00AM!	10:00am: 4 th St. closed to eastbound traffic on Smith St. 10:30am: closed to westbound traffic on Smith St.	Barricade Traffic – Safety Control <ul style="list-style-type: none"> Close traffic going East at 10:00am Ok to allow traffic from breakfast to head west on Smith until 10:30 After 10:30, all breakfast traffic routed to 4th St. After 11:00, only one person is needed here; the other flagger can leave. After Parade starts, keep people from standing//sitting on rail lines. Anyone here for staging should be routed counterclockwise to the staging areas.
3rd & Smith	9:30AM: City Flaggers (2)	10:00am: Closed to eastbound traffic on Smith St. 11:00am: 3 rd St. closed to non-parade traffic between Smith & LaSalle St's.	Barricade Traffic – Safety Control <ul style="list-style-type: none"> Close traffic going East on Smith St. at 10:00am Traffic heading west is ok until 10:30 At 11:00, the 2nd St. detours start.
Territorial & 3rd St.	10:45am: Deputy (1). Stay until deputy at end of parade turns onto LaSalle St. heading east.	11:00am: Closed to Southbound traffic on 3 rd St.	<ul style="list-style-type: none"> Detour Route for both Territorial and Southbound 3rd St. (Hwy 99E) Traffic. Detour begins at 11:00am.
LaSalle & 2nd St.	10:45am: Deputy (1) plus (1) HFEA volunteer. Stay until deputy at end of parade turns onto LaSalle St. heading east.	11:00am: Closed to Northbound traffic on 3 rd St.	<ul style="list-style-type: none"> Detour Route for Northbound 3rd St. (Hwy 99E) Traffic. Detour begins at 11:00am. Actively direct regular traffic onto 2nd St., direct large trucks who can't make turn up to LaSalle & the HFEA flaggers at that location.

LaSalle & 3rd St.	10:30am: HFEA Volunteers (2) Stay until deputy at end of the parade turns onto LaSalle St. heading east.	11:00am: Deputy to send traffic northbound onto 2 nd St. Only trucks that can't make the turn should go to LaSalle St.	Barricade Traffic & Parade/Crowd Control <ul style="list-style-type: none"> Set up Safety Corridor at 11:00am. Trucks might need to use this intersection to turn west onto LaSalle, if northbound on Hwy 99E/3rd St. Be prepared to move crowd if needed. Send church, commercial, political floats to east on LaSalle; turn north on 9th; stage on Smith
6th & LaSalle St.	10:30am: HFEA Volunteers (2) Stay until the deputy at end of the parade crosses 6 th heading east on LaSalle St.	11:00am: Intersection closed to north bound traffic from 6 th St. after this time.	Barricade Traffic – Parade & Crowd Control <ul style="list-style-type: none"> Close traffic turning from 6th heading east or west onto LaSalle at 11:00am. Life Bible float allowed to go north on 6th St to ball field Event Staff allowed to go north on 6th to ball field Staging Directions: based on staging/event map.
Sommerville Loop & 6th St.	10:45am: Deputy (1) Remain until 12:30pm.	10:45am: Closed to northbound traffic on 6 th St. unless they are staging for the parade.	Detour Route for Northbound S. 6 th St. traffic. <ul style="list-style-type: none"> Through traffic routed to Priceboro Rd to Powerline to bypass Harrisburg. Intersection @ LaSalle closes to all traffic at 11:00. If they haven't already staged, they are too late!
LaSalle & 9th St.	10:45am: HFEA Volunteers (2) Stay during the duration of the parade.	10:45am: Intersection closed to northbound traffic unless they are staging for the parade	Barricade Traffic & Parade & Crowd Control <ul style="list-style-type: none"> Close traffic from 9th St. to LaSalle St. Traffic heading south from 9th St. or from LaSalle onto 9th St. is ok, if heading south. LaSalle closes to all traffic at 11:00. If they haven't already staged, they are too late!
2nd & Smith St.	12:00pm: HFEA Volunteer (1)	All day: Closed to through traffic on Smith to 3 rd .	Barricade Traffic & Crowd/Event Control <ul style="list-style-type: none"> Direct traffic onto Smith St. for the car show after the parade Do NOT allow any other cars through – NO THRUWAY! Motorcycles are allowed in insurance parking lot as part of show only.

Railroad Tracks	Staffing time and by	Responsibility
Railroad Crossing on Smith - Fast Track	10:30 am: HFEA Volunteers (2) Stay until last float has turned onto 3rd St	Parade & Crowd Control <ul style="list-style-type: none"> Keep people from standing/sitting on the tracks Use stop signs to stop floats from going onto tracks until there is space for them on other side
Railroad Crossing on LaSalle St.- Fast Track	11:00 am: HFEA Volunteers (2) Stay until last float has passed 6 th St	Parade & Crowd Control <ul style="list-style-type: none"> Keep people from standing/sitting on the tracks Use stop signs to stop floats from going onto tracks until there is space for them on other side
Railroad Crossing on LaSalle St - Slow Tracks	11:00 am: HFEA volunteer (1) Stay until last float has passed your location.	Parade & Crowd Control <ul style="list-style-type: none"> Keep people from standing/sitting on the tracks Use stop signs to stop floats from going onto tracks until there is space for them on other side
Parade Route	3-8 HFEA Volunteers	Parade & Crowd Control <ul style="list-style-type: none"> Monitor parade route to reduce safety issues caused by participants and spectators Do not allow parade participants to get on and off floats during the parade.

Barricade Schedule: City drops off & picks up

Type of Barricade	Location	Timeframe
T3 + Event Sign	LaSalle & 2 nd St.	AM
T3 x 2	Fountain & 1 st St. + Alley	AM
T3 x 2	Schooling & 1 st St. + Alley	AM
T3 x 2	Kesling & 1 st St. + Alley	AM
T3 x 2	Macy & 1 st St. + Alley	AM
T3 x 2	Moore & 2 nd St. + Alley	AM
T3 x 2	Smith & 3 rd St. + Alley	AM
T3 x 2	Monroe & 1 st St. + Alley	AM
T3	Territorial & 1 st St.	AM
T3 + Event Sign	Territorial @ 2 nd St.	AM
T3 x 2 + Event Sign	Smith St. @ 2 nd St.	AM
T3 x 2 + Event Sign	Smith St. @ 3 rd St.	AM
T3 x 1 + Event Sign (2) FIRE LANE -NO PARKING	Alley behind post office lot	AM
Cones – 10	3 parking spaces closest to Gazebo for bands	AM
Parade Barricades	All barricades in parade areas are removed following the parade	
	9 th & Territorial	AM – Standby for 10:00
	7 th & Territorial	AM – Standby for 10:00
	4 th & Territorial	AM – Standby for 10:00
	3 rd & Territorial	AM – Standby for 10:00
	Driveway @ Pharmacy	AM – Standby for 10:00
	Heather Turn @ 9 th	AM – Standby for 11:00
	McKenzie Court @ 9 th	AM – Standby for 11:00
	9 th & LaSalle	AM – Standby for 11:00
Both sides of 9 th	Moore St. @ 9 th (both sides)	AM – Standby for 11:00
	4 th & LaSalle St.	AM – Standby for 11:00
	5 th & LaSalle St.	AM – Standby for 11:00
Both sides of LaSalle	6 th & LaSalle St.	AM – Standby for 11:00
T1 + Event Sign	9 th & LaSalle St.	AM – Standby for 11:00
T1 + Event Sign (No Dogs & Fireworks West of 2 nd St.)	LaSalle St. @ 2 nd St.	AM
T1 + Event Sign	Fountain St. @ 2 nd St.	AM
T1 + Event Sign	Schooling St. @ 2 nd St.	AM
T1 + Event Sign	Kesling St. @ 2 nd St.	AM
T1 + Event Sign	Macy St. @ 2 nd St.	AM
Add Event Sign to T3	Moore S. @ 2 nd St.	AM
Add Event Sign to T3	Smith St. @ 2 nd St.	AM
T1 + Event Sign	Monroe St. @ 2 nd St.	AM
Add Event Sign to T3	Territorial St. @ 2 nd St.	AM
SAFETY BARRIERS	City Streets will have chalk or flour on sides of streets to mark a barrier line, approx. 5' from sidewalks. ODOT/Hwy 99 will have only cones on it. Signs will be marked FOR SAFETY, PLEASE KEEP CHILDREN BEHIND LINES!	
Safety Corridor – Safety Delineators provided by HFEA	@ LaSalle & 3 rd St., safety delineators will be set up with a lane marked out for pedestrians to cross the street once the parade starts. This will better control the drive lane needed for large trucks to make the turn onto LaSalle St., who can't make the tight turn onto 2 nd St.	
	Smith St., from 7 th St. to 3 rd St.	2 cones per block on both north and south sides of Smith St.
	3 rd St., from Smith St. to LaSalle St.	2 cones per block on both east and west sides of 3 rd St.

Type of Barricade	Location	Timeframe
	LaSalle St, from 3 rd to fast tracks	2 cones per block on both north and south sides of LaSalle St.
	LaSalle St, from fast tracks to 6 th	2 cones entire stretch, both north and south sides
	LaSalle St., from 6 th St. to Baseball field	4 cones, entire stretch.
RAILROAD SAFETY BARRIERS	8 signs – along with HFEA volunteers in Safety vests, with stop signs. (Only volunteers who can be tough are allowed here.) Signs will state that you must leave room for forward float to move and to not stop on tracks. Will also state LIVE TRAINS! Even though the slow tracks don't operate trains during the event (barring an emergency), we still staff them.	
	16 A Frame signs that will be located next to sidewalks on both sides of tracks. LIVE TRAINS: DO NOT SIT OR STAND ON RAILROAD TRACKS.	
CAR SHOW MARKERS	None this year	
Disabled Parking – Firemen will monitor this location.	Paved Parking area at Fire station open only to DISABLED AND SENIOR parking. (Applies only between the old fire station, and the new one) Museum parking is for Museum Personnel	
Disabled Parking – No Personnel Assigned	Paved Parking area at Magnuson Dental; Save space for Magnusons!	

No Parking Signs – Parade Route (Signs are placed 4 days before event) & Main Event Spaces

9 th St from LaSalle St to Monroe St.
All of Monroe Street (East of 7 th St.)
Smith St. 1 st to 2 nd St.
Moore St. 1 st to 2 nd St.
All of 1 st St.
LaSalle Street from 6 th St. to the apartments

Date(s) and Time(s) of Event:

June 30th Events:

- 5:00pm to 7:00pm Firecracker 5K Pre-Registration for Event at Old Fire Department

July 1st Events:

- 11am to 2pm Firecracker 5K Pre-Registration for Event at Old Fire Department

July 2nd Events:

- 7:30am to 8:30am Firecracker 5K Pre-Registration for Event at Elementary School
- 9:00am Firecracker 5K Race
- 10:00am Firecracker Kids Race
- 10:30am Awards
- 5:00pm Car-Hop and Cruise-In (Harrisburg Plaza)

July 3rd Events:

- 10:15am Pet Parade - Schooling St. 2nd to 1st St., Staging
- 10:30am Pet Parade Judging
- 11:30am Pet Parade Starts, ending at Gazebo

4th of July Event:

- All Day Volunteer Firefighters Breakfast
- 6:00am to 10:00am Museum Open – Lighting of the Steam Engine
- 7:00am to 4:00pm

- 8:00am Flag Raising by VFW & Boy Scouts (Museum)
- 9:00am to 10:00am Life Flight Air Ambulance
- 9:00am – 1:00pm Library Book Sale
- 10:00am – 2:00pm HART Fundraiser: Water Balloon yoyo's, water & soda (3rd & Smith) (Not Confirmed)
- 10:00am – 2:00pm Chicken BBQ – Fire Hall by Life Bible
- 10:00am – 5:00pm Marketplace Vendors
- 10:00am – 5:30pm Skatepark Open
- 10:00am – 6:00pm Meet the Artists at the Gallery (294 Smith St.) (Not Confirmed)
- 10:00am – 10:00pm Regular Vendors
- 11:00am - 12:30pm Parade
- 12:00pm – 11:00pm Chiefs Brew House Beer Garden @ City Hall Parking Lot
- 12:30pm – 3:30ish PM Band – Outlaw Shine – includes line dance instruction
- 5:30ish pm – 8:30pm Band – Cornerstone & the Walters, Recitation of Declaration of Independence by a Son of Liberty
- 8:30pm Presentation of Colors, Pledge of Allegiance, and National Anthem
- Dusk Fireworks!

How many people do you expect to attend this event? 5,000 to 10,000 – Local Attendance is emphasized

Please describe the Public Event, including potential nuisance issues such as noise, dust, trash, and other health and safety considerations.

Noise: A DJ might be present at the Car Hop, TBD. Noise from bands in the parade itself, 10:30 to 12:30, Fireworks banned from 2nd St to the river, Possible bands for area restaurants (TBD), Beer Garden from Chief's Brew House @ City Hall, large Fireworks starting at dusk

Dust: None – Other than Regular Traffic

Trash: City sets garbage cans throughout event area, along with recycling at the riverfront areas. Need additional garbage cans at vendor area, if garbage will not be emptied after a certain time.

HFEA provides volunteers to help with picking up event trash in event areas the day after the event to assist PW crew.

Sanitary: Porta-Pots & Hand Wash Stations from Honey Buckets – See attached map
Public bathrooms at the Museum and by the River open during nearby events

*HFEA reduced the number of units last year, as the prices for these have become extremely expensive. We are now adjusting and adding in units where needed after adjusting last year.

Fireworks: City assists HFEA by digging pits in the field where fireworks will be set off (See the Fireworks Map for area that is cleared for fireworks). The Fire Department provides licensed pyrotechnic operators (Up to 6), as well as providing fire trucks and water tenders in the field being used for setting off fireworks. *Fireworks are strictly licensed by the state and state fire marshal.*

Insurance Requirements: *If the decision maker determines that the public event creates a significant potential for injury to persons or property, the applicant shall furnish evidence of liability insurance. If the organizer doesn't file proof of non-cancellable insurance at least 10 days prior to the first day of the event, the City Administrator may void a permit for the public event, and will notify the organizer at the address above.*

- *The City of Harrisburg and the HFEA have a MOU stating that general insurance requirements are covered under the City's liability umbrella.*
- *The HFEA does purchase insurance listing the city and HFEA as additional insureds for the Marketplace Vendors*

- **The HFEA does require all regular vendors to provide a minimum \$1,000,000 policy that states the City and the HFEA as additional insureds.**

Noise: Will this event include noise that may impact neighboring properties, including information on any amplified sound? X Yes ☐ No. If yes, please describe what kind of noise or amplified sound you are providing, and the hours of such operations: **Bands will be playing in the parade, and accompanying vehicular noise along with sirens and horns (10:30 to 1:00) Bands will also be at the Gazebo at 12:30pm and at 5:30pm.**

Other information relative to the impact the event may have on health and safety issues, or the convenience of neighbors near the event or the general public:

- *Barricades on 2nd St block off all streets that go to the river are necessary to protect neighbors on all of the streets from cars trying to park and maneuver in these areas. (See Barricade Schedule)*
- *Signs on the barricades are necessary to prevent people from allowing dogs in the main event area, and to prevent fireworks from being in the event area.*
- *Detour Signs going up 3 days prior to event remind everyone of parade and road closures*
- *Road Closure signs going up on city streets that will be closed due to parade routes, or events minimum 3 days prior to allow for towing of vehicles*
- *ODOT Permit notifies overweight/oversize traffic of avoiding the Harrisburg area and of detours one month prior.*
- *Parade Rules include informing all vehicles that candy can only be handed out by walkers*
- *Parade Rules specify that people may not get on or off a vehicle while it is moving*
- *Parade Rules state that people should not hand out anything that can harm people*
- *Bouncy rules are strictly enforced (No shoes, no liquids, no gum, no food, and limits of children are strictly kept to size of bouncy)*

You are required to include an event site plan (drawn to scale) that provides the following information:

- X A Traffic Plan, including emergency access routes
 - *ODOT Parade Permit is required, with detour signs and detour routes marked on map*
 - *Linn County Road Department Permit is required for Sommerville Loop outside of the city limits*
- X Proposed parking areas – *Map attached – Handicap is on city streets, or at 2nd & Macy St. (Additional handicapped and senior parking for breakfast in paved parking adjacent to old fire station station.)*
- ☐ Setbacks from adjoining properties
- X Location and quantity of proposed sanitary facilities – *Honey Bucket Map attached.*
- X Source(s) and location of potable water – *Water Fountains in town, otherwise vendor provided*
- ☐ Any proposed overnight camping area
- X Location and plans for proposed signage for the event
 - *Custom signs; no dogs or fireworks west of 2nd St goes on the barricade for each street in town that is blocked from 2nd St to Riverside Park*
 - *Detour Signs are placed at the beginning of the bridge on the west side, on 6th St at the intersection of Priceboro, and at LaSalle St., and on 3rd St, where the south bound traffic is detoured to Territorial and south on 2nd St., and on 7th & Territorial St., and finally, on 9th St. at the Smith St. intersection.*
- X Location and number of garbage cans and recycling containers, and a plan for how waste generated by your event will be disposed of – *The City provides both garbage and recycling containers, as well as determining the schedule for removal of waste.*
- ☐ If dust will be generated by this event; please provide a plan showing how you will contain it.

You are required to provide a valid copy of all necessary licenses required by the state, or local health authorities. Please list applicable licenses provided: **ODOT Parade Permit & Linn County Road Permit – Copy of Fireworks Contract with required licensing/permitting by vendor & pyrotechnics.**

Any changes to the persons principally involved with this event must be communicated to the City Administrator prior to the first day of the event.

Applicant Signature:



Date: May 16, 2023

Preapplication Conference: A preapplication conference might be required before the application is deemed complete by the City. Any preapplication conference shall take place within 10 working days of receipt of the application by the City.

Application Review: The City Administrator shall review the application for completeness. Each reviewing authority shall review the application, and determines whether the application contains sufficient information to show that the applicant can comply with the requirements of HMC 9.52. (Reviewing authorities means any government official designated by the City Council to review an application for a permit to conduct a public event. It can also include, but is not limited to the City Administrator, the Public Works Director, the Chief of Harrisburg Fire and Rescue, and the Linn County Sheriff or his/her designee).

Upon receipt of the complete application, the City Administrator will mail a notice to property owners within 300 feet of the planned location for the proposed public event. The City Administrator is required to provide property owners with at least ten days from the date of the mailing to comment in writing on the proposal.

The City Administrator may impose any conditions deemed appropriate, regardless of whether they are included in HMC Chapter 9.52. Written notice of conditions and approval shall be provided to the applicant.

The City Administrator can deny the application if:

1. The applicant is unable to demonstrate compliance with or the ability to comply with the rules and regulations set forth in this chapter.
2. The City Administrator is unable to make any of the findings of fact required in HMC Chapter 9.52.

Any party may appeal a final decision of the City Administrator on a public event application to the City Council by providing written notice to the City Administrator no later than 10 days after the mailing of the notice of decision. Any hearing on the appeal shall be conducted de novo. Notice of the hearing shall be provided to the appellant and to all participating parties, either orally or in writing, at least 10 days prior to the City Council hearing.

Office Staff Use Only:

To be verified with applicant:

- ☒ Temporary Liquor License needed
- ☐ Noise Permit protocol needed
- ☐ Dance Permit required

Date Rec:

Review Complete:

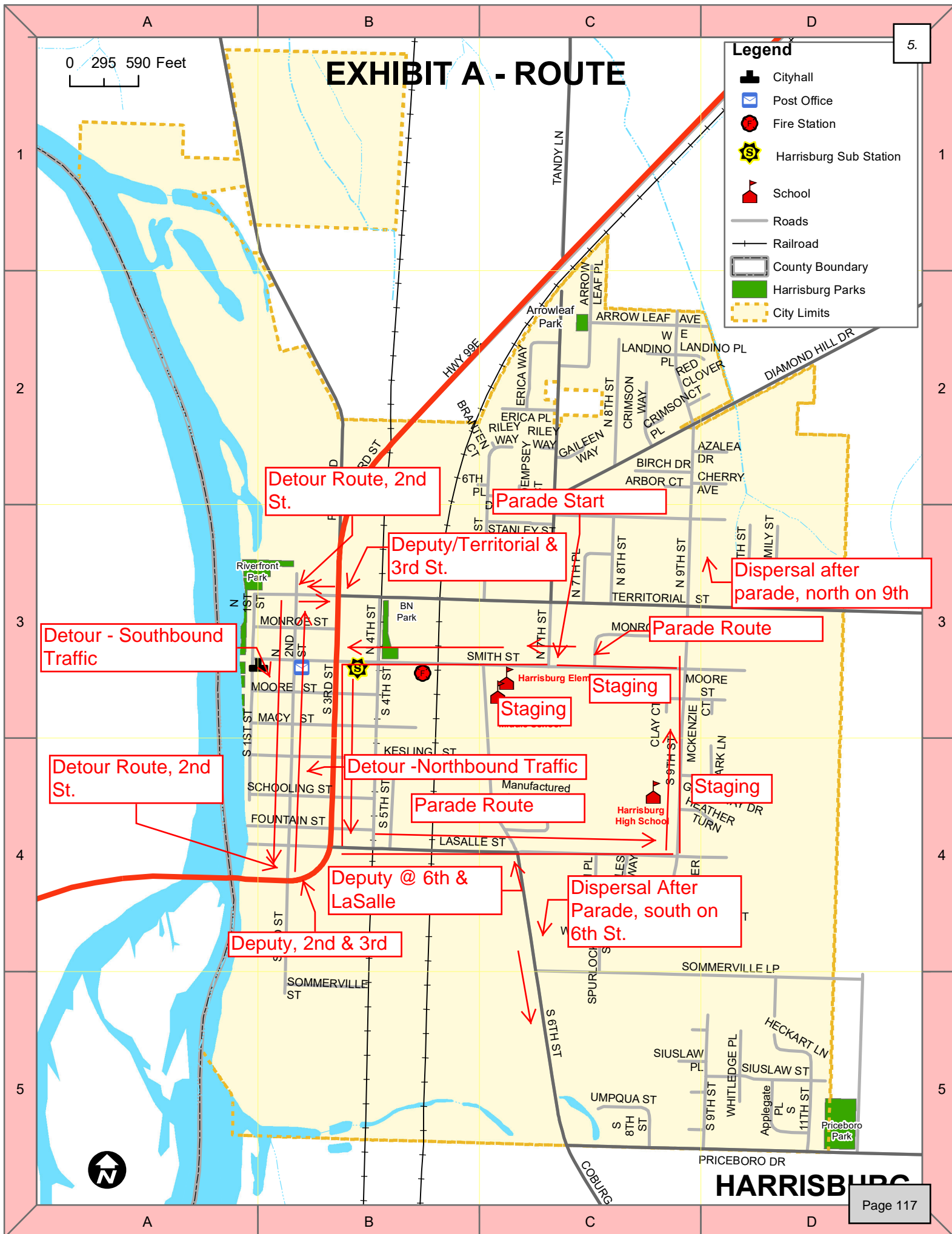
LINN COUNTY ROAD DEPARTMENT

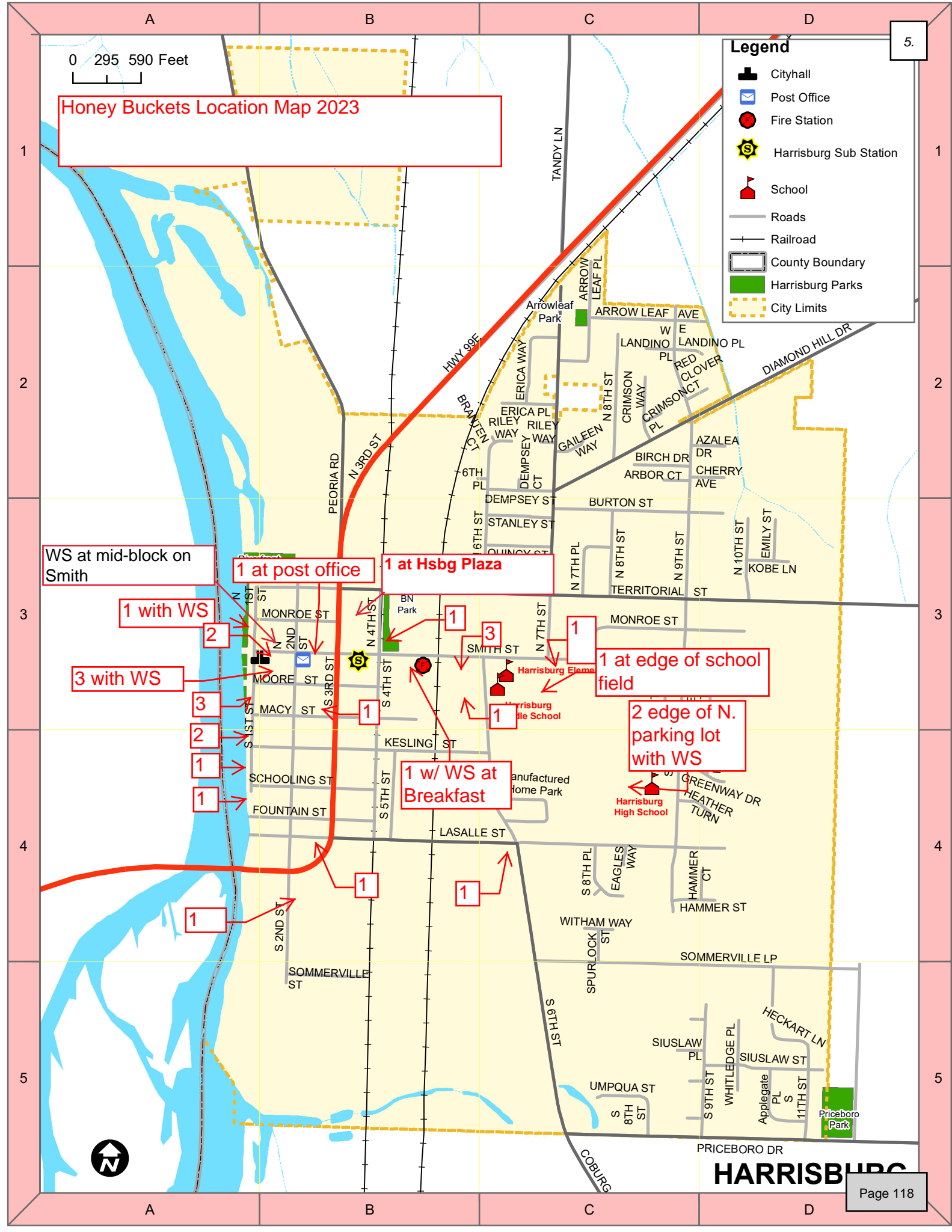
3010 FERRY Street SW, ALBANY, OR 97322-3998
PHONE (541) 967-3919 - FAX (541) 924-0202

ROAD USE PERMIT APPLICATION

Name of Organization	Harrisburg Festival and Events Association	
Name of Event	Firecracker 5K	
Event Type	5K Race/Event	
Contact Person	Michele Eldridge	
Mailing Address	PO Box 178	
	Harrisburg, OR 97446	
Phone Number	541-554-5435	
Fax Number	541-554-9244	
Email Address	meldridge@ci.harrisburg.or.us	
Date of Event	July 2, 2023	
Approximate Time Limits (ie. 8:00 AM to 10:00 PM)	From: 7am	To: Noon
Is this a Road Closure?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
(ie. 8:00 AM to 10:00 PM)	From:	To:
County Road(s) to be used:	Kramer/Sommerville Loop	
Sanitation Facilities to be provided?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Location of Sanitation Facilities	Priceboro Park and at Grade School	
What Traffic Controls will be provided?	On Kramer, just road signs.	
MAP OF ROUTE AND CERTIFICATE OF LIABILITY MUST BE ATTACHED TO APPLICATION		

FOR OFFICE USE ONLY	
Application	
Fee	
Deposit	
Certificate of Liability	
Map	
Deposit Returned	





Honey Buckets Location Map 2023

- Legend**
- Cityhall
 - Post Office
 - Fire Station
 - Harrisburg Sub Station
 - School
 - Roads
 - Railroad
 - County Boundary
 - Harrisburg Parks
 - City Limits

WS at mid-block on Smith

1 at post office

1 at Hsbg Plaza

1 with WS

3 with WS

1 at edge of school field

2 edge of N. parking lot with WS

1 w/ WS at Breakfast

DISPLAY AGREEMENT AND PURCHASE ORDER

Amendment of Section 5

THIS AGREEMENT ("Agreement") is entered into on MARCH 13, 2023 ^{AS AMENDED}, by and between Western Display Fireworks, Ltd., an Oregon corporation, whose address is set forth above, ("Western") and Harrisburg Festival & Event Association/Harrisburg Fire Department, whose address is PO Box 378, Harrisburg, OR 97446 ("Sponsor"). Western and Sponsor are sometimes individually referred to as a "Party" and collectively as the "Parties."

In consideration of the mutual terms and conditions set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. **Proposal.** Western agrees to supply, and Sponsor agrees to pay for, a fireworks display on the following designated date: July 4, 2023, as detailed in Proposal #23-7198, which is attached hereto and incorporated herein by this reference, (the "Display").
2. **Price and Payment Terms.** Total price of SIXTEEN THOUSAND DOLLARS AND NO/100 (\$16,000.00) is to be paid as follows: 25% of the total price, \$4,000.00 is due by DECEMBER 1, 2022; 25% of the total price, \$4,000.00 is due by JUNE 4, 2023; the remaining balance of the price, \$8,000.00, is due in full on or before July 14, 2023. Interest will accrue at 1½% per month (an annual percentage rate of 18% per annum) on all unpaid amounts from the date on which the payment was due.
3. **Western Duties.** As part of the total price Western agrees to the following:
 - a. To supply the Display, that is, all shells and other pyrotechnics listed on the Proposal;
 - b. To loan Sponsor the equipment necessary to perform the Display, including mortars, firing equipment and all other required materials necessary; and
 - c. To comply with all federal, state, and local laws, regulations, and ordinances in transferring the Display to the Sponsor; and
 - d. To comply with all local and federal guidelines and obtain any necessary permits to perform the Display, unless otherwise noted in Sponsor Duties.
4. **Sponsor Duties.**
 - a. Sponsor shall comply with all duties as detailed under the Compliance with Laws/Sponsor Responsibilities portion of this Agreement; and
 - b. Sponsor shall obtain all necessary permits necessary to perform the show and comply with all federal, state, and local laws, regulations, and ordinances related to the performance of the Display.
5. **Insurance.** The City of Harrisburg, on behalf of the Sponsor, shall purchase and maintain comprehensive general commercial liability and property damage insurance from a company and in an amount satisfactory to Western. Such policy(ies) shall name Western as an additional insured and shall prohibit cancellation without thirty (30) days notice to Western. The City of Harrisburg, on behalf of the Sponsor will furnish Western with a certificate of insurance confirming that such coverage is in full force and effect prior to June 15. If the City of Harrisburg & Sponsor fails to supply such written verification, Western shall be entitled to refuse to ship or deliver the Display. Western agrees to provide, at its expense, commercial general liability insurance coverage that will cover the conveyance and delivery of the Display to the City of Harrisburg and Event Sponsor.

6. **Indemnification.** Sponsor agrees to indemnify, defend, and hold harmless Western, its agents and employees from and against all claims, costs, judgments, damages and expenses, including reasonable attorney fees that arise from the set-up, performance, and clean-up of the Display to the extent that such are occasioned by any act or omission of Sponsor, its agents and employees.
7. **Compliance with Laws.**
 - a. **Sponsor Responsibilities:** SPONSOR agrees to perform their requirements in accordance with NFPA 1123 OUTDOOR DISPLAY OF FIREWORKS 2022 Edition (National Fire Protection Association) 8.1 General Requirements. The sponsor of the display shall make provisions for fire protection for the display. 8.1.1 The sponsor shall consult with the AHJ, the local responding fire department (if different from the AHJ) and the operator to determine the level of fire protection required. 8.1.2 The following shall apply to crowd control: (1) Monitors whose sole duty is the enforcement of crowd control shall be located around the display site and at other locations as determined by the sponsor. (2) The AHJ and the operator shall approve the provisions for crowd control. 8.1.2.1 Monitors shall be positioned around the display site to prevent spectators or any other unauthorized persons from entering the discharge site. 8.1.2.2 Where required by the AHJ, approved delineators or barriers shall be used to aid in crowd control. 8.1.2.3 Portions of the display site, other than the discharge site(s), shall be permitted to be open to the public prior to the display as long as the provisions of 4.2.2.2 are maintained. 8.1.2.4 Unescorted public access to the discharge site shall not be permitted where pyrotechnic materials are present during the period before the display. 8.1.2.5 The discharge site shall be restricted throughout the display and until the discharge site has been inspected after the display. Sponsor shall secure and maintain any and all licenses, permits or certificates that may be required by any regulatory body having jurisdiction over the possession and performance of the Display.
 - b. **Western's Responsibilities:** Western shall secure and maintain any and all licenses, permits or certificates that may be required by any regulatory body having jurisdiction over the materials or delivery of the materials herein contemplated.
8. **Cancellation/Rescheduling by Sponsor.** If the Display is cancelled by the Sponsor after receipt of this signed Agreement, Sponsor agrees to pay 25% of the total price (\$4,000.00) for restocking and costs incurred. If the Display is cancelled by the Sponsor within 30 days of the scheduled Display date, Sponsor agrees to pay 50% of the total price (\$8,000.00). If the Display is cancelled by the Sponsor on the date of the Display, Sponsor agrees to pay 100% of the total price (\$16,000.00). By providing notice of not less than 30 days from the original Display date, Sponsor may elect to reschedule the Display to a mutually agreeable date. This date must be within 90 days of the original display date. Western agrees to facilitate this rescheduling and Sponsor agrees to reimburse Western for new permits and other additional costs associated with this change. Sponsor understands that permitting requirements, burn bans and other factors beyond Western's control may prohibit rescheduling of a display. If these factors prohibit the rescheduled Display from taking place then the standard cancellation schedule applies.
9. **Safety / Weather Forced Cancellation.** Sponsor agrees that it shall have responsibility to cancel or delay the Display if in the Sponsor's judgment circumstances beyond its control pose a risk to the health and safety of any persons or property within the vicinity of the Display.

10. **Force Majeure.** Sponsor assumes the risks of weather, strike, civil unrest, terrorism, military action, governmental action, and any other causes beyond the control of Western which may prevent the Display from being safely delivered to Sponsor.
11. **Product Performance.** Sponsor recognizes and acknowledges that due to the nature of fireworks, an industry accepted level of 3% of the product used in any display may not function as designed and this level of nonperformance is acceptable as full performance.
12. **Limitation on Damages.** In the event that Sponsor claims that Western has breached this Agreement or was negligent in performing its duties hereunder, Sponsor shall not be entitled to claim or recover monetary damages from Western beyond the amount that Sponsor has paid Western under this Agreement and shall not be entitled to a claim for or recover of consequential damages from Western, including, but not limited to, damages for lost income, business, or profits. Additionally, Western's liability for matters covered by the insurance set forth herein shall be limited to the limits of said insurance.
13. **Time.** Time is of the essence in this agreement. The Parties expressly recognize that in the performance of their respective obligations, each Party is relying on timely performance by the other Party and will schedule operations and incur obligations to third parties in reliance upon timely performances by the other Party and may sustain substantial losses by reason of any failure of timely performance.
14. **Independent Contractor/No Joint Venture.** The Parties agree that Western is an independent contractor, and is not an agent or employee of Sponsor for any purpose. It is further agreed that Western's employees shall be, and remain, the employees of Western and not of Sponsor. Nothing in this Agreement or the actions of Western or Sponsor shall be construed as forming a partnership or joint venture between Sponsor and Western.
15. **Attorney Fees.** In the event that either Party to this Agreement shall enforce any of the provisions hereof by any action at law or in equity, the unsuccessful Party to such litigation agrees to pay to the prevailing Party all costs and expenses, including reasonable attorney fees, incurred therein by the prevailing Party.
16. **Jurisdiction.** This Agreement shall be governed in all respects, whether as to validity, construction, capacity, performance or otherwise, by the laws of the State of Oregon applicable to contracts.
17. **Severability.** In the event a court of competent jurisdiction determines that any provision of this Agreement is in violation of any statute, law, rule, regulation, ordinance or public policy, then the provisions of this Agreement that violate such statute, law, rule, regulation, ordinance or public policy shall be stricken or modified to the extent that such provision no longer violates such statute, law, rule, regulation, ordinance or public policy. All provisions of this Agreement that do not violate any statute, law, rule, regulation, ordinance or public policy shall continue in full force and effect for all purposes. Furthermore, any court order striking or modifying any provision of this Agreement shall modify or strike the provision in as limited a manner as possible to give as much effect as possible to the intentions of the Parties to this Agreement.
18. **Survival.** The terms of paragraphs 6, 12, 15, and 16 shall survive the cancellation or termination of this Agreement.

19. **Entire Agreement.** This Agreement sets forth the entire agreement and understanding between the Parties hereto respecting the matters within its scope and may be modified only in writing signed by both of the Parties hereto.

The pricing and product offered in the Proposal shall remain firm if this Agreement is mutually executed by both Parties on or before December 1, 2022.

Sponsor**Western Display Fireworks, Ltd.**

By: HFEAIts: V.P.Date: 3-13-23

By: Heather GobetIts: PresidentDate: 3/17/23**Co-Sponsor****Harrisburg Fire & Rescue**

By: Harrisburg Fire & RescueIts: Fire ChiefDate: 3/14/23



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YY) 5.
3/8/2025

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Hagan Hamilton Insurance PO BOX 206 Junction City, OR 97448	CONTACT NAME: PHONE (A/C, No, Ext): (541) 998-5760 FAX (A/C, No): E-MAIL ADDRESS: insurance@haganhamilton.com
INSURER(S) AFFORDING COVERAGE	
INSURER A : City County Insurance Service	
INSURER B :	
INSURER C :	
INSURER D :	
INSURER E :	
INSURER F :	

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	X		BOHAR2022-0	7/1/2022	7/1/2023	EACH OCCURRENCE \$ 5,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ 15,000,000 PRODUCTS - COMP/OP AGG \$ OTHER: \$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY			BOHAR2022-0	7/1/2022	7/1/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 5,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ OTHER: \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ OTHER: \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y / N If yes, describe under DESCRIPTION OF OPERATIONS below		N / A				PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

WESTERN DISPLAY FIREWORKS, LTD is listed as additional insured. For negligent acts of the city brought under the Oregon Tort Claims Act. Firework liability exposures is limited to \$2,000,000

CERTIFICATE HOLDER

CANCELLATION

WESTERN DISPLAY FIREWORKS, LTD
P.O. BOX 932
CANBY, OR 97013

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Chadwick Elder



WESTERN DISPLAY FIREWORKS LTD

Harrisburg Festival & Event Association
Harrisburg Old Fashioned 4th of July
July 4, 2023



Portland • Seattle • Boise



Fireworks Display Proposal Summary

Harrisburg Festival & Event Association/Harrisburg Fire Department
Harrisburg Old Fashioned 4th of July
July 4, 2023

Your display proposals include the following services to be provided by Western Display Fireworks, Ltd:

- Process and pay for a General Fireworks Display Permit issued by the Oregon State Fire Marshal's office and approved by local police and fire authorities
- Payment of the Lane County Sheriff's Office background check fee associated with their approval of the OSFM display permit application
- Provide transportation by a properly licensed vehicle and a CDL hazmat driver for all pyrotechnics to Hayworth Seed Warehouse
- Provide \$5,000,000 commercial auto insurance to cover transportation
- Supply all pyrotechnics as listed on the attached detailed proposal
- Provide any additional mortars required to pre-load and fire the display

Portland • Seattle • Boise

Harrisburg Festival & Events / Harrisburg Fire Department
 PO Box 378
 Harrisburg, OR 97446

Event Date: 7/4/2023
 Proposal #: 23-7198

Show Name: Harrisburg Old Fashioned 4th of July

Quantity Description

-
- 1 SHOW OPENER
 - 1 2.5" (36 Shot) Green Strobe Willow / Gold Strobe Crackling Flower / Purple Crackling Flower (Duration: 28 Sec.)
 - 5 4" Purple Dahlia w Green Strobe Pistil
 - 3 5" Purple Dahlia w Green Strobe Pistil
 - 1 MAIN SHOW
 - 1 FOUR INCH SHELLS
 - 1 4" (36) Crown Assorted Shells-A w/Tail (18 Effects 2 ea)
 - 4" Blue Chrys w/ Red Tail (2 ea)
 - 4" Blue to White Strobe Peony w/ Silver Tail (2 ea)
 - 4" Brocade Crown w/Strobe Pistil w/ Silver Tail (2 ea)
 - 4" Crackling Willow w/ Green Tail (2 ea)
 - 4" Diadem Chrys. to Strobing w/ Green Tail (2 ea)
 - 4" Glittering Color w/ Blue Tail (2 ea)
 - 4" Glittering White w/ Red Pistil w/ Silver Tail (2 ea)
 - 4" Golden Peony w/ Crackling Pistil w/ Red Tail (2 ea)
 - 4" Golden Wave to Green w/ Silver Tail (2 ea)
 - 4" Green Chrys. w/ Crackling Core w/ Blue Tail (2 ea)
 - 4" Green Peony w/ Coconut Tree Pistil w/ Red Tail (2 ea)
 - 4" Purple Chrys. w/ Red Flower Core w/ Blue Tail (2 ea)
 - 4" Purple to Golden Peony w/ Red Tail (2 ea)
 - 4" Red Chrys. w/ Golden Palm Tree Core w/ Blue Tail (2 ea)
 - 4" Silver Wave to Blue w/ Blue Tail (2 ea)
 - 4" Variegated Willow w/ Green Strobe w/ Green Tail (2 ea)
 - 4" White Twinkling Chrys w/ Blue Tail (2 ea)
 - 4" Yellow Peony w/ Purple Pistil w/ Red Tail (2 ea)
 - 1 4" (36) Crown Assorted Shells-B w/Tail (18 Effects 2 ea)
 - 4" Blue Peony w/ Red Pistil w/ Red Tail (2 ea)
 - 4" Color Diadem w/ Blue Tail (2 ea)
 - 4" Dahlia Yellow w/ Green Tail (2 ea)
 - 4" Diadem Chrys. w/ Coconut Tree Core w/ Green Tail (2 ea)
 - 4" Dragon Eggs w/ Green Tail (2 ea)
 - 4" Glittering Silver to Crackling w/ Silver Tail (2 ea)
 - 4" Golden to Crackling Crossette w/ Silver Tail (2 ea)
 - 4" Green Chrys w/ Red Tail (2 ea)
 - 4" Half Red & Blue w/ Silver Pistil w/ Red Tail (2 ea)
 - 4" Purple Peony w/ Silver Pistil w/ Red Tail (2 ea)
 - 4" Purple to Golden Crossette w/ Silver Tail (2 ea)
 - 4" Red Swimming Star w/ Green Tail (2 ea)
 - 4" Silver Wave to Green w/ Silver Tail (2 ea)
 - 4" Silver Wave to Purple w/ Silver Tail (2 ea)
 - 4" White Flashing w/ Blue Tail (2 ea)
 - 4" Yellow & Blue Glittering w/ Blue Tail (2 ea)
 - 4" Yellow Swimming Star w/ Green Tail (2 ea)
 - 4" Yellow to Crackling w/ Green Tail (2 ea)

Proposal #: 23-7198

Quantity Description

-
- 2 4" (36) Sunny Assortment Package V25
 - 4" Yellow Peony (2ea)
 - 4" Red to Blue Peony w/ Tail (2ea)
 - 4" Blue to Silver Peony (2ea)
 - 4" Purple Dahlia (2ea)
 - 4 " Lemon Dahlia (2ea)
 - 4" Orange Dahlia w/Silver Tail (2ea)
 - 4" Red Coconut (2ea)
 - 4" Yellow Chrysanthemum (2ea)
 - 4" Blue Chrysanthemum (2ea)
 - 4 Green Chrysanthemum (2ea)
 - 4" Purple Chrysanthemum (2ea)
 - 4" Blue Willow (2ea)
 - 4" Orange to Green Bees (2ea)
 - 4" Red to Silver Bees (2ea)
 - 4" Purple Coconut (2ea)
 - 4" Gold to Silver Diamond (2ea)
 - 4" Orange Bee (2ea)
 - 4" Red Bee (2ea)
 - 1 4" (36) Crown Assorted Shells - C w/Tail (18 Effects)-Fancy 2 of Each:
 - 4" Brocade Crown to Red Crossette w/Blue Pistil RT-Red
 - 4" Gold Titanium Willow RT-Silver
 - 4" Double Brocade Crown Rings w/Red to Blue to White Strobe Pistil RT-Silver
 - 4" Brocade Crown Coco. Ring to Silver Swimming Star Ring w/Colorful Swimming Star RT-Red
 - 4" Gold Chrys.to White to Green w/ Green to Red Pistil RT-Green
 - 4" Gold Cycas to Colorful RT- Green
 - 4" Silver Coco. Chrys. to Crackling w/Crackling Pistil RT-Silver
 - 4" Red Glittering Ring w/Brocade Crown Waterfall Bow Tie Pistil RT-Red
 - 4" Red&Green&Blue&Purple w/Crackling Pistil RT-Green
 - 4" Gold Wave to Red Ring Alternating w/Blue Ring RT-Silver
 - 4" Gold Blink Willow & Blue RT-Green
 - 4" Gold Blink Willow & Red RT-Red
 - 4" Red & White & Blue Mixed Peony w / Crackling Pistil RT-Red
 - 4" Red Coco. w/Crackling RT-Red
 - 4" Red Crossette w/ White Blink Pistil RT-Silver
 - 4" Sunflower RT-Silver (Double Brocade Rings Ending Red Tips w/Red Strobe Pistil)
 - 4" Time Rain Willow Waterfall RT-Silver
 - 4" Gold Chrys to Red & Silver Coco RT-Green

1 FIVE INCH SHELLS

Proposal #: 23-7198

Quantity Description

-
- 1 5" (18) Crown Assorted Shells - C w/Tail (18 Effects)-Fancy 2 of Each
 - 5" Brocade Crown to Red Crossette w/Blue Pistil RT-Red
 - 5" Gold Titanium Willow RT-Silver
 - 5" Double Brocade Crown Rings w/Red to Blue to White Strobe Pistil RT-Silver
 - 5" Brocade Crown Coco. Ring to Silver Swimming Star Ring w/Colorful Swimming Star RT-Red
 - 5" Gold Chrys.to White to Green w/ Green to Red Pistil RT-Green
 - 5" Gold Cycas to Colorful RT- Green
 - 5" Silver Coco. Chrys. to Crackling w/Crackling Pistil RT-Silver
 - 5" Red Glittering Ring w/Brocade Crown Waterfall Bow Tie Pistil RT-Red
 - 5" Red&Green&Blue&Purple w/Crackling Pistil RT-Green
 - 5" Gold Wave to Red Ring Alternating w/Blue Ring RT-Silver
 - 5" Gold Blink Willow & Blue RT-Green
 - 5" Gold Blink Willow & Red RT-Red
 - 5"Red & White & Blue Mixed Peony w / Crackling Pistil RT-Red
 - 5"Red Coco. w/Crackling RT-Red
 - 5"Red Crossette w/ White Blink Pistil RT-Silver
 - 5" Sunflower RT-Silver (Double Brocade Rings Ending Red Tips w/Red Strobe Pistil)
 - 5" Time Rain Willow Waterfall RT-Silver
 - 5"Gold Chrys to Red & Silver Coco RT-Green
 - 1 5" (18) Sunny Assortment Package A 2022
 - 1 5" (16) Crown Assorted Shells-A w/Tail (18 Effects 1 ea)
 - 5" Blue Chrys. w/ Thousand Flowers w/ Red Tail
 - 5" Blue Chrys. w/ Yellow Pistil w/ Green Tail
 - 5" Dragon Eggs w/ Coconut Tree Pistil w/ Blue Tail
 - 5" Glittering Silver to Red w/ Crackling Pistil w/ Green Tail
 - 5" Golden to Silver Chrys. w/ Blue Pistil w/ Silver Tail
 - 5" Golden Wave to Purple w/ Silver Ring Pistil w/ Red Tail
 - 5" Green Chrys. w/ Silver Crossette Core w/ Silver Tail
 - 5" Green Peony w/ Coconut Tree Pistil w/ Blue Tail
 - 5" Green to White Flashing Chrys w/ Silver Tail
 - 5" Half Purple & Half White Peony w/ Blue Tail
 - 5" Purple Chrys. w/ Red Pistil w/ Green Tail
 - 5" Purple to White Flashing Chrys w/ Blue Tail
 - 5" Red to Blue & Crackling Stars w/ Red Tail
 - 5" Red to Red Strobe Peony w/ Red Tail
 - 5" Red Wave to Small Color Flower w/ Blue Tail
 - 5" Silver Chrys. w/ Red Pistil w/ Green Tail
 - 5" Silver Glittering to Red to Blue Peony w/ Silver Tail
 - 5" Silver Wave to Blue to Red w/ Blue

Proposal #: 23-7198

Quantity Description

-
- 1 5" Factory Assortment B RT(18 Effects)
 - 5" Blue Crown (1 each)
 - 5" Brocade Crown w/ Strobe Pistil (1 each)
 - 5" Brocade Purple (1 each)
 - 5" Brocade Purple to Silver (1 each)
 - 5" Brocade Red (1 each)
 - 5" Crackling Crown (1 each)
 - 5" Crackling spider (1 each)
 - 5" Dahlia Silver to Green (1 each)
 - 5" Dahlia Silver to Yellow (1 each)
 - 5" Diadem Chrysanthemum to Strobing (1 each)
 - 5" Diadem Chrysanthemum w/ Strobing Pistil (1 each)
 - 5" Diadem Chrysanthemum w/ Thousand Flowers (1 each)
 - 5" Golden Willow (1 each)
 - 5" Golden Willow w/ Green Strobe Pistil (1 each)
 - 5" Silver Spider w/ Red Ring (1 each)
 - 5" Time Rain to Willow (1 each)
 - 5" Willow w/ Red Leaves (1 each)
 - 5" Yellow Crown (1 each)
 - 1 MID SHOW VOLLEY
 - 2 2.5" (36 Shot) Assorted Chrysanthemum (Duration: 28 Sec.)
 - 1 2.5" (36 Shot) Fuchsia Magic Peony / Turquoise Peony / Lemon Magic Peony (Duration: 28 Sec.)
 - 1 2.5" (36 Shot) Orange to Silver Strobe/Turquoise to Silver Strobe/Purple to Silver Strobe (Duration: 28 Sec.)
 - 1 2.5" (36 Shot) Variegated Colors to Crackling / Disco Strobe / Variegated to Silver Strobe (Duration: 28 Sec.)
 - 1 2.5" (36 Shot) Twinkling Kamuro / Green Strobe / Blue Crackling Flower (Duration: 28 Sec.)
 - 1 GRAND FINALE 1
 - 2 2.5" (36 Shot) Red Strobe / Blue Magic Peony / Titanium Salute (Duration: 28 Sec.)
 - 1 GRAND FINALE 2
 - 3 3" Chained Red White & Blue Chrys. RT
 - 4 4" Chained Red White & Blue Chrys. RT
 - 2 5" Chained Red White & Blue Chrys. RT
 - 1 MISC SUPPLIES
 - 10 # 7200 Fusees
 - 6 Safety Glasses
 - 6 Earplugs
 - 1 1" x 60yd Masking Tape - Roll
 - 1 Rubber Bands (Bag of 350)
 - 30 Match Fuse for Packing - By the Foot
 - 1 Foil - Small

19. **Entire Agreement.** This Agreement sets forth the entire agreement and understanding between the Parties hereto respecting the matters within its scope and may be modified only in writing signed by both of the Parties hereto.

The pricing and product offered in the Proposal shall remain firm if this Agreement is mutually executed by both Parties on or before December 1, 2022.

Sponsor**Western Display Fireworks, Ltd.**

By: _____

Its: _____

Date: _____

By: Heather GobetIts: President

Date: _____

Co-Sponsor

Harrisburg Fire & Rescue

By: _____

Its: _____

Date: _____

Exhibit A – Display Site Map – Harrisburg, OR



Harrisburg Old Fashioned 4th of July
Harrisburg, Oregon
Discharge Site 40' X 40'
Western Display Fireworks
Revised 5 2017