



Notice of Permanent Rule

October 1, 2011

Adoption of minimum safety standards for recreational vehicles

Purpose of the rule:

These rules adopt the most current editions of nationally recognized standards for the construction, conversion, alteration, and repair of recreational vehicles and recreational park trailers with Oregon amendments. These rules also make additional non-technical housekeeping changes to the park and camp rules.

Citation:

Amend Rules in OAR 918-525, 530 & 650. Repeal 918-650-0015.

These rules become effective October 1, 2011.

Effect of the rule:

Fewer substantive changes to national model codes and the elimination of several Oregon specific amendments resulted in uniform standards for manufacturers building recreational vehicles for Oregon consumers. A key change, supported by industry, allows larger fifth wheel travel trailers to be sold in Oregon. Previously, these larger sized trailers were not allowed. Additionally, the Division made non-substantive administrative change to the recreational park and organizational camp rules to make them uniform and consistent with other Division code program rules by correcting references and removing duplicative and unnecessary language.

Contact:

If you have questions or need further information, please contact Recreational Vehicle Program Inspector Monte Taylor at 503-373-7542, or Monte.L.Taylor@state.or.us.



Secretary of State
Certificate and Order for Filing
PERMANENT ADMINISTRATIVE RULES

I certify that the attached copies* are true, full and correct copies of the PERMANENT Rule(s) adopted upon filing by the

<u>Department of Consumer and Business Services, Building Codes Division</u>	918
Agency and Division	Administrative Rules Chapter Number

<u>Stephanie Snyder</u>	PO Box 14470 Salem, OR 97309	(503) 373-7438
Rules Coordinator	Address	Telephone

to become effective October 1, 2011. Rulemaking Notice was published in the September 2011 Oregon Bulletin.**

RULE CAPTION

Adopts minimum safety standards for recreational vehicles & non-substantive changes to recreational parks and campgrounds.
Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

List each rule number separately (000-000-0000)

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

ADOPT:

AMEND: 918-525-0005, 918-525-0035, 918-525-0040, 918-525-0042, 918-530-0070, 918-650-0000, 918-650-0005, 918-650-0010, 918-650-0020, 918-650-0025, 918-650-0030, 918-650-0035, 918-650-0040, 918-650-0045, 918-650-0050, 918-650-0055, 918-650-0060, 918-650-0065, 918-650-0070, 918-650-0075, 918-650-0080

REPEAL: 918-650-0015

RENUMBER:

AMEND & RENUMBER:

Stat. Auth.: ORS 183.325–183.410, 446.003, 446.160, 446.185, 446.285, 455.020, 455.110, 455.170, 455.210, 455.680 & 455.690

Other Auth.:

Stats. Implemented: ORS 183.335, 446.003, 446.160, 446.185 & 445.680

RULE SUMMARY

These rules adopt the most current editions of nationally recognized standards for the construction, conversion, alteration, and repair of recreational vehicles and recreational park trailers with Oregon amendments. These rules also make non-technical housekeeping changes to the park and camp rules in OAR chapter 918, division 650. These changes make these rules uniform and consistent with other Division code program rules by correcting references and removing duplicative language.

<u>Patrick Allen</u>		
Authorized Signer	Printed name	Date

DIVISION 525
SAFETY AND CONSTRUCTION STANDARDS
FOR RECREATIONAL VEHICLES

918-525-0005

Definitions

The following definitions shall apply to OAR chapter 918, divisions 520, 525, and 530 and are in addition to those included in ORS 446.003 and 455.010:

- (1) "Accessible" means having access thereto, but which may require removal of an access panel or opening a door.
- (2) "Accessory Building" means an accessory building which specifically includes, but is not limited to, cabanas, ramadas, storage sheds, and garages.
- (3) "Accessory Structure" means an accessory structure which specifically includes, but is not limited to, awnings, carports, decks, steps, and ramps.
- (4) "Additional Living Space," as used in these rules has two meanings:
 - (a) As it relates to a cabana, means a freestanding, self-supporting accessory building installed adjacent to a recreational vehicle and subject to OAR 918-530-0320; or
 - (b) As it relates to additions to a recreational vehicle, means any attached structure that is dependent upon the recreational vehicle for support or systems. These attached structures shall be within the maximum allowable gross floor area of a non-motorized recreational vehicle, as identified in OAR 918-525-0035, and are subject to OAR 918-525-0040 standards for recreational vehicles or recreational park trailers as appropriate.
- (5) "Adjustment of Equipment" means the adjustment of the rate, flow, speed, temperature, etc. as necessary for the continued operation of the equipment but does not include the repair, replacement, conversion, alteration, or addition to any equipment.
- (6) "Anchoring System" means any equipment or device designed to secure a recreational vehicle for the purpose of resisting uplift, sliding, and overturning.
- (7) "Controlled Fill" means fill intended to bear a structural load in which the fill material is placed in layers of soil, crushed stone or masonry waste material, compacted and tested to ensure it meets specified compaction standards determined by laboratory tests of soil samples from the fill material.
- (8) "Design Option" means an option to a model or model group submitted with the original model or with a model supplement.
- (9) "Earthquake-resistant Bracing System" means a certified anchoring system, bracing system, or other devices designed and constructed to protect the health and safety of the occupants of, and reducing damage to, a recreational park trailer in the event of an earthquake.
- (10) "Field Technical Service" means the clarification of technical data, including but not limited to division interpretations, investigations, or training relating to the application of laws, rules, standards, and

regulations administered and enforced by the Building Codes Division.

(11) "Full Foundation System" means a certified, engineered system of prefabricated foundation supports installed to the pier manufacturer's installation instructions.

(12) "Labeled" means equipment or materials, used in the manufacture or installation of a recreational vehicle, to which has been attached a label, symbol, or other identifying mark of a nationally recognized testing laboratory, inspection agency, or other organization, which evaluates products to nationally recognized standards and periodically inspects production of equipment and materials to show compliance with those standards for usage in a specified manner.

(13) "Listing Agency" means an agency that:

- (a) Is regularly engaged in conducting its own tests, or listing, labeling, or contracting its testing procedures to a nationally recognized testing agency;
- (b) Maintains a periodic inspection program on production of currently listed products; and
- (c) Publishes, at a minimum, an annual report which is used to determine whether products have been tested to such national standards and found safe for use in a specified manner.

(14) "Load Bearing Device" means any equipment or device used in the support of a recreational vehicle including, but not limited to, footings, piers, caps, and shims.

(15) "Main Frame" means the part of the structural system of a recreational vehicle normally used to transfer design load to the support system.

(16) "Minor Repair" means a simple repair such as replacing broken glass, fittings, devices, or fixtures, using approved component parts, but does not include the repair or replacement of major portions of the structural, plumbing, electrical, or mechanical systems or conversions, alterations, or additions.

(17) "Model" means an individual recreational vehicle designated by the manufacturer to be manufactured to a specific floor plan, which includes specific structural components, plumbing, electrical, and mechanical equipment, and installed and located in accordance with the plans submitted to the division.

(18) "Model Group" means two or more models with identical floor plans and plumbing, electrical and mechanical systems but identified by different names, numbers, or letters.

(19) "Noncompliance" means a failure of a recreational vehicle, equipment, or installation to comply with these rules or the codes and standards described in OAR 918-525-0040.

(20) "Notice of Violation" means written notification by the division stating the recreational vehicle or equipment may not be used, rented, leased, or sold or offered for sale, rent, or lease due to violations of ORS chapter 446 or these rules.

(21) "Option Ready" means a provision made during the manufacture of a recreational vehicle to facilitate the

future installation of an appliance or other equipment (e.g., air conditioner, generator, dishwasher).

(22) "Park Trailer" or "Recreational Park Trailer" means a recreational vehicle built on a single chassis, mounted on wheels, which may be connected to utilities necessary for operation of installed fixtures and appliances, and with a gross trailer area not exceeding 400 square feet when in the set-up mode. Such a vehicle shall be referred to and identified by the manufacturer or converter as a recreational vehicle.

(23) "Pier" means that portion of the support system between the footing and the recreational vehicle.

(24) "Plan Supplement" means the revision, modification, or updating of an existing division-approved plan.

(25) "Prefabricated Pier" means a listed or approved pier which is manufactured at an off-site location but does not include concrete blocks.

(26) "Ramada" means a stationary structure having a roof extending over a recreational vehicle, which may also extend over a patio or parking space for motor vehicles, and is used principally for protection from snow, ice, sun, or rain.

(27) "Readily Accessible" means having direct access without the necessity of removing a panel, door, or similar obstruction.

(28) "Recreational Vehicle" means a vehicle as defined in ORS 446.003 and specifically includes camping trailers, camping vehicles, motor homes, recreational park trailers, bus conversions, van conversions, tent trailers, travel trailers, truck campers, combination vehicles which include a recreational vehicle use, and any vehicle converted for use or partial use as a recreational vehicle. Recreational Vehicles contain eating and sleeping facilities and are equipped with one or more of the following:

- (a) Holding tank(s);
- (b) Liquid petroleum gas; or
- (c) A 110 to 240 volt electrical systems.

(29) "Recreational Vehicle Site" means a designated parcel of land designed to accommodate a recreational vehicle, its accessory structures or buildings and accessory equipment for the exclusive use of the occupant's recreational vehicle.

(30) "Registered Design Professional" as defined in the Oregon Residential Specialty Code is an individual who is registered or licensed to practice their respective design profession as defined by the statutory requirements of the professional registration laws of the state or jurisdiction in which the project is to be constructed.

(31) "Regulated Repair" means an alteration, repair, or conversion regulated by the codes and standards described in OAR 918-525-0040 but excludes those unregulated repairs described in ORS 446.003(2)(b) and OAR 918-525-0350(2).

(32) "Repair" means the reconstruction or renewal of any part of an existing recreational vehicle or piece of equipment for the purpose of its maintenance.

(33) "Repair Operation" means any person in the business of making alterations, repairs, or conversions to recreational vehicles or recreational vehicle equipment regulated by the division under ORS Chapter 446 and these rules.

(34) "Replacement in Kind" means replacing equipment or accessories with approved like equipment or accessories such as switches, thermostats, fittings, elements, or motors, but does not include the replacement of major portions of the structural, plumbing, electrical, or mechanical systems.

(35) "Stabilizing Devices" means all components of the anchoring system and support systems such as piers, footings, ties, anchoring equipment, ground anchors, and any other equipment which supports or secures the recreational vehicle to the ground.

(36) "Stand" means that area of the recreational vehicle site which has been reserved for the placement of a recreational vehicle or accessory structure.

(37) "Support System" means a combination of footings, piers, caps, and shims that will, when properly installed, support the weight of the recreational vehicle, and all imposed live loads.

(38) "Technician" means a quality assurance technician approved by the division to perform inspections according to a repair operation's quality assurance manual.

(39) "Testing Laboratory" or "Testing Agency" means an organization:

- (a) In the business of testing equipment and systems;
- (b) Qualified and equipped to perform or to observe experimental testing to approved standards;
- (c) Not under the jurisdiction or control of any single manufacturer or supplier for an affected industry;
- (d) Publishing reports, including specific information about the equipment and systems tested and found safe for use in a specified manner; and
- (e) Whose methods and standards have been approved by the division.

(40) "Travel Mode" means the overall size of the recreational vehicle as it travels on a highway including all horizontal projections except for expandable rooms, retractable awnings, exterior plumbing, mechanical, or electrical fixtures, or equipment or other minor exterior attachments.

(41) "Visual inspection" means an inspection by the division of the visible portions of completed construction for the purpose of identifying code violations or approving and issuing an insignia of compliance.

Stat. Auth.: ORS 446.160

Stats. Implemented: ORS 446.160

Hist.: BCA 1-1990, f. & cert. ef. 1-2-90 BCA 30-1993, f. 12-1-93, cert. ef. 1-1-94; BCD 25-1996, f. 11-8-96, cert. ef. 1-1-97; BCD 11-1997, f. 7-23-97, cert. ef. 1-1-98; BCD 9-1999, f. 7-14-99, cert. ef. 9-1-99; BCD 29-2000, f. & cert. ef. 12-19-00; BCD 25-2008, f. 10-31-08, cert. ef. 11-1-08; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-525-0035

Allowable Floor Areas

(1) Recreational vehicles and recreational park trailers are limited to a maximum gross floor area of 400 square feet in the setup mode, including all tip-outs, slide-outs, expandable rooms, and other horizontal projections. The 400 square foot limitation does not apply to:

(a) Motorized recreational vehicles;

(b) Fifth wheel trailers up to 430 square feet in the setup mode;

(c) Vertical multi-level additions such as basements, second stories, lofts (mezzanines), or overhead storage with a maximum ceiling height of five feet;

(d) Any space less than five feet in height which does not increase the size of the recreational vehicle or extend horizontally beyond the recreational vehicle floor line;

(e) Bay windows, walk-a-bays, and other window projections with a floor or platform at least 12 inches above the vehicle floor;

(f) Space occupied by drawbars, couplings, hitches, or lights;

(g) Exterior chassis mounted decks, landings, platforms, or porches that are not enclosed;

(h) Eaves, awnings, or porch roof overhangs; or

(i) Freestanding, self-supporting cabanas approved for use as accessory buildings adjacent to the recreational park trailer according to OAR 918-530-0320.

(2) Factory-built porches, decks, roof overhangs, and other similar construction that is built by the manufacturer and connected to and supported by a recreational vehicle shall not be enclosed with walls, glass, or other solid materials if the gross floor area of the enclosure and the recreational vehicle combined would exceed the maximum allowable gross floor area.

(3) The gross floor area of a recreational vehicle shall not be increased through the use of a manufactured dwelling, another recreational vehicle, or through any other means except as specifically permitted by these rules.

(4) Additions that are structurally attached to a recreational vehicle and depend on the recreational vehicle for structural support or that are connected to the plumbing, mechanical, or electrical systems of the recreational vehicle, shall be considered part of the recreational vehicle or recreational park trailer, constructed to the recreational vehicle or recreational park trailer codes as described in OAR 918-525-0040 and shall be included within the maximum gross floor area allowed for the recreational vehicle and recreational park trailer.

(5) The gross floor area of a combination vehicle shall not exceed the maximum allowable gross floor area if there is no permanent separation between the recreational vehicle and the other use (i.e., horse trailer/recreational vehicle). When a combination vehicle has a permanent wall separating the two uses, only the

recreational vehicle portion of the combination vehicle is limited to the maximum gross floor area.

Stat. Auth.: ORS 446.003 & 446.160

Stats. Implemented: ORS 446.003 & 446.160

Hist.: BCD 25-1996, f. 11-8-96, cert. ef. 1-1-97; BCD 9-1999, f. 7-14-99, cert. ef. 9-1-99; BCD 10-2000(Temp), f. 6-21-00, cert. ef. 6-23-00 thru 12-19-00; BCD 29-2000, f. & cert. ef. 12-19-00; BCD 25-2008, f. 10-31-08, cert. ef. 11-1-08; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-525-0040

Adopted Minimum Safety Standards

Effective October 1, 2011 the following standards are adopted by reference as the standards for the manufacture, conversion, alteration, or repair of recreational vehicles, recreational park trailers, accessory buildings, and accessory structures:

(1) The 2011 Edition of NFPA 1192, Standard on Recreational Vehicles, as published by the National Fire Protection Association, and further amended by the Division.

(2) The 2009 Edition of ANSI 119.5, Standard for Recreational Park Trailers, as published by the American National Standards Institute, and further amended by the Division.

(3) The 2011 Edition of NFPA 70, National Electrical Code, specifically but not limited to, Article 551 pertaining to Recreational Vehicles and Article 552 Park Trailers, as published by the National Fire Protection Association, and further amended by the Division.

(4) The 2011 Edition of ANSI/RVIA Standard for Low Voltage Systems in Conversion and Recreational Vehicles, as published by the Recreational Vehicle Industry Association.

(5) The **Oregon Residential Specialty Code**, as adopted in OAR chapter 918, division 480, and those standards referenced within are adopted as the Division's standards for the construction, manufacture, alteration, repair, and conversion of accessory buildings and accessory structures used in conjunction with recreational vehicles and recreational park trailers.

[Publications referenced are available for review from the agency.]

Stat. Auth.: ORS 183.325 - 183.410 & 446.003 - 446.285

Stats. Implemented: ORS 446.185

Hist.: BCA 1-1990, f. & cert. ef. 1-2-90; BCA 22-1990(Temp), f. & cert. ef. 9-4-90; BCA 27-1990, f. 11-28-90, cert. ef. 11-30-90; BCA 16-1993, f. 8-12-93, cert. ef. 9-1-93; BCA 30-1993, f. 12-1-93, cert. ef. 1-1-94; BCD 16-1996, f. 8-6-96, cert. ef. 9-1-96; BCD 25-1996, f. 11-8-96, cert. ef. 1-1-97; BCD 11-1997, f. 7-23-97, cert. ef. 1-1-98; BCD 22-1998, f. 11-9-98, cert. ef. 1-1-99; BCD 9-1999, f. 7-14-99, cert. ef. 9-1-99; BCD 10-2000(Temp), f. 6-21-00, cert. ef. 6-23-00 thru 12-19-00; BCD 29-2000, f. & cert. ef. 12-19-00; BCD 25-2008, f. 10-31-08, cert. ef. 11-1-08; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-525-0042

Amendments to the Adopted Minimum Safety Standards

(1) Amend NFPA 1192, Section 5.4 Fuel-Burning Appliances by adding the following language after Section 5.4.1. “Solid-fuel-burning appliances shall not be installed in recreational vehicles, except where specifically permitted in these rules.”

(2) Amend ANSI 119.5 as follows:

(a) Amend Chapter 1 by inserting the following language after Section 1-5.

(A) Each loft area shall have a minimum of one electrical light fixture and a convenience receptacle.

(B) Each enclosed stairway shall have a light fixture that is controlled by switches from both the top and the bottom of the stairway. The light fixture in subparagraph (A) of this rule may be used to serve this purpose.

(b) Amend Section 2-6 Fuel-Burning Appliances by inserting the following language after Section 2-6.1.

“Wood-burning stoves, wood-burning fireplaces and pellet fired appliances may be installed if they are approved and listed for recreational vehicle use or for manufactured home use and installed according to the manufacturer’s installation instructions.

[Publications referenced are available for review from the agency.]

Stat. Auth.: ORS 183.325 - 183.410 & 446.003 - 446.285

Stats. Implemented: ORS 446.185

Hist.: BCD 25-2008, f. 10-31-08, cert. ef. 11-1-08; BCD 1-2010, f. 3-15-10, cert. ef. 4-1-10; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-530-0070

Electrical Connections

(1) Recreational park trailers shall be connected to power sources according to **Article 552** of the **NFPA 70**, National Electrical Code

(2) Accessory equipment, structures, and buildings shall not be powered by the recreational park trailer electrical system.

(3) At the time of installation, all recreational park trailers shall be tested to the following criteria:

(a) All 110 volt electrical receptacle outlets shall be subjected to a polarity test to determine all connections have been made properly; and

(b) All electrical lights, equipment, ground fault circuit interrupters, and appliances shall be subjected to an operational test to demonstrate all equipment is connected and in working order.

[Publications referenced are available for review from the agency.]

Stat. Auth.: ORS 446.185

Stats. Implemented: ORS 446.185

Hist.: BCA 30-1993, f. 12-1-93, cert. ef. 1-1-94; BCD 9-1999, f. 7-14-99, cert. ef. 9-1-99; BCD 25-2008, f. 10-31-08, cert. ef. 11-1-08; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

**DIVISION 650
RECREATION PARKS AND
ORGANIZATIONAL CAMPS**

918-650-0000

Reasonable Notice to Interested Parties

Prior to the adoption, amendment or repeal of any rule relating to the minimum safety standards for the design and construction of recreational parks and organizational camps as authorized in ORS 455.680, the Building Codes Division must give notice of the proposed action:

(1) In the Secretary of State's Bulletin referred to in ORS 183.360 at least 21 days prior to the effective date.

(2) By notifying persons and organizations on the interested parties mailing list established under ORS 183.335(8) and OAR 918-001-0210.

Stat. Auth.: ORS 455.020, 455.110 & 455.680
Stats. Implemented: ORS 183.335
Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0000; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0005

Definitions

As used in OAR 918-650-0000 to 918-650-0085, unless the context requires otherwise, the following definitions apply:

(1) "Alteration" means any change, addition or modification of roads, streets, spaces or construction, but does not include normal maintenance or replacement in kind.

(2) "Approved" means accepted in writing by the Division or its designee.

(3) "Area" means the land within the property or boundary lines of a recreation park or organizational camp.

(4) "Building" is any structure used or intended for supporting or sheltering any use or occupancy regulated by the **State Building Code** as defined in ORS 455.010.

(5) "Campground." See Recreation Parks.

(6) "Combination Park" means a park which includes facilities for two or more types of recreation parks or a combination of a recreation park, organizational camp or mobile home park facility.

(7) "Construction" means work regulated by the **State Building Code** as defined in ORS 455.010.

(8) "Facilities" means the permanent work, such as but not limited to, streets, roads, embankments, space, refuse collection stands, fire pit enclosures, fire protection equipment etc., but does not include buildings and structures, and electrical and plumbing installations.

(9) "Hostel" means any establishment as defined in ORS 446.310.

(10) "Organizational Camp" as defined in ORS 446.310 means any area designated by the person establishing, operating, managing or maintaining the

same as being for recreational use by groups or organizations. Organizational camp includes, but is not limited to, youth camps, scout camps, summer camps, day camps, nature camps, survival camps, athletic camps or camps operated and maintained under the guidance, supervision or auspices of religious, public and private educational systems and community service organizations.

(11) "Picnic Park." See Recreation Park.

(12) "Recreation Park" as defined in ORS 446.310 means an area designated by the person establishing, operating, managing or maintaining the same as being for picnicking or overnight camping by the general public or any segment of the public. Recreation park includes, but is not limited to, areas open to use free of charge or through payment of a tax or fee or by virtue of rental, lease, license, membership, association or common ownership. Recreation park includes, but is not limited to, areas divided into two or more lots, parcels, units or other interests for purposes of such use. As further defined in these rules, a recreation park includes, but is not limited to, a "campground," a "picnic park," or a "recreational vehicle park":

(a) "Campground" means a recreation park which provides facilities and space for tents, tent vehicles, or camping vehicles;

(b) "Picnic Park" means a recreation park which is for day use only and provides no recreational vehicle or overnight camping spaces;

(c) "Recreational Vehicle Park" means a plot of land upon which two or more recreational vehicle sites are located, established or maintained for occupancy by recreational vehicles of the general public as temporary living quarters for recreational or vacation purposes.

(13) "Recreational Vehicle" means a vehicle as defined in ORS 446.003 and as further defined in OAR chapter 918, division 525.

(14) Registered Design Professional. An individual who is registered or licensed to practice their respective design profession as defined by the statutory requirements of the professional registration laws of the State of Oregon.

(15) "Solid Waste" means decomposable or nondecomposable waste including but not limited to garbage, rubbish, refuse, ashes, waste paper and cardboard.

(16) "Space" means that portion of a park reserved for the location of a recreation vehicle, tent, tent vehicle or camping vehicle.

[Publications: Publications referenced are available for review from the Division.]

Stat. Auth.: ORS 455.020, 455.110 & 455.680
Stats. Implemented: ORS 455.680
Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0060; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0010

Scope and Purpose

(1) OAR chapter 918, division 650 establishes minimum safety standards for the design and construction of recreation parks and organizational camps as authorized in ORS 455.680.

(2) These rules establish design and construction requirements for recreation parks and organizational camps for the purpose of protecting the life, health, safety and welfare of persons using these facilities.

EXCEPTIONS:

1- These rules do not apply to parking areas offering access to beaches, marinas, boat ramps, piers, ski areas, rivers, trails and similar facilities, where no recreational vehicle utility connections are provided.

2- The area development permit does not include permits or related fees for buildings, mobile home setups, mechanical, plumbing or electrical systems, boiler, or elevators, or permits required by other agencies.

Stat. Auth.: ORS 455.020, 455.110 & 455.680

Stats. Implemented: ORS 455.680

Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0050; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0020

Permit Required

No person may establish or enlarge the facilities of any recreation park or organizational camp or do any construction within the recreation park or organizational camp or cause the same to be done without first obtaining all required permits from the building official and paying the prescribed permit fees. Multiple permits may be required when the proposed work involves two or more code areas (i.e., structural, electrical, plumbing, or mechanical).

EXCEPTION: Applications for permits, submission of plans and payment of fees are not required for additions, alterations, relocation and maintenance of picnic tables, play equipment, fire pits and similar facilities in existing parks.

Stat. Auth.: ORS 455.020, 455.110 & 455.680Stats.

