



CITY COUNCIL AGENDA

February 3, 2020

EXECUTIVE SESSION 6:00PM

CITY COUNCIL CHAMBERS, CITY HALL
 29592 ELLENSBURG AVE
 GOLD BEACH OR 97444

**PRIOR TO THE REGULAR MEETING THE COUNCIL WILL
 MEET AT 6:00PM IN EXECUTIVE SESSION**

**PRIOR TO THE BEGINNING OF THE EXECUTIVE SESSION, THE
 MAYOR SHALL READ THE FOLLOWING STATEMENTS INTO
 THE RECORD:**

The City of Gold Beach City Council will now meet in executive session pursuant to ORS 192.660 (2)(e): to conduct deliberations with persons designated by the City to negotiate real property transactions; and ORS 192.660 (2)(f) to consider written advice from our attorney.

Credentialed representatives of the news media and designated staff shall be allowed to attend the executive session. All other members of the audience are asked to leave the room. Representatives of the news media are specifically directed not to report or disclose any of the discussions during the executive session, except to state the general subject of the session previously announced. No decision may be made in executive session. At the end of the executive session, we will return to open session and welcome the audience back into the council chambers.

Call to order: Time: _____

1. **The pledge of allegiance**
2. **Roll Call:**

	Present	Absent
Mayor Karl Popoff		
Council Position #1 Summer Matteson		
Council Position #2 Larry Brennan		
Council Position #3 Anthony Pagano		
Council Position #4 Becky Campbell		
Council Position #5 Tamie Kaufman		
City Administrator Jodi Fritts		

The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community

- 3. **Special Orders of Business:**
None scheduled
- 4. **Consent Calendar**
None scheduled
- 5. **Citizens Comments**
None scheduled
- 6. **Public Hearing**
None scheduled
- 7. **Citizen Requested Agenda Items**
None scheduled
- 8. **Public Contracts and Purchasing**
None scheduled
- 9. **Ordinances & Resolutions**
None scheduled
- 10. **Miscellaneous Items (including policy discussions and determinations)**
None scheduled
- 11. **City Administrator's Report**
Will be presented at regular meeting
- 12. **Mayor and Council Member Comments**
Will be presented at regular meeting
- 13. **Citizens Comments**
None scheduled

14. **Executive Session**

The executive session was held pursuant to ORS 192.660 (2)(e): to conduct deliberations with persons designated by the City to negotiate real property transactions; and ORS 192.660 (2)(f) to consider written advice from our attorney.

15. **Adjourn** Time: _____

EFFECTIVE OCTOBER 2019 THE GOLD BEACH CITY COUNCIL REGULAR MONTHLY MEETINGS WILL BE HELD ON THE FIRST MONDAY OF THE MONTH

The next regularly scheduled City Council meeting is **Monday, February 3, 2020, at 6:30PM** in the Council Chambers of City Hall, 29592 Ellensburg Avenue, Gold Beach, Oregon.

15. **Adjourn** Time: _____

The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community



CITY COUNCIL AGENDA

FEBRUARY 3, 2020

Regular meeting 6:30PM

CITY COUNCIL CHAMBERS, CITY HALL
 29592 ELLENSBURG AVE
 GOLD BEACH OR 97444

**PRIOR TO THE REGULAR MEETING THE COUNCIL WILL
 MEET AT 6:00PM IN EXECUTIVE SESSION**

The executive session will be held pursuant to ORS 192.660 (2)(e): to conduct deliberations with persons designated by the City to negotiate real property transactions; and ORS 192.660 (2)(f) to consider written advice from our attorney.

Call to order: Time: _____

1. **The pledge of allegiance**
2. **Roll Call:**

Members	Present	Absent
Mayor Karl Popoff		
Council Position #1 Summer Matteson BEGINNING VOTE		
Council Position #2 Larry Brennan		
Council Position #3 Anthony Pagano		
Council Position #4 Becky Campbell		
Council Position #5 Tamie Kaufman		
City Administrator Jodi Fritts		

3. **Special Orders of Business:**
 None Scheduled

MAYOR’S ANNOUNCEMENT: *We currently have vacancies on all our commissions/committees: Budget, Planning, and Urban Renewal Advisory. If you live within the City limits, and would like to volunteer for your community, please consider volunteering for one of these important committees. Committee info and the volunteer application are posted on the City’s website and included in this packet.*

4. **Consent Calendar:**
 None Scheduled

5. **Citizens Comments**
 As presented to the Mayor at the beginning of the meeting

The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community

- 6. **Public Hearing**
None Scheduled
- 7. **Citizen Requested Agenda Items**
None Scheduled
- 8. **Public Contracts and Purchasing**
None Scheduled
- 9. **Ordinances & Resolutions**
 - a. **Resolution R1920-09** Calling for an election regarding fuel tax
- 10. **Miscellaneous Items (including policy discussions and determinations)**
 - a. Review/Discuss DRAFT code amendments for Short Term (Vacation) Rentals
 - b. *Monthly Update of City Strategic Plan Goals – work that has been planned or accomplished towards Goals: **GOAL 5: Complete Capital Projects and Identify Future Capital Needs & GOAL 6: Influence Economic Growth** Due to time constraint in preparing the packet, the Review Charts will be presented at the Council meeting for discussion at either this meeting or the March meeting.*
 - c. Update ODOT Hwy 101 Reconfiguration discussion
- 11. **City Administrator’s Report**
To be presented at meeting
- 12. **Mayor and Council Member Comments**
 - a. Mayor Karl Popoff
 - b. Councilors
 - 1) Summer Matteson
 - 2) Larry Brennan
 - 3) Anthony Pagano
 - 4) Becky Campbell
 - 5) Tamie Kaufman
- 13. **Citizens Comments**
As permitted by the Mayor

14. Executive Session

PRIOR TO THE REGULAR MEETING THE COUNCIL HELD AN EXECUTIVE SESSION

The executive session was held pursuant to ORS 192.660 (2)(e): to conduct deliberations with persons designated by the City to negotiate real property transactions; and ORS 192.660 (2)(f) to consider written advice from our attorney.

The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community

**EFFECTIVE OCTOBER 2019 THE GOLD BEACH CITY COUNCIL REGULAR MONTHLY MEETINGS
WILL BE HELD ON THE FIRST MONDAY OF THE MONTH**

The next regularly scheduled City Council meeting is the **Monday, March 2, 2020, at 6:30PM** in the Council Chambers of City Hall, 29592 Ellensburg Avenue, Gold Beach, Oregon.

15. **Adjourn** **Time:** _____

The City of Gold Beach is dedicated to enhancing quality of life, while promoting health, safety, and welfare of our citizens, businesses, and visitors in the most fiscally responsible manner. In doing this, the City will respect the past, respond to current concerns, and plan for the future, while maintaining environmental sensitivity in our beach oriented community



City of Gold Beach

29592 Ellensburg Avenue • Gold Beach, OR 97444

Administration: 541-247-7029 • Police: 541-247-6671 • www.goldbeachoregon.gov

Visitor Center: 541-247-7526 • www.visitgoldbeach.com

CITY COMMITTEES & COMMISSIONS

BUDGET COMMITTEE

Authorized by state law (ORS 294.414) and City Code Section 1.125. Members serve for three (3) year terms.

MEMBERSHIP: The five sitting members of the City Council and 5 lay members appointed by the Mayor with approval of the Council. The Mayor serves as an ex-officio member of the committee.

PURPOSE: Receive the budget message, budget document, and provide members of the public with the opportunity to ask questions and comment on the budget document. The Budget Committee approves the budget after input during the public hearings and recommends adoption to the City Council.

MEETING FREQUENCY: Annually, usually in April. Typically the hearings last 1 to 3 nights until the entire budget document has been reviewed, discussed, and approved.

PLANNING COMMISSION

Authorized by state law (ORS 227.020) and City Code Section 1.120. Members serve for four (4) year terms.

MEMBERSHIP: Five member body appointed by the Mayor with approval of the Council. Four (4) members must reside within the City limits. One member may reside within the City's Urban Growth Boundary (UGB).

PURPOSE: The commission shall consider the comprehensive planning problems of the City of Gold Beach, and shall review the layout and the proposed location of streets, parks and playgrounds, and all other installations or improvements that is believed advisable and beneficial, and shall outline the means and details of obtaining or making said improvements. The commission shall make written reports to the City Council and submit its proposals and decisions to the City Council in writing.

The Planning Commission shall have the authority to administer the City of Gold Beach Comprehensive Plan, subdivision ordinance, zoning ordinance, major and minor partitions, off street parking ordinance, annexation ordinance, and dedication and vacations of lands for public use. The Planning Commission shall review and investigate public testimony where necessary on any such actions, and thereafter, make a written report and recommendation to the City Council. The Planning Commission may also recommend to the City Council any amendments in the above described ordinances, or suggest any new ordinances to the City Council in regards to land use planning.

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All of the powers and duties set forth in ORS 227.090 & ORS 227.165 (below)

227.090 Powers and duties of commission. (1) Except as otherwise provided by the city council, a city planning commission may:

- (a) Recommend and make suggestions to the council and to other public authorities concerning:
 - (A) The laying out, widening, extending and locating of public thoroughfares, parking of vehicles, relief of traffic congestion;
 - (B) Betterment of housing and sanitation conditions;
 - (C) Establishment of districts for limiting the use, height, area, bulk and other characteristics of buildings and structures related to land development;
 - (D) Protection and assurance of access to incident solar radiation; and
 - (E) Protection and assurance of access to wind for potential future electrical generation or mechanical application.
- (b) Recommend to the council and other public authorities plans for regulating the future growth, development and beautification of the city in respect to its public and private buildings and works, streets, parks, grounds and vacant lots, and plans consistent with future growth and development of the city in order to secure to the city and its inhabitants sanitation, proper service of public utilities and telecommunications utilities, including appropriate public incentives for overall energy conservation and harbor, shipping and transportation facilities.
- (c) Recommend to the council and other public authorities plans for promotion, development and regulation of industrial and economic needs of the community in respect to industrial pursuits.
- (d) Advertise the industrial advantages and opportunities of the city and availability of real estate within the city for industrial settlement.
- (e) Encourage industrial settlement within the city.
- (f) Make economic surveys of present and potential industrial needs of the city.
- (g) Study needs of local industries with a view to strengthening and developing them and stabilizing employment conditions.
- (h) Do and perform all other acts and things necessary or proper to carry out the provisions of ORS 227.010 to 227.170, 227.175 and 227.180.
- (i) Study and propose such measures as are advisable for promotion of the public interest, health, morals, safety, comfort, convenience and welfare of the city and of the area within six miles thereof.

227.165 Planning and zoning hearings officers; duties and powers. A city may appoint one or more planning and zoning hearings officers, to serve at the pleasure of the appointing authority. Such an officer shall conduct hearings on applications for such classes of permits and zone changes as the council designates.

MEETING FREQUENCY: Monthly, if there is business to conduct either legislative or administrative. The meeting days/times are at the discretion of the current membership.

URBAN RENEWAL ADVISORY COMMITTEE

Authorized by City Ordinance No. 645. Members serve for four (4) year terms.

MEMBERSHIP: The five sitting members of the City Council make up the City's Urban Renewal Agency. The Advisory Committee serve the Agency in an advisory capacity. Currently the membership requirements are the same as the Planning Commission. Due to a lack of members, the URA is currently reconsidering the membership requirements.

PURPOSE: Advisory committee to the URA. Participates in URA meetings and gives input and feedback regarding issues related to the Agency and the UR District and Plan. Members may advise, but have no voting authority.

MEETING FREQUENCY: Currently the URA meets quarterly, but as additional projects are considered, meetings may become monthly. Typically the URA meets prior to the regularly scheduled Council meetings.



ORDINANCES & RESOLUTIONS



SECTION 9. ORDINANCES & RESOLUTIONS

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **9. a.**
Council Meeting Date: February 3, 2020

TITLE: FUEL TAX ELECTION RESOLUTION & ORDINANCE

SUMMARY AND BACKGROUND:

After discussing the Gas Tax issue at the January meeting, Council directed staff to prepare the documents needed to have the measure included on the May 2020 ballot. We have to adopt the Resolution calling for the election in order to meet the election calendar time frames. I prepared the resolution from the one prepared by legal counsel for the November 2018 election. The Ordinance number is the same since the measure failed. I have simply updated the dates in the resolution.

REQUESTED ACTION

Adopt the Resolution to authorize the City election regarding the Gas Tax for the May ballot.

SUGGESTED MOTION

I make the motion that the Council adopt RESOLUTION R1920-09, A RESOLUTION CALLING FOR AN ELECTION WITHIN THE CITY REFERRING TO THE VOTERS A MEASURE FOR THE ADOPTION OF AN ORDINANCE IMPOSING A TAX ON MOTOR VEHICLE FUEL DEALERS; PROVIDING FOR ADMINISTRATION, ENFORCEMENT AND COLLECTION OF THE TAX; AND ADOPTING A BALLOT TITLE AND EXPLANATORY STATEMENT

Attached to this report:

- Resolution R1920-09 Calling for the election
- Ordinance 667 to be adopted if election measure passes
- Agenda reports with back ground on the gas tax issue 2017 thru Nov 2018 election

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REPRINT OF JANUARY 2020 AGENDA REPORT

TITLE: Streets Repair Reserve Fee and Review of Failed Gas Tax Measure

SUMMARY AND BACKGROUND:

Beginning in 2017, and continuing throughout most of 2018, staff and the Council spent a tremendous amount of time soliciting citizen input regarding how to fund necessary City owned streets repairs. It



SECTION 9. ORDINANCES & RESOLUTIONS

was decided by the Council, after the citizen input, to pursue a Fuel Tax measure on the November 2018 ballot. That measure failed by a wide margin despite the citizen input overwhelming stating that was the preferred funding alternative.

Due to the failure of the fuel tax measure, the Budget Officer proposal for FY1920 was a \$2 per month, per account Streets Repair Reserve surcharge. The proposal was approved in the adopted budget for FY1920, but a resolution adopting the surcharge has yet to occur. Staff is proposing to prepare that surcharge resolution for adoption at the February 2020 meeting. Collection of the reserve charge will begin with the February utility billing mid-month.

Staff would like to revisit the fuel tax issue with the Council--if this is something that the Council wishes to discuss again. If the Council is interested in trying the issue before the voters again, we have until mid-February to qualify for the May 2020 election, or mid-August for the November 2020 ballot.

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REPRINT JULY 2018 AGENDA REPORT

SUMMARY AND BACKGROUND:

The Council directed me to work with legal counsel to draft the ballot title and measure info for the Fuel Tax measure to be on the November ballot. The attorney has prepared the following for your review and adoption this evening. There were likely be minor changes—especially to those areas highlighted in yellow, but in order to meet the election timelines the resolution will need to be adopted this evening. Our legal counsel, Christy Monson, will be on the phone this evening to walk you through the resolution and the ordinance and answer questions you may have.

At the end of this report I have attached a copy of the March 2018 Council report with the Street Survey results for your convenience and reference.

The Brookings city voters had the reauthorization of their fuel tax on the May 2018 ballot. I checked the election results and the voters approved it at 82%:

City of Brookings Measure 8-90 REAUTHORIZATION OF LOCAL TAX ON MOTOR VEHICLE FUEL SALES, Vote For 1					
YES	0	0.00%	1,265	82.09%	1,265 82.09%
NO	0	0.00%	276	17.91%	276 17.91%
Cast Votes:	0	0.00%	1,541	96.61%	1,541 96.61%
Over Votes:	0	0.00%	0	0.00%	0 0.00%
Under Votes:	0	0.00%	54	3.39%	54 3.39%

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RESOLUTION R1920-09

A RESOLUTION CALLING FOR AN ELECTION WITHIN THE CITY REFERRING TO THE VOTERS A MEASURE FOR THE ADOPTION OF AN ORDINANCE IMPOSING A TAX ON MOTOR VEHICLE FUEL DEALERS; PROVIDING FOR ADMINISTRATION, ENFORCEMENT AND COLLECTION OF THE TAX; AND ADOPTING A BALLOT TITLE AND EXPLANATORY STATEMENT

WHEREAS, pursuant to state law, the City Charter, and the City's constitutional home rule authority, the City of Gold Beach may enact a motor vehicle fuel dealers license tax; and

WHEREAS, the City has determined that there is a need for additional funds for the City to build, maintain and repair its streets and transportation infrastructure; and

WHEREAS, the City is proposing the adoption of an ordinance, attached hereto as Exhibit A, that creates a motor vehicle fuel dealers tax and provides for the administration, enforcement and collection of the tax; and

WHEREAS, the City Council has determined that the enactment and adoption of such ordinance should be by a vote of the people of the City; and

WHEREAS, the Oregon Constitution, the City Charter, the Gold Beach City Code and ORS Chapter 250 authorize the City to submit this measure to City voters.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Gold Beach, as follows:

Section 1. An election is called to be held in the City of Gold Beach on May 19, 2020, among the qualified voters of the City on the question of adoption of an ordinance, which is attached as Exhibit A, for the implementation of tax on motor fuel dealers.

Section 2. The election will be conducted by Curry County. The County Clerk for Curry County is hereby instructed to prepare the ballots and to take other actions necessary to conduct the election.

Section 3. The proposed ballot title prepared by the City Council for the measure is attached as Exhibit B.

Section 4. Ballots from the election shall be counted and tabulated and the results certified as provided by law. If a majority of the legal voters of the City of Gold Beach voting on the measure approve the measure, the ordinance shall be adopted and shall take effect as provided for in the ordinance.

Section 5. This Resolution, including the proposed ballot title, shall be filed with the City Recorder at the City of Gold Beach City Hall.

Section 6. Upon filing of this Resolution, the City Recorder shall give notice of the election by posting notice thereof in a public place in City Hall and by publishing a notice thereof in a newspaper of general circulation in the City of Gold Beach. The notice shall contain a statement that the ballot title was received, a statement that an elector may file a petition for review of the ballot title, the deadline by which petitions for review must be filed, the ballot title caption and question, the date of the election, and information on where the full ballot title may be reviewed.

Section 7. The City Recorder is authorized and shall take such other actions to proceed with the election as provided in state law and is further authorized by the City Council to act so as to carry out the purposes of this resolution.

Section 8. This Resolution shall become effective immediately upon its adoption.

PASSED BY THE GOLD BEACH CITY COUNCIL, this 3rd DAY OF FEBRUARY, 2020.

Mayor Karl Popoff

ATTEST:

Jodi Fritts, City Administrator/City Recorder

Ordinance No. 667 Exhibit A

**CITY OF GOLD BEACH
ORDINANCE NO. 667, SERIES 2018**

**AN ORDINANCE ESTABLISHING A MOTOR VEHICLE FUEL TAX IMPOSED ON
MOTOR VEHICLE FUEL DEALERS AND ADDING CHAPTERS 4.600-4.700 TO THE
GOLD BEACH CITY BUSINESS CODE**

THE CITY OF GOLD BEACH ORDAINS AS FOLLOWS:

Section 1. Title MOTOR VEHICLE FUEL TAX CODE, Chapters 4.600-4.700 of the Gold Beach City Business Code are added as follows:

**TITLE MOTOR VEHICLE FUEL TAX CODE
CHAPTERS 4.600-4.700**

MOTOR VEHICLE FUEL DEALER'S TAX

4.610: DEFINITIONS. As used in this Chapter, unless the context requires otherwise, the following words and phrases shall mean:

City The City of Gold Beach.

Dealer Any Person who:

A. Imports or causes to be imported Motor Vehicle Fuel for sale, use or Distribution in the City, **but "Dealer" does not include:** 1) any Person who imports into the City Motor Vehicle Fuel in quantities of 500 gallons or less purchased from a supplier who is a Dealer hereunder if that Dealer assumes liability for the payment of the applicable tax to the City; or 2) the Oregon Department of Transportation's sale, use or Distribution in the City of Motor Vehicle Fuel; and 3) the Port of Gold Beach's sale, use or Distribution in the City of Motor Vehicle Fuel.

B. Produces, refines, manufactures or compounds Motor Vehicle Fuels in the City for use, Distribution or sale in the City; or

C. Acquires for sale, use or Distribution in the City Motor Vehicle Fuel for which there has been no Motor Vehicle Fuel tax previously paid or incurred.

Distribution In addition to its ordinary meaning, the delivery of Motor Vehicle Fuel by a Dealer to any Service Station or into any tank, storage facility or series of tanks or storage facilities

Ordinance No. 667 Exhibit A

connected by pipelines, from which Motor Vehicle Fuel is withdrawn directly for sale or for delivery into the fuel tanks of Motor Vehicles, whether or not the Service Station, tank or storage facility is owned, operated or controlled by the Dealer.

Highway	Every way, thoroughfare and place of whatever nature, open for use of the public for the purpose of vehicular travel.
Motor Vehicle	All vehicles, engines or machines, movable or immovable, operated or propelled by the use of Motor Vehicle Fuel.
Motor Vehicle Fuel	Includes all gasoline, diesel, mogas, methanol and any other flammable or combustible gas or liquid, by whatever name such gasoline, diesel, mogas, methanol, gas or liquid is known or sold, which is usable as fuel for the operation of Motor Vehicles, except gas, diesel, mogas, methanol or liquid, the chief use of which, as determined by the Tax Administrator, is for purposes other than the propulsion of Motor Vehicles upon the Highways. For the purposes of this definition, non-ethanol gas used to propel boats or any watercraft upon the water is not a “Motor Vehicle Fuel” subject to taxation under this Ordinance.
Person	Includes every natural Person, association, firm, partnership, corporation, joint venture or other business entity.
Service Station	Any place operated for the purpose of retailing and delivering Motor Vehicle Fuel into the fuel tanks of Motor Vehicles.
Tax Administrator	The City Administrator, the City Administrator’s designee, or any Person or entity with whom the City Administrator contracts to perform those duties.
Weight Receipt	A receipt issued by the Oregon Department of Transportation, stating the combined weight of each self-propelled or motor-driven vehicle.

4.615: TAX IMPOSED. A tax is hereby imposed on every Dealer. The tax imposed shall be paid monthly to the Tax Administrator. The Tax Administrator is authorized to exercise all supervisory and administrative powers with regard to the enforcement, collection and administration of the tax, including all powers specified in ORS 319.010 to 319.430.

Ordinance No. 667 Exhibit A

4.620: AMOUNT AND PAYMENT. In addition to any fees or taxes otherwise provided for by law, every Dealer engaging in the City in the sale, use or Distribution of Motor Vehicle Fuel, shall:

- A. Not later than the 25th day of each calendar month, provide a statement to the Tax Administrator, on forms prescribed, prepared and furnished by the Tax Administrator, describing and quantifying all Motor Vehicle Fuel sold, used or distributed by him/her in the City as well as all such fuel sold, used or distributed in the City by a purchaser of such Motor Vehicle Fuel for which the Dealer has assumed liability for payment of the applicable tax during the preceding calendar month.
- B. Pay a tax computed on the basis of
 - 1. \$.01 (one cent) per gallon of Motor Vehicle Fuel so sold, used or distributed as shown by such statement in the manner and within the time provided in this code, plus
 - 2. Beginning May 1 and ending October 31 of each year, an additional \$.03 (three cents) per gallon of Motor Vehicle Fuel so sold, used or distributed as shown by such statement in the manner and within the time provided in this code.

4.625: LICENSE REQUIREMENTS. No Dealer shall sell, use or distribute any Motor Vehicle Fuel until he/she has secured a Dealer's license as required herein.

4.630: LICENSE APPLICATIONS AND ISSUANCE.

- A. Every Person, before becoming a Dealer in Motor Vehicle Fuel in this City, shall make application to the Tax Administrator for a license authorizing such Person to engage in business as a Dealer.
- B. Applications for the license shall be made on forms prescribed, prepared and furnished by the Tax Administrator.
- C. Applications shall be accompanied by a duly acknowledged certificate containing:
 - 1. The business name under which the applicant transacts business.
 - 2. The address of applicant's principal place of business and location of distributing stations in City and within three miles of the City.
 - 3. The name and address of the managing agent, the names and addresses of the several Persons constituting the firm or partnership or, if a

Ordinance No. 667 Exhibit A

corporation, the name under which the corporation is authorized to transact business and the names and addresses of its principal officers and registered agent, as well as primary transport carrier.

- D. If an application for a Motor Vehicle Fuel Dealer's license is complete and accepted for filing, the Tax Administrator shall issue to the Dealer a license in such form as the Tax Administrator may prescribe to transact business in the City. A license issued hereunder is not assignable, and is valid only for the Dealer in whose name it is issued.
- E. The Tax Administrator shall retain all completed applications with an alphabetical index thereof, together with a record of all licensed Dealers.

4.635: FAILURE TO SECURE LICENSE.

- A. If a Dealer sells, distributes or uses any Motor Vehicle Fuel without first filing the certificate and obtaining the license required by Section 4.625, the tax on all Motor Vehicle Fuel sold, distributed or used by that Dealer shall be immediately due and payable.
- B. The Tax Administrator shall determine, from the number and types of sources as the Tax Administrator determines reasonable, the amount of tax due. The Tax Administrator shall assess the Dealer for the tax in the amount determined, together with a penalty of 100 percent of the tax, and shall make its certificate of such assessment and penalty. In any suit or proceeding to collect the tax or penalty or both, the certificate shall be prima facie evidence that the Dealer therein named is indebted to the City in the amount of the tax and penalty stated.
- C. Any tax or penalty assessed pursuant to this section may be collected in the manner prescribed in this Chapter regarding delinquency in payment of the fee or by an action at law.
- D. In the event any suit or action is instituted to enforce this section, if the City is the prevailing party, the City shall be entitled to recover from the Person sued reasonable attorney's fees at trial or upon appeal of such suit or action, in addition to all other sums provided by law.

4.640: REVOCATION OR CANCELLATION OF LICENSE. The Tax Administrator may revoke the license of any Dealer refusing or neglecting to comply with any provision of this Chapter. The Tax Administrator shall mail, by certified mail addressed to the Dealer at his/her last known address appearing in the files of the Tax Administrator, a notice of intent to revoke. The notice shall give the reason for the revocation. The license revocation shall become effective without further notice if within

Ordinance No. 667 Exhibit A

10 days from the mailing of the notice, the Person or Dealer has not satisfied its default or delinquency.

4.645: CANCELLATION OF LICENSE.

- A. The Tax Administrator may, upon written request of a Dealer, cancel a license issued to that Dealer. The Tax Administrator shall, upon approving the Dealer's request for cancellation, set a date not later than 30 days after receipt of the written request, after which the license shall no longer be effective.
- B. The Tax Administrator may, after 30 days' notice has been mailed to the last known address of the Dealer, cancel the license of Dealer upon finding that the Dealer is no longer engaged in the business of a Dealer.

4.650: REMEDIES CUMULATIVE. The remedies provided in this Chapter are cumulative. No action taken pursuant to this Chapter shall relieve any Person from the penalty provisions of this Chapter or other remedies available under law.

4.655: PAYMENT OF TAX AND DELINQUENCY.

- A. The tax imposed by Section 4.615 of this Code shall be paid to the Tax Administrator on or before the 25th day of each month.
- B. Except as provided in subsections (C) and (E) of this section, if the tax is not paid as required by subsection (A) of this section, a penalty of one (1) percent of such tax due and owing shall be assessed and shall be immediately due and payable.
- C. Except as provided in subsection (E) of this section, if the payment of the tax and penalty, if any, is not made on or before the 1st day of the next month following that month in which payment is due, a further penalty of 10 percent of the tax due and owing shall be assessed. Said penalty shall be in addition to the penalty provided for in subsection (B) of this section and shall be immediately due and payable.
- D. If the tax imposed by Section 4.615 of this Code is not paid as required by subsection (A) of this section, interest shall be charged at the rate of .0329 percent per day until the tax, interest and penalties have been paid in full.
- E. The Tax Administrator may at its sole discretion and for good cause shown, waive any penalties assessed under this section.
- F. If any Person fails to pay the tax, interest, or any penalty owed under the Ordinance, City shall collect such tax, interest, and/or penalty. The Tax

Ordinance No. 667 Exhibit A

Administrator or designee shall commence and prosecute to final determination in any court of competent jurisdiction an action at law to collect the same.

- G. In the event any suit or action is instituted to collect the tax, interest, or any penalty provided for by this section, if the City is the prevailing party, the City shall be entitled to recover from the Person sued reasonable attorney's fees at trial or upon appeal of such suit or action, in addition to all other sums provided by law.

4.660: MONTHLY STATEMENT OF DEALER. Every Dealer shall provide to the Tax Administrator on or before the 25th day of each month, on forms prescribed, prepared and furnished by the Tax Administrator, a statement of the number of gallons of Motor Vehicle Fuel sold, distributed or used by the Dealer during the preceding calendar month. The statement shall be signed by the Dealer or the Dealer's agent.

4.665: FAILURE TO FILE MONTHLY STATEMENT. If a Dealer fails to file any statement required by 4.620A and 4.660, the Tax Administrator shall proceed forthwith to determine from as many available sources as the Tax Administrator determines reasonable the amount of Motor Vehicle Fuel sold, distributed, or used by such Dealer for the unreported period and such determination shall in any proceeding be prima facie evidence of the amount of fuel sold, distributed or used. The Tax Administrator shall immediately assess the Dealer for the tax upon the amount determined, adding thereto a penalty of 10 percent of the tax. The penalty shall be cumulative to other penalties provided in this Chapter.

4.670: BILLING PURCHASERS. Dealers in Motor Vehicle Fuel shall render bills to all purchasers of Motor Vehicle Fuel. The bills shall separately state and describe the different products and quantities of Motor Vehicle Fuel sold or shipped thereunder and shall be serially numbered unless other sales invoice controls acceptable to the Tax Administrator are maintained.

4.675: FAILURE TO PROVIDE INVOICE OR DELIVERY TAG. No Person shall receive and accept Motor Vehicle Fuel from any Dealer, or pay for the same, or sell or offer Motor Vehicle Fuel for sale, unless the Motor Vehicle Fuel is accompanied by an invoice or delivery tag showing the date upon which Motor Vehicle Fuel was delivered, purchased or sold and the name of the Dealer in Motor Vehicle Fuel.

4.680: TRANSPORTING MOTOR VEHICLE FUEL IN BULK. Every Person operating any conveyance for the purpose of hauling, transporting or delivering Motor Vehicle Fuel in bulk shall, before entering upon the public Highways of the City with such conveyance, have and possess during the entire time of the hauling or transporting of such Motor Vehicle Fuel, an invoice, bill of sale or other written statement showing the

Ordinance No. 667 Exhibit A

number of gallons, the true name and address of the seller or consignor, and the true name and address of the buyer or consignee, if any, of the same. The Person hauling such Motor Vehicle Fuel shall, at the request of any officer or Person authorized by law to inquire into or investigate such matters, produce and offer for inspection the invoice, bill of sale or other statement.

4.685: EXEMPTION OF EXPORT FUEL.

- A. The tax imposed by Section 4.615 shall not be imposed on Motor Vehicle Fuel which is:
 - 1. Exported from the City by a Dealer; or
 - 2. Sold by a Dealer for export by the purchaser to an area or areas outside the City in containers other than the fuel tank of a Motor Vehicle, but every Dealer shall be required to report such exports and sales to the City in such detail as the City requires.
- B. In support of any exemption from taxes claimed under this section, every Dealer must execute and file with the Tax Administrator an export certificate, in such form as shall be prescribed, prepared and furnished by the Tax Administrator, which shall contain a sworn statement, made by a Person having actual knowledge of such exportation, confirming that the Motor Vehicle Fuel has been exported from the City, and giving such details with reference to such shipment as the Tax Administrator may require. The Tax Administrator may demand of any Dealer such additional data as is deemed necessary in support of any such certificate and failure to supply such data will constitute a waiver of any rights to exemptions claimed by virtue of such certificate. The Tax Administrator may, in a case where the Tax Administrator believes no useful purpose would be served by filing of an export certificate, waive the filing of the certificate.
- C. Any Motor Vehicle Fuel carried from the City in the fuel tank of a Motor Vehicle shall not be considered as exported from the City and does not qualify for the exemptions herein.
- D. No Person shall, through false statement, trick, or otherwise, obtain Motor Vehicle Fuel for which the tax has not been paid for export and fail to export the same, or any portion thereof, or cause the Motor Vehicle Fuel or any portion thereof not to be exported. Nor shall any Person divert or cause to be diverted Motor Vehicle Fuel, for which the tax has not been paid, or any portion thereof to be used, distributed or sold in the City and fail to notify the Tax Administrator and the Dealer from whom the Motor Vehicle Fuel was originally purchased of such diversion.

Ordinance No. 667 Exhibit A

- E. No Dealer or other Person shall conspire with any Person to withhold from export, or to divert from export or to return Motor Vehicle Fuel to the City for sale or use so as to avoid any of the taxes or fees imposed herein.
- F. In support of any exemption from taxes on account of sales of Motor Vehicle Fuel for export by the purchaser, the Dealer shall retain in his/her files for at least three years an export certificate executed by the purchaser in such form and containing such information as is prescribed by the Tax Administrator. This certificate shall be prima facie evidence of the exportation of the Motor Vehicle Fuel to which it applies only if accepted by the Dealer in good faith.

4.690: SALES TO ARMED FORCES EXEMPTED. The tax imposed by Section 4.615 shall not be imposed on any Motor Vehicle Fuel sold to the Armed Forces of the United States, including the United States Coast Guard and the Oregon National Guard, for use in ships, aircraft or for export from the City; but every Dealer shall be required to report such sales to the Tax Administrator in such detail as may be required. A certificate by an authorized officer of such Armed Forces shall be accepted by the Dealer as sufficient proof that the sale is for the purpose specified in the certificate.

4.695: FUEL IN VEHICLES COMING INTO CITY NOT TAXED. Any Person coming into the City in a Motor Vehicle may transport in the fuel tank of such vehicle, Motor Vehicle Fuel for his/her own use only and for the purpose of operating such Motor Vehicle without securing a license or paying the tax provided in herein or without complying with the provisions imposed upon Dealers herein; but if the Motor Vehicle Fuel so brought into the City is removed from the fuel tank of the vehicle or used for any purpose other than the propulsion of the vehicle, the Person so importing the fuel into the City shall be subject to all the provisions herein applying to Dealers.

4.705: REFUNDS.

- A. Refunds of tax on Motor Vehicle Fuel will be made pursuant to any applicable refund provisions of Chapter 319 of the Oregon Revised Statutes, including but not limited to ORS 319.280 and 319.831. Claim forms for refunds may be obtained from the Tax Administrator's office.
- B. A holder of a Weight Receipt which certifies to the City that the Motor Vehicle Fuel upon which the tax was imposed will be used only for fueling vehicles subject to the State of Oregon's weight-mile tax, may apply for a refund of 80 percent of the tax imposed by Section 4.615 on Motor Vehicle Fuel purchased in bulk for Distribution at the Weight Receipt holder's facility located within the City.
- C. All claims for refund or credit under subsection (B) of this section shall be filed within 15 months of the date that the fuel was purchased and may not be filed more

Ordinance No. 667 Exhibit A

frequently than quarterly. The minimum claim for refund filed under subsection (B) of this section shall be \$25.00.

4.715: EXAMINATIONS AND INVESTIGATIONS. The Tax Administrator, or duly authorized agents, may make any examination of accounts, records, stocks, facilities and equipment of Dealers, Service Stations, storage facilities, and other Persons or facilities engaged in storing, selling or distributing Motor Vehicle Fuel or other petroleum product or products within this City; and make such other investigations as it considers necessary in carrying out the provisions of this Ordinance. If the examinations or investigations disclose that any reports of Dealers or other Persons filed with the Tax Administrator have shown incorrectly the amount of Motor Vehicle Fuel distributed or the tax accruing thereon, the Tax Administrator may make such changes in subsequent reports and payments due and owing, or may make refunds, as may be necessary to correct any errors discovered. The Dealer shall reimburse the City for the reasonable costs of the examination or investigation if the Tax Administrator finds that the Dealer paid 95 percent or less of the tax owing for the period of the examination or investigation. In the event that such examination or investigation determines that an additional payment is due, such additional payment shall be subject to interest at the rate of .0329 percent per day from the date the original tax payment was due.

4.720: OVERPAYMENT AND UNDERPAYMENT

- A. Overpayment. Except as otherwise provided in this Chapter, in order to receive a credit or refund from the City for an erroneous overpayment of tax, the Dealer must file a written claim for credit or refund within three years from the date on which the overpayment was made. Such claim shall clearly explain the basis of the alleged overpayment.
- B. Underpayment. City may require a Dealer to correct an underpayment of tax by providing the Dealer with written notice of such underpayment within three years from the date upon which the tax was due and owing. Such statement shall clearly explain the basis of the alleged underpayment. Such underpayment shall be subject to the penalties provided in Section 4.655. Notwithstanding the immediately preceding, the City may at any time require a Dealer who has filed a fraudulent report or has neglected to file a required report to correct for underpayment.

4.725: EXAMINING BOOKS AND ACCOUNTS OF CARRIER OF MOTOR VEHICLE FUEL. The Tax Administrator or duly authorized agents of the Tax Administrator may at any time during normal business hours examine the books and accounts of any carrier of Motor Vehicle Fuel or Dealer operating within the City for the purpose of enforcing the provisions of this Chapter.

Ordinance No. 667 Exhibit A

4.730: RECORDS TO BE KEPT BY DEALERS. Every Dealer in Motor Vehicle Fuel shall keep a record in such form as may be prescribed by the Tax Administrator of all purchases, receipts, sales and Distribution of Motor Vehicle Fuel. The records shall include copies of all invoices or bills of all such sales and shall at all times during the business hours of the day be subject to inspection by the Tax Administrator or authorized officers or agents of the Tax Administrator.

4.735: RECORDS TO BE KEPT THREE YEARS. Every Dealer shall maintain and keep, for a period of three years, all records of Motor Vehicle Fuel used, sold and distributed within the City by such Dealer, together with stock records, invoices, bills of lading and other pertinent papers as may be required by the Tax Administrator. In the event such records are not kept within the state of Oregon, the Dealer shall reimburse the Tax Administrator for all travel, lodging, and related expenses incurred by the Tax Administrator in examining such records. The amount of such expenses shall be assessed in addition to the tax imposed by Section 4.615.

4.740: USE OF TAX REVENUES

- A. For the purpose of this section, net revenue shall mean the revenue from the tax and penalties imposed under this Chapter remaining after providing for the cost of administration, enforcement, or any refunds and credits authorized herein.
- B. The net revenue shall be used only for the construction, reconstruction, improvement, repair, maintenance and operation of public Highways, roads and streets, and transportation infrastructure within the City.



Section 2. Severability

If any portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 3. Effective Date

This ordinance shall take effect only if approved by a majority of the electors who voted on the measure at the May 19, 2020, In such an event, once the Council completes its canvass of the returns showing passage of the measure, this Ordinance shall take effect on July 1, 2020.

EXHIBIT B

FUEL TAX BALLOT TITLE

Caption *(10-word limit)*

Adoption of Tax on Motor Vehicle Fuel Dealers

Question *(20-word limit)*

Shall the City adopt an ordinance imposing a tax on motor vehicle fuel dealers to raise revenue for street repairs?

Summary *(175-word limit)*

This measure is a submission to the voters from the Gold Beach City Council. It proposes the adoption of an ordinance to impose a tax on motor vehicle fuel dealers. It provides for the administration, enforcement and collection of the tax.

The tax is imposed on dealers when they sell or distribute motor vehicle fuel within the City. Most commonly, the tax will be paid by gas stations for the sale of gasoline and diesel. The proposed ordinance creates a tax rate of one cent per gallon throughout the year and an additional three cents per gallon from May 1 through October 31.

The net revenue collected from the tax will only be used for the construction, reconstruction, improvement, repair, maintenance, and operation of streets and transportation infrastructure within the City of Gold Beach. This revenue will help the City reduce its backlog of street repairs and will also help the City maintain the City's street system. If approved by the voters, the ordinance would take effect July 1, 2020.



GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 3 c.
Council Meeting Date: December 10, 2018

TITLE: Mayor's Proclamation on Election Measure #8-94

SUMMARY AND BACKGROUND:

Pursuant to City Code Section 1.210(7)(a), the Mayor shall issue a proclamation recapitulating the vote on an election measure and declaring number of votes regarding the measure.

Measure #8-94, was a measure placed before the voters on the November 6th ballot regarding a local fuel tax to fund street maintenance within the City. The measure failed.

Attached is a copy of the official canvass of votes from the Curry County Clerk's office and the proclamation the Mayor will read. Pursuant to the City Code section cited above, the proclamation was published in the Saturday, December 8th edition of the Curry Coastal Pilot.



**MAYOR'S PROCLAMATION
ON BALLOT MEASURE 8-94**

WHEREAS, Resolution R1819-01: a resolution of the City of Gold Beach to submit to the voters of the City a measure concerning imposing a tax on motor vehicle fuel sales within the City was passed by the Council on July 9, 2018; and

WHEREAS, the proposed motor fuel tax was placed on the November 6, 2018 ballot as Measure 8-94; and

WHEREAS, Pursuant to City Code Section 1.210(7) (a) the Mayor shall issue a proclamation on the ballot measure results immediately following the election; and

WHEREAS, the November 6, 2018, election results for Measure 8-94 as certified to the City by the Curry County Elections Division were:

1026 total votes were cast regarding ballot measure 8-94
384 voters were in favor of the measure (YES votes)
642 voters were NOT in favor the measure (NO votes)

Based on the official canvass of votes provided by the Curry County Elections Division (attached to this proclamation), I Karl Popoff, Mayor of the City of Gold Beach proclaim the following:

The voters of the City of Gold Beach DID NOT APPROVE Ballot Measure 8-94: Imposing a tax on motor vehicle fuel sales on the November 6, 2018 General Election.

Ordinance No. 667 does not go into effect due to the voter rejection of Measure 8-94.

DATED this 10th day of December, 2018

Karl Popoff, Mayor

Publish: December 8, 2018 newspaper edition



Reneé Kolen
Curry County Clerk

Recording Division
Elections Division

29821 Ellensburg Avenue, 2nd Floor Courthouse
Mail To: 94235 Moore Street, Suite 212
Gold Beach, OR 97444
(541) 247-3295
(800) 243-7620
(541)-247-9361 Fax
www.co.curry.or.us/Clerk

Date: November 26, 2018
To: City Election Authority
From: Shelley Denney, Supervisor of Elections
Subject: Election Abstract

Per ORS 254.545(3) enclosed is the Election Abstract for the November 8, 2016 General Election.

Should you have any questions please feel free to contact our office.

Sincerely,

A handwritten signature in blue ink that reads "Shelley Denney".

Shelley Denney, C.R.A., C.E.A.
Chief Deputy County Clerk

**City of Gold Beach — Official
Curry County, Oregon — General Election — November 06, 2018**

Page 1 of 2

11/26/2018 09:42 AM

Total Number of Voters : 11,727 of 17,016 = 68.92%

Number of District Voters: 1,053 of 1,575 = 66.86%

Precincts Reporting 27 of 27 = 100.00%
District Precincts Reporting 2 of 2 = 100.00%

Party	Candidate	Absentee/NA	Ballots Cast	Total
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City of Gold Beach, Council, Position 1, Vote For 1

II	Deborah Lewis	0 0.00%	126 15.22%	126 15.22%
II	Bernice Torrez	0 0.00%	210 25.36%	210 25.36%
II	Summer Matteson	0 0.00%	482 58.21%	482 58.21%
	Write-Ins	0 0.00%	10 1.21%	10 1.21%
Cast Votes:		0 0.00%	828 78.63%	828 78.63%
Over Votes:		0 0.00%	0 0.00%	0 0.00%
Under Votes:		0 0.00%	225 21.37%	225 21.37%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
2	2	100.00%	1,053	1,575	66.86%

City of Gold Beach, Council, Position 3, Vote For 1

II	Anthony Pagano	0 0.00%	441 52.25%	441 52.25%
II	Becky Campbell	0 0.00%	397 47.04%	397 47.04%
	Write-Ins	0 0.00%	6 0.71%	6 0.71%
Cast Votes:		0 0.00%	844 80.15%	844 80.15%
Over Votes:		0 0.00%	0 0.00%	0 0.00%
Under Votes:		0 0.00%	209 19.85%	209 19.85%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
2	2	100.00%	1,053	1,575	66.86%

City of Gold Beach, Council, Position 5, Vote For 1

II	Amy Gaddis-Parker	0 0.00%	398 44.92%	398 44.92%
II	Tamie Kaufman	0 0.00%	478 53.95%	478 53.95%
	Write-Ins	0 0.00%	10 1.13%	10 1.13%
Cast Votes:		0 0.00%	886 84.14%	886 84.14%
Over Votes:		0 0.00%	0 0.00%	0 0.00%
Under Votes:		0 0.00%	167 15.86%	167 15.86%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
2	2	100.00%	1,053	1,575	66.86%

**City of Gold Beach — Official
Curry County, Oregon — General Election — November 06, 2018**

Page 2 of 2

11/26/2018 09:42 AM

Total Number of Voters : 11,727 of 17,016 = 68.92%

Number of District Voters: 1,053 of 1,575 = 66.86%

Precincts Reporting 27 of 27 = 100.00%
District Precincts Reporting 2 of 2 = 100.00%

Party	Candidate	Absentee\NA	Ballots Cast	Total
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City of Gold Beach Measure 8-94 Adoption of Tax on Motor Vehicle Fuel Dealers., Vote For 1

II	YES	0 0.00%	384 37.43%	384 37.43%
II	NO	0 0.00%	642 62.57%	642 62.57%
Cast Votes:		0 0.00%	1,026 97.44%	1,026 97.44%
Over Votes:		0 0.00%	0 0.00%	0 0.00%
Under Votes:		0 0.00%	27 2.56%	27 2.56%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
2	2	100.00%	1,053	1,575	66.86%

I certify the votes recorded on this abstract correctly summarize the tally of votes cast for the

November 6, 2018 Election.

Shelley Denney

Renee Kelen, Curry County Clerk

By: Shelley Denney,

Chief Deputy County Clerk

Dated this 26th day of

November 2018



SECTION 9. ORDINANCES & RESOLUTIONS

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **10. a.**
 Council Meeting Date: July 9, 2018

TITLE: FUEL TAX ELECTION RESOLUTION & ORDINANCE

SUMMARY AND BACKGROUND:

The Council directed me to work with legal counsel to draft the ballot title and measure info for the Fuel Tax measure to be on the November ballot. The attorney has prepared the following for your review and adoption this evening. There were likely be minor changes—especially to those areas highlighted in yellow, but in order to meet the election timelines the resolution will need to be adopted this evening. Our legal counsel, Christy Monson, will be on the phone this evening to walk you through the resolution and the ordinance and answer questions you may have.

At the end of this report I have attached a copy of the March 2018 Council report with the Street Survey results for your convenience and reference.

The Brookings city voters had the reauthorization of their fuel tax on the May 2018 ballot. I checked the election results and the voters approved it at 82%:

City of Brookings Measure 8-90 REAUTHORIZATION OF LOCAL TAX ON MOTOR VEHICLE FUEL SALES, Vote For 1					
YES	0	0.00%	1,265	82.09%	1,265 82.09%
NO	0	0.00%	276	17.91%	276 17.91%
Cast Votes:	0	0.00%	1,541	96.61%	1,541 96.61%
Over Votes:	0	0.00%	0	0.00%	0 0.00%
Under Votes:	0	0.00%	54	3.39%	54 3.39%



RESOLUTION R1819-01

A RESOLUTION CALLING FOR AN ELECTION WITHIN THE CITY REFERRING TO THE VOTERS A MEASURE FOR THE ADOPTION OF AN ORDINANCE IMPOSING A TAX ON MOTOR VEHICLE FUEL DEALERS; PROVIDING FOR ADMINISTRATION, ENFORCEMENT AND COLLECTION OF THE TAX; AND ADOPTING A BALLOT TITLE AND EXPLANATORY STATEMENT

WHEREAS, pursuant to state law, the City Charter, and the City's constitutional home rule authority, the City of Gold Beach may enact a motor vehicle fuel dealers license tax; and

WHEREAS, the City has determined that there is a need for additional funds for the City to build, maintain and repair its streets and transportation infrastructure; and

WHEREAS, the City is proposing the adoption of an ordinance, attached hereto as Exhibit A, that creates a motor vehicle fuel dealers tax and provides for the administration, enforcement and collection of the tax; and

WHEREAS, the City Council has determined that the enactment and adoption of such ordinance should be by a vote of the people of the City; and

WHEREAS, the Oregon Constitution, the City Charter, the Gold Beach City Code and ORS Chapter 250 authorize the City to submit this measure to City voters.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Gold Beach, as follows:

Section 1. An election is called to be held in the City of Gold Beach on November 6, 2018, among the qualified voters of the City on the question of adoption of an ordinance, which is attached as Exhibit A, for the implementation of tax on motor fuel dealers.

Section 2. The election will be conducted by Curry County. The County Clerk for Curry County is hereby instructed to prepare the ballots and to take other actions necessary to conduct the election.

Section 3. The proposed ballot title prepared by the City Council for the measure is attached as Exhibit B.

Section 4. Ballots from the election shall be counted and tabulated and the results certified as provided by law. If a majority of the legal voters of the City of Gold Beach voting on the measure approve the measure, the ordinance shall be adopted and shall take effect as provided for in the ordinance.

Section 5. This Resolution, including the proposed ballot title, shall be filed with the City Recorder at the City of Gold Beach City Hall.

Section 6. Upon filing of this Resolution, the City Recorder shall give notice of the election by posting notice thereof in a public place in City Hall and by publishing a notice thereof in a newspaper of general circulation in the City of Gold Beach. The notice shall contain a statement that the ballot title was received, a statement that an elector may file a petition for review of the ballot title, the deadline by which petitions for review must be filed, the ballot title caption and question, the date of the election, and information on where the full ballot title may be reviewed.

Section 7. The City Recorder is authorized and shall take such other actions to proceed with the election as provided in state law and is further authorized by the City Council to act so as to carry out the purposes of this resolution.

Section 8. This Resolution shall become effective immediately upon its adoption.

PASSED BY THE GOLD BEACH CITY COUNCIL, this 9th day of July, 2018.

Mayor Karl Popoff

ATTEST:

Jodi Fritts, City Administrator/City Recorder

Ordinance No. 667 Exhibit A

CITY OF GOLD BEACH
ORDINANCE NO. 667, SERIES 2018

AN ORDINANCE ESTABLISHING A MOTOR VEHICLE FUEL DEALER'S BUSINESS TAX AND RELATED REGULATIONS AND ADDING CHAPTERS 4.600-4.700 THE MOTOR VEHICLE FUEL TAX CODE TO THE GOLD BEACH CITY BUSINESS CODE

THE CITY OF GOLD BEACH ORDAINS AS FOLLOWS:

Section 1. Title MOTOR VEHICLE FUEL TAX CODE, Chapters 4.600-4.700 of the Gold Beach City Business Code are added as follows:

TITLE MOTOR VEHICLE FUEL TAX CODE
CHAPTERS 4.600-4.700

MOTOR VEHICLE FUEL DEALER'S TAX

4.610: DEFINITIONS. As used in this Chapter, unless the context requires otherwise the following words and phrases shall mean:

City The City of Gold Beach.

Dealer Any Person who:

- A. Imports or causes to be imported Motor Vehicle Fuel for sale, use or Distribution in the City, but "Dealer" does not include any Person who imports into the City Motor Vehicle Fuel in quantities of 500 gallons or less purchased from a supplier who is a Dealer hereunder if that Dealer assumes liability for the payment of the applicable tax to the City; or
- B. Produces, refines, manufactures or compounds Motor Vehicle Fuels in the City for use, Distribution or sale in the City; or
- C. Acquires for sale, use or Distribution in the City Motor Vehicle Fuel for which there has been no Motor Vehicle Fuel tax previously paid or incurred.

Distribution In addition to its ordinary meaning, the delivery of Motor Vehicle Fuel by a Dealer to any Service Station or into any tank, storage facility or series of tanks or storage facilities connected by pipelines, from which Motor Vehicle Fuel is withdrawn directly for sale or for delivery into the fuel tanks

Ordinance No. 667 Exhibit A

of Motor Vehicles, whether or not the Service Station, tank or storage facility is owned, operated or controlled by the Dealer.

Highway	Every way, thoroughfare and place of whatever nature, open for use of the public for the purpose of vehicular travel.
Motor Vehicle	All vehicles, engines or machines, movable or immovable, operated or propelled by the use of Motor Vehicle Fuel.
Motor Vehicle Fuel	Includes all gasoline, diesel, mogas, methanol and any other flammable or combustible gas or liquid, by whatever name such gasoline, diesel, mogas, methanol, gas or liquid is known or sold, which is usable as fuel for the operation of Motor Vehicles, except gas, diesel, mogas, methanol or liquid, the chief use of which, as determined by the Tax Administrator, is for purposes other than the propulsion of Motor Vehicles upon the Highways.
Person	Includes every natural Person, association, firm, partnership, corporation, joint venture or other business entity.
Service Station	Any place operated for the purpose of retailing and delivering Motor Vehicle Fuel into the fuel tanks of Motor Vehicles.
Tax Administrator	The City Administrator, the City Administrator's designee, or any Person or entity with whom the City Administrator contracts to perform those duties.
Weight Receipt	A receipt issued by the Oregon Department of Transportation, stating the combined weight of each self-propelled or motor-driven vehicle.

4.615: TAX IMPOSED. A tax is hereby imposed on every Dealer. The tax imposed shall be paid [monthly] to the Tax Administrator. The Tax Administrator is authorized to exercise all supervisory and administrative powers with regard to the enforcement, collection and administration of the tax, including all powers specified in ORS 319.010 to 319.430.

4.620: AMOUNT AND PAYMENT. In addition to any fees or taxes otherwise provided for by law, every Dealer engaging in the City in the sale, use or Distribution of Motor Vehicle Fuel, shall:

Ordinance No. 667 Exhibit A

- A. [Not later than the 25th day of each calendar month], provide a statement to the Tax Administrator on forms prescribed, prepared and furnished by the Tax Administrator describing and quantifying all Motor Vehicle Fuel sold, used or distributed by him/her in the City as well as all such fuel sold, used or distributed in the City by a purchaser of such Motor Vehicle Fuel for which the Dealer has assumed liability for payment of the applicable tax during the preceding calendar month.
- B. Pay a tax computed on the basis of
1. \$.01 (one cent) per gallon of Motor Vehicle Fuel so sold, used or distributed as shown by such statement in the manner and within the time provided in this code, plus
 2. Beginning May 1 and ending October 31 of each year, an additional \$.03 (three cents) per gallon of Motor Vehicle Fuel so sold, used or distributed as shown by such statement in the manner and within the time provided in this code.

4.625: LICENSE REQUIREMENTS. No Dealer shall sell, use or distribute any Motor Vehicle Fuel until he/she has secured a Dealer's license as required herein.

4.630: LICENSE APPLICATIONS AND ISSUANCