

# Public Notice

The Oregon State Marine Board is soliciting comments on:

## Navigation Safety Zone on the Pacific Ocean at Cape Kiwanda



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

Phone: 503-378-8587  
Fax: 503-378-4597

Website:  
[www.boatoregon.com](http://www.boatoregon.com)

Would you like to be included in the agency's rulemaking process?

To receive Oregon State Marine Board Rule Notifications by postal mail, send us your name and mailing address in writing to:

Oregon State Marine Board  
Attn: June LeTarte  
435 Commercial Street NE,  
Suite #400  
P.O. Box 14145  
Salem, OR 97309-5056

OR

To receive notification by email, send your name and email address to:  
[june.letarte@state.or.us](mailto:june.letarte@state.or.us)

Thank you for your interest and involvement in the rulemaking process and helping keep boating safe, clean and fun for everyone.

### Petition Summary:

On April 10, 2015, the Marine Board received a petition requesting that the Marine Board open rulemaking to:

- Establish a navigation safety zone on the Pacific Ocean at Cape Kiwanda in Tillamook County;
- Prescribe the marking of the safety zone with lighted markers; and
- Make operation of a surfboard within the safety zone whenever dory rigs and trailers are parked on the beach a violation of ORS 830.365(1) (operation of a water ski, surfboard, or similar device in a reckless or negligent manner).

### How do I participate?

The Marine Board will be accepting written comments on this petition until June 3, 2015. The Marine Board will not accept comments by telephone.

### Send written comments by mail, fax, or email to:

June LeTarte, Rules Coordinator  
435 Commercial St NE  
Salem, OR 97301  
Fax: 503-378-4597  
Email: [osmb.rulemaking@state.or.us](mailto:osmb.rulemaking@state.or.us)

Written comments due:  
5:00 p.m., Wednesday  
**June 3, 2015**

### What happens after the public comment period?

At the conclusion of the written public comment period, agency staff will consider all the comments, evaluate the merits of the petition, and will subsequently bring a recommendation whether to open rulemaking before the 5-member Marine Board at the June 24, 2015 Board Meeting in Salem. Public comment on this petition will not be accepted at the Board meeting.

On June 24, 2015, the Marine Board will hear the petition and staff's recommendation. The Marine Board may:

- Direct staff to initiate the rulemaking process to consider the rule change proposal;
- Deny the petition and take no further action; or
- Deny the petition and direct staff to take some other action at the Marine Board's discretion.

### Where can I get more information?

You can view an electronic copy of the entire petition online at:

[www.oregon.gov/OSMB/Pages/admin/OSMB\\_Rulemaking\\_Newpage.aspx](http://www.oregon.gov/OSMB/Pages/admin/OSMB_Rulemaking_Newpage.aspx)

Or request a hard copy version by calling June LeTarte at 503-378-2617.

You can also view the petition and related documents in person at the State Marine Board office in Salem.