Implemented: ORS 455.680

Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0065; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0025

Coordinating Regulation

Permit Issuance:

(1) The application, plans, specifications, computations and other data filed by an applicant must be reviewed by the building official. Such plans may be reviewed by other departments or agencies to verify compliance with any applicable laws under their jurisdiction. If the building official finds that the work described in the application for a permit and the plans,

specifications and other data filed conform to the requirements of these rules and other pertinent laws and ordinances, and that the fees have been paid, the building official must issue a permit to the applicant. Regulations that also apply to recreation parks and organizational camps are:

(a) Land Use. Land use must comply with the regulations of the unit of government which has planning authority over the proposed construction site;

(b) Flood Zones. Buildings or areas used within a flood zone must be approved by the agency having jurisdiction prior to the issuance of permits;

(c) Water Supply. Water supply systems must comply with regulations under the Department of Human Services Oregon Health Authority;

(d) Sewage Disposal. Sewage treatment and disposal facilities, including, but not limited to, on-site facilities, solid waste container wash-down facilities, gray water waste disposal systems, pit privies, vaults and chemical toilets, must comply with regulations under the Oregon Department of Environmental Quality;

(e) Solid Waste Disposal. Solid waste disposal must comply with regulations under the Department of Human Services Oregon Health Authority and such waste must be disposed of in a manner that complies with regulations under the Oregon Department of Environmental Quality;

(f) Eating and Drinking Establishments. Eating and drinking establishments must comply with regulations under the Department of Human Services Oregon Health Authority;

(g) Ice Machines. Ice machines must comply with regulations under the Oregon State Department of Agriculture;

(h) State Building Code. Buildings and structures must comply with the **State Building Code** and where applicable to rules adopted thereunder;

(i) Highway, Street and Driveway Permits. Access must comply with the regulations of the city, county or State Highway Division having jurisdiction over access to the public roads;

(j) Fire Protection. Fire protection facilities must comply with the requirements of the appropriate jurisdiction's fire protection regulations;

(k) Liquefied Petroleum Gas (LPG). Liquefied petroleum gas installations must comply with the regulations of the Oregon State Fire Marshal;

(l) Swimming Pools and Spas. Swimming Pools and spas must comply with regulations under the Department of Human Services Oregon Health Authority;

(m) Hostels. Hostels must comply with the Oregon State Building Code and with regulations under the Department of Human Services Oregon Health Authority;

(n) Engineers/Architects Design. When required, park and camp designs must be prepared by a registered design professional.

(2) Recreation Park and Organizational Camp Operating License Approved parks and camps must comply with any operating license requirements established by the Department of Human Services Oregon Health Authority.

[Publications: Publications referenced are available for review from the Division.]

Stat. Auth.: ORS 455.020, 455.110 & 455.680
 Stats. Implemented: ORS 455.680
 Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0070; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0030

Fees -- Expiration -- Validation

(1)(a) Area Development Fee. The area development fee is determined from **Table 1** using the valuation for all facilities for which the permit is issued. The fees in **Table 1** are based upon valuation **Table 2** for recreation parks or may be determined by the applicant with documentation acceptable to the issuing authority. Permit fees must be paid before any work begins.

NOTE: The Area Development Permit does not include permits or related fees for buildings, manufactured dwelling installations, accessory buildings and structures, mechanical, plumbing or electrical systems, boilers, elevators, or permits required by other agencies.

Table 1

Total Valuation	Fee
\$1 to \$500	\$15
\$501 to \$2,000	\$15 for the first \$500 plus \$2 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 to \$25,000	\$45 for the first \$2,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 to \$50,000	\$252 for the first \$25,000, plus \$6.50 for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 to \$100,000	\$414.50 for the first \$50,000, plus \$4.50 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 to \$500,000	\$639.50 for the first \$100,000, plus \$3.50 for

	each additional \$1,000 or fraction thereof, to and including \$500,000
\$500,001 to \$1,000,000	\$2,039.50 for the first \$500,000 plus \$2 for each additional \$1,000 or fraction thereof, to and including \$1,000,000
\$1,000,000 and up	\$3,539.50 for the first \$1,000,000 plus \$2 for each additional \$1,000 or fraction thereof

NOTE: Table 1 is based on **Table 3-A** of the **1988 Uniform Building Code**.

Table 2

RECREATION PARK VALUATION TABLE									
CLASS	SPACES PER ACRE								
	6	8	10	12	14	16	18	20	22
A	2637	2470	2320	2189	2074	1978	1907	1849	1798
B	2483	2317	2176	2035	1920	1824	1754	1696	1645
C	1792	1626	1485	1344	1229	1133	1062	1005	954

NOTES:

1- **Table 2** is based on the 1990 evaluations for Recreational Vehicle Parks published by the Oregon Department of Revenue.

2- Deduct ten percent from the valuation of parks and camps constructed east of the Cascade Summit.

3- "Class A" parks and camps contain paved streets and electric, water and sewer service to each R.V. or camping space.

4- "Class B" parks and camps contain electric, water and sewer service to each R.V. or camping space, but do not have paved streets.

5- "Class C" parks and camps contain a combination of no more than two services involving electric, water or sewer and do not have paved streets.

6- When a park or camp contains spaces in more than one class, figure the spaces in each class, then add them together to obtain the total valuation.

7- The Area Development Permit does not include permits or related fees for buildings, manufactured dwelling installations, accessory buildings or structures; mechanical, plumbing or electrical systems; boiler, or elevators, or permits required by other agencies.

8- See this rule for plan review and inspection fees based on this valuation.

(b) Plans Review Fee. The area development Plan Review Fee is 65 percent of the area development permit fee set forth in subsection (1)(a) of this rule and must be paid when plans and specifications are submitted for review;

(c) Other Fees:

- (A) Inspections outside of normal business hours (minimum charge -- two hours), \$50/hour;
- (B) Reinspection fee, \$50/hour;
- (C) Inspection for which no fee is specifically indicated (minimum charge -- one-half hour), \$50/hour;
- (D) Additional plan review required by changes, additions or revisions to approved plans (minimum charge -- one-half hour), \$50/hour;
- (E) Consultation fee (minimum one hour), \$30/hour.

(2) Other Fees:

- (a) A special inspection is required and a special inspection fee must be paid before a permit may be issued for work started without a permit. The special inspection fee must be equal to and in addition to the amount of the permit fee required by these rules;
- (b) Other Inspection Fees. In addition to the called for inspections, the building official may make or require inspections of any construction work to confirm compliance with the provisions of this code and other laws which are enforced by the building official;
- (c) Reinspection Fees. A reinspection fee may be assessed for each inspection or reinspection when the work for which inspection is called is not complete or when corrections called for are not made.

NOTE: This subsection is not intended to require reinspection fees the first time a job is rejected for failure to comply with the requirements of this code, but is to control the practice of calling for inspections before the job is ready for such inspection or reinspection.

(3) Expiration and Validity of Plans and Permits:

- (a) Expiration of Plan Approval. Area Development plan approval expires one year after the date that the approval is granted if no area development permit is issued. Upon receipt of a written request from the applicant the building official may extend the time for action by the applicant for a period of not to exceed 180 days. To renew action on an application after the expiration of a plan approval, the applicant must resubmit plans and pay a new plan review fee;
- (b) Expiration of Area Development Permit. An area development permit expires if the work it authorizes is not commenced within 180 days from the date of issuance of the permit, or if the work is suspended or abandoned for 180 days at any time after it is commenced. A permittee holding an unexpired permit may apply for an extension of the time within which the work may be commenced under that permit. The time for action by the permittee may not exceed 180 days. Requests for extensions must be in writing, and no permit may be extended more than once. If such work is not recommenced, before a permit or extension expires a new permit must be obtained. The fee is one-half the amount required for the first permit, provided that:

- (A) No changes have been made in the original plans and specifications; and
- (B) The duration of the suspension of work or abandonment has not exceeded one year.
- (c) Validity. The issuance or granting of an area development permit or approval of area development plans and specifications may not be construed to be a permit for, or approval of, any violation of any of the provisions of these rules. The issuance of a permit based upon plans and specifications may not prevent the building official from later requiring the correction of errors in such plans;
- (d) Suspension or Revocation. The building official may, in writing, suspend or revoke an area development permit when the permit is issued in error or on the basis of incorrect information supplied, or in violation of any provision of these rules, or any other ordinances.

(4)(a) The fees established in this rule apply to the Division.

(b) Municipalities who have been delegated the park and camp program by the Division may establish their own fee schedule or adopt the Division's fee schedule through local ordinance.

(c) The amount of the fee may not exceed the costs of administering the park and camp program.

(d) The municipality, quarterly, must remit 15 percent of the collected fees to the Division for monitoring municipal programs and for providing informational material necessary to maintain a uniform state program.

Stat. Auth.: ORS 455.020, 455.110, 455.170, 455.210 & ORS 455.680

Stats. Implemented: ORS 455.680

Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0075; BCA 16-1991(Temp), f. 6-7-91, cert. ef. 7-1-91; BCA 36-1991, f. 10-23-91, cert. ef. 10-31-91; BCD 12-2008, f. 6-30-08, cert. ef. 7-1-08; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0035

Plans and Specifications

(1) Plans. With each application for a plan review the applicant must submit two sets of construction plans and specifications. Plans and specifications must be drawn to scale, of sufficient clarity to indicate the nature and extent of the work proposed and to show in detail that the construction will conform to all relevant laws, rules and regulations of the State of Oregon pertaining to recreation parks and organizational camps.

NOTE: The construction shown on these plans may contain construction details required by other rules or regulations in order to aid other agencies in determining compliance with their coordinating regulations.

(2) Design. All plans must be designed in accordance with the requirements of the various codes and administrative rules and, where required, must be designed by a registered design professional.

(3) Plan Format and Sequence. The following plan format and sequence specification are guidelines for both the designer and the plan reviewer. Deviations are permitted from strict compliance with the plan format and sequence specifications when such deviation will produce the same result:

(a) The cover sheet of each set of plans must give the following:

(A) The name of the recreation park or organizational camp and the location (vicinity map);

(B) The name of the owner;

(C) The name of the operator;

(D) The name of the person who prepared or submitted the plans;

(E) The symbols used; and

(F) The design maximum occupancy load for organizational camps.

(b) The plot plan (on a separate sheet) must include:

(A) Both proposed and existing construction; and

(B) A scale drawing of the general layout of the entire recreation park or organizational camp showing property survey monuments in the area of work and distances from park or camp boundaries to public utilities located outside the park or camp (indicated by arrows without reference to scale).

EXCEPTION: When the work involves an addition to, or a remodeling of, an existing recreation park or organizational camp, the plot plan must show the facilities related to the addition and/or the facilities to be remodeled.

(4)(a) The following features must be clearly shown and identified:

(A) The permanent buildings (dwellings, mobile homes, washrooms, recreation buildings, and similar structures);

(B) The fixed facilities in each space (fire pits, fireplaces or cooking facilities);

(C) The property line boundaries and survey monuments in the area of work;

(D) The location and designation of each space by number, letter or name; and

(E) Plans for combination parks must also show which portions of the parks are dedicated to camp ground, organizational camp, mobile home park, picnic park, recreational vehicle park and joint use.

(b) Park and organizational camp utility systems must be clearly shown and identified on a separate sheet:

(A) Location of space sewer connections, space water connections and service electrical outlets;

(B) Location and source of domestic water supply;

(C) Location of water and sewer lines (showing type, size and material);

(D) Park or camp street layout and connections to public street(s);

(E) Disposal systems, such as septic tanks and drain fields, recreational vehicle dump stations, gray water

waste disposal sumps, washdown facilities, sand filters, and sewer connections;

(F) Fire protection facilities, such as fire hydrants, fire lines, tanks and reservoirs, hose boxes and apparatus storage structures;

(G) Solid waste disposal system and solid waste collection features, such as refuse can platforms and supports, and wash-down facilities; and

(H) Liquid Petroleum Gas (LPG) tanks and gas lines.

(c) Park Topography. Park topography must be shown in the area of work when any existing grade or slope exceeds five percent.

Stat. Auth.: ORS 455.020, 455.110 & 455.680

Stats. Implemented: ORS 455.680

Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0080; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0040

Inspections

(1)(a) General. All construction or work for which a permit is required must be subject to inspection by the building official;

(b) It is the duty of the permit applicant to cause the work to be accessible and exposed for inspection purposes. Neither the employee nor the building official are liable for expense entailed in removal or replacement of any material required to allow inspection.

(2)(a) Inspection Requests. It is the duty of the person doing the work authorized by a permit to notify the building official that such work is ready for inspection. The building official may require every request for inspection be filed at least three working days before such inspection is desired. Such requests may be in writing or by telephone at the option of the building official;

(b) It is the duty of the person requesting any inspections required by these rules to provide access to and means for proper inspection of such work.

(3) Approval Required. Approval may be given only after an inspection has been made on each successive step in the construction as indicated on each of the inspections required in section (4) of this rule.

(4) Required Inspections. The building official, upon notification from the permit holder or the permit holders agent, must make the following inspections and must either approve that portion of the construction as completed or must notify the permit holder or agent wherein the same fails to comply with these rules:

(a) Rough Grading. When rough grading of roads and spaces are completed;

(b) Prior to Paving. Before any asphaltic concrete or portland cement concrete is placed;

(c) Final Inspection. A final inspection may be made after finish grading and all permanent facilities are in place;

(d) Coordinating Regulation Inspections. Inspection required by the Coordinating Regulations specified in these rules.

Stat. Auth.: ORS 455.020, 455.110 & 455.680
Stats. Implemented: ORS 455.680
Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0085; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0045

General Construction Requirements

General:

(1) Combination Parks. The portions of combination parks which are dedicated to campground, organizational camp, picnic park, mobile home park or recreational vehicle park use must be identified and each use must comply with the applicable regulations. Jointly used areas must be designated accordingly.

(2) Space Separation and Designation. Building or space separation and space designation must be as follows:

(a) The distance between buildings must be as required in the **Oregon Structural Specialty Code**;

(b) The distance between spaces must be as provided in OAR 918-650-0055(1);

(c) Spaces must be identified by signs or markings corresponding to the letters, numbers or names indicated on the approved plans.

(3) Access. Each space designed for vehicular use within a recreation park or organizational camp must have direct access to a park, street or road. The access may not be obstructed by grade or vertical clearance. The entrance to roads with impaired clearance must be provided with warning signs.

(4) Street Width. Park streets intended for use by the public must be of adequate width to accommodate the planned parking and traffic load. Each traffic lane must be ten feet minimum width. Where parking is permitted on park streets, each parking lane must be ten feet minimum width. All two-way streets without parking must be 20 feet minimum width.

(5) Connection to a Public Way. The park street system must have direct connection to a public way.

(6) Park Roads and Streets. Roads and streets intended for use by the public must be designed for minimum nine-ton gross loads and streets and walkways must be well drained. The street surface may be asphaltic-concrete, portland cement concrete, crushed rock, gravel or other approved surface material.

(7) Cleanable Construction. Fireplaces, fire pits or cooking facilities must be of cleanable construction and designed to permit easy removal of ash and other waste.

(8) Screens. All openings, except doors with self-closing devices, into the outer air of permanent kitchens, dining rooms, toilets and shower facilities must be effectively screened. Screens may not be less than sixteen mesh per inch, and all screen doors must be equipped with a self-closing device.

(9) Solid Waste Containers. Solid waste containers must be in place at the time of final inspection. Solid waste containers or bins must:

(a) Have tight-fitting lids, covers or closable tops; and

(b) Be durable, rust-resistant, water tight, rodent-proof and washable;

(c)(A) Containers in recreational vehicle parks must be provided at a rate of one 30-gallon container for each four recreational vehicle parking spaces and be located within 300 feet of each recreational vehicle parking space. Containers may be grouped;

(B) Containers in picnic parks, campgrounds and organizational camps must be provided at a rate of one 30-gallon container for each 20 occupants or fraction thereof that the camp or park is designed to accommodate. Containers may be grouped.

EXCEPTION: The requirement for solid waste containers in picnic parks, campgrounds and organizational camps may be waived by the regulating authority for areas not accessible by road.

(10) Water Systems in Flood Zones. Potable water systems located in, or partially in flood zones, must be provided with valves to isolate that portion of the system in the flood zone from the rest of the system, and fittings must be installed to permit flushing and treatment of the flood zone portion of the water system.

[Publications: Publications referenced are available for review from the Division.]

Stat. Auth.: ORS 455.020, 455.110 & 455.680
Stats. Implemented: ORS 455.680
Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0090; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0050

Toilets

(1) Toilet facilities must be provided in every recreation park or organizational camp. They must be convenient and accessible and must be located within 500 feet of any recreational vehicle space or camping site not provided with an individual toilet facility or sewer connection.

EXCEPTION: The requirement for toilets in picnic parks, campgrounds and organizational camps may be waived by the regulating authority for areas not accessible by road.

(2)(a) Sanitary facilities must be as required in

Table 2;

(b) Toilet Bowls. Toilet bowls for public use must be elongated bowls with open-front seats. Any room with flush toilets must be provided with a floor drain as required in the **Oregon Plumbing Specialty Code**;

(c) Signs. Toilets must either be marked for the designated sex or be provided with a privacy lock. If not apparent, the location of toilets must be indicated by appropriate direction signs;

(d) Flush Toilets and Showers. Flush toilets and showers and the buildings containing them must be constructed in accordance with the **State Building Code**;

(e) Unisex Toilets. Toilet facilities designed to serve an occupant load of 15 persons or less may serve both sexes. Such toilet facilities must be equipped with a urinal.

(3) Nonwater-Carried Toilets. Nonwater-carried toilets, including, but not limited to, chemical or vault toilets or pit privies, must be constructed and located in accordance with the requirements of the Department of Environmental Quality.

**Table 2
Recreation Parks**

Number of Picnic, Camping or Parking Spaces	Number of Toilets		Lavatories for Parks with Flush Toilets ^{1,2}	
	Men ^{1,2}	Women	Men	Women
1-15	1	1	1	1
16-30	1	1	1	2
31-60	2	3	2	3
61-1003	3	4	3	4

¹One additional lavatory must be provided for each two toilets when more than six toilets are required.

²Urinals may be acceptable for not more than 1/3 of the toilets required in the men's facilities.

³Campgrounds in recreation parks and picnic parks with more than 100 spaces must provide one additional toilet per sex for each additional 30 spaces or fraction thereof.

Organizational Camps

Design Maximum Number of Campers for Each Sex	Overnight for Every 10	Overnight for Every 20	Day Use Only for Every 20 ²
Number of Toilets			
Men ¹	1		1
Women	1		1
Lavatories for Camps with Flush Toilets			
Men	1		1
Women	1		1
Bathing Facilities			
Tub or Shower ³			
Men		1	
Women		1	

¹Urinals may be acceptable for not more than 1/3 of the toilets required in the men's facilities.

²When the day use persons exceed 100, one toilet and one lavatory must be provided for each additional 50 persons or fraction thereof.

³Bathing facilities are not required for camps where persons are present for three nights or less.

[Publications: Publications referenced are available for review from the Division.]

Stat. Auth.: ORS 455.020, 455.110 & 455.680
 Stats. Implemented: ORS 455.680
 Hist.: BCA 10-1987, f. & ef. 9-18-87; BCA 7-1988, f. & ef. 4-1-88; Renumbered from 814-029-0095;
 Administrative Reformatting 1-19-98; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

**918-650-0055
Special Rules for Overnight Campgrounds**

(1) Spacing. Each camping space must be large enough to accommodate the designated class of recreational vehicle or tent and be located a minimum of ten feet from any other camping space, building or building appurtenance or any boundary line abutting upon a public street or highway, and five feet from any property line. The space area must be designed to minimize the obstruction of any public or private roadway or walkway by vehicles or tents.

(2) Faucets. Camping space faucets and hydrants must be equipped with an approved back flow prevention device as required by the **Oregon Plumbing Specialty Code**.

(3) Gray Water Waste Disposal System. Recreation parks which supply water must provide a sewage disposal system or a gray water waste disposal sump for each six spaces that meets the requirements of the Department of Environmental Quality.

[Publications: Publications referenced are available for review from the Division.]

Stat. Auth.: ORS 455.020, 455.110 & 455.680
 Stats. Implemented: ORS 455.680
 Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0100; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

**918-650-0060
Special Rules for Organizational Camps**

Sleeping Spaces. Permanently installed beds or bunks must have:

(1) A minimum of 30 inches of lateral separation between beds and a minimum of 30-inch vertical separation between tiers of beds or between the top tier and the ceiling.

(2) A maximum of two tiers of bunks.

(3) Not less than ten inches of space between the floor and the underside of the beds. In lieu of such

space, a bed may have a continuous base which is attached to the floor.

Stat. Auth.: ORS 455.020, 455.110 & 455.680
Stats. Implemented: ORS 455.680
Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0105; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0065

Temporary Recreation Parks

(1) The building official may exempt any requirement of these rules regarding toilets, waste water disposal, spacing or plan review and plan review fees, to meet special short-term campground needs if public health will not be endangered.

(2) Exemptions issued under this rule expire on the date stated in the exemption, but no exemption is valid for more than six months.

(3) The building official may establish reasonable conditions for the operation of a temporary park.

Stat. Auth.: ORS 455.020, 455.110 & 455.680
Stats. Implemented: ORS 455.680
Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0109; BCA 15-1992(Temp), f. & cert. ef. 8-7-92; BCA 8-1993, f. 4-29-93, cert. ef. 5-1-93; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0070

Alternate, Materials and Interpretations; Appeals

(1) These rules are not intended to prevent the use of any alternate material, design, or method of construction for recreation parks or organizational camps which the rules do not specifically prescribe, provided that the building official has approved such alternate.

(2) Modifications. Wherever there are practical difficulties involved in carrying out the provisions of these rules, the building official may grant modifications for individual cases, provided the building official:

(a) Determines that a special individual reason makes the strict compliance with the letter of OAR 918, division 650 impractical;

(b) Ensures that the modification does not lessen any fire protection requirements or any degree of structural integrity or create any health or safety hazards; and

(c) Maintains the details of any such action granting modifications in the files of the municipality.

Stat. Auth.: ORS 455.020, 455.110 & 455.680
Stats. Implemented: ORS 455.680
Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0110; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0075

Existing Parks

(1) Parks or camps existing prior to September 18, 1987 may have their existing use continued if the use was legal at the time of construction, provided that this continued use is not a threat to life, health, property, and general welfare of the public and is maintained in a safe and healthful condition.

(2) Any alteration to a recreation park or organizational camp must comply with the requirements of ORS Chapter 446 and these rules for new parks or camps.

Stat. Auth.: ORS 455.020, 455.110 & 455.680
Stats. Implemented: ORS 455.680
Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0115; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11

918-650-0080

Enforcement

(1)(a) As set forth in ORS 455.680, the permit issuing authority with respect to the construction of recreation parks and organizational camps is the Division;

(b) Delegation to municipalities. The Division may delegate to any municipality which requests any of the authority, responsibilities and functions of the Division relating to recreational parks, organizational camps and picnic parks as defined in ORS 446.310, including but not limited to plan review and sanitation inspections if the Division determined that the municipality is willing and able to carry out the rules of the Division relating to such authority, responsibilities and functions. The Division may review and monitor a municipality's performance under this subsection. In accordance with ORS 183.310 to 183.550, the Division may suspend or rescind a delegation under this subsection. If it is determined that a municipality is not carrying out such rules or the delegation is suspended, the unexpended portion of the fees collected under OAR 918-650-0030(4)(a) must be available to the Division for carrying out the authority, responsibility and functions under this section;

(2) Plan Review and Inspection. The building official must perform plan reviews and construction inspections to assure that the construction complies with the approved plans.

(3) Correction Notice for Violations. All deviations from the requirements of the statutes or these rules must be specified in writing and a copy furnished to the permittee. An additional copy of this notice may be posted at the site of work or mailed or delivered to the permittee or the permittee's agent at the address shown on the permit. The building official may provide information as to the meaning or application of the statutes or rule. Refusal, failure or neglect to correct deviations from the minimum standards specified in the notice of violation within 20 days of receipt or posting of the notice of violation may be considered a separate violation of the statutes or these rules.

(4) Stop Orders. Whenever any work is being done contrary to the provisions of these rules, the building official may order the work stopped by notice in writing served on any person engaged in causing such installation to be made, or by posting a copy thereof at the site of the installation, and thereafter no person may proceed with the work until authorized to do so by the building official.

(5) Suspension or Revocation The building official may, in writing, suspend or revoke a permit issued under these rules, whenever the permit is issued in error or on the basis of incorrect information supplied, or in violation of any rules, regulations or statute.

(6) Right of Entry. Whenever it may be necessary to make an inspection to enforce any provision of these rules, or whenever the building official has reasonable cause to believe that there exists in any building or upon any premises any condition which makes that building or those premises unsafe under these rules, the building official may enter that building or those premises at any reasonable time to inspect them or to perform any duty imposed upon the building official by these rules. If that building or those premises be occupied, the building official must first present proper credentials and demand entry; and if that building or those premises be unoccupied, the building official must first make a reasonable effort to locate the owner or other persons having charge or control of the building or premises and demand entry. If such entry is refused, the building official may have recourse to every remedy provided by law to secure entry.

(7) Appeals.

(a) Any person aggrieved by the final decision of a municipal appeals board or of a subordinate officer of the Division as to the application of any provision of these rules may, within 30 days after the date of the decision, appeal that decision as provided for in ORS 455.690.

(b) Alternate appeals process. A person aggrieved by a decision made by a building official may appeal the decision as specified in ORS 455.475.

Stat. Auth.: ORS 455.020, 455.110, 455.475, 455.680, & 455.690

Stats. Implemented: ORS 455.680

Hist.: BCA 10-1987, f. & ef. 9-18-87; Renumbered from 814-029-0121; BCD 26-2011, f. 9-30-11, cert. ef. 10-1-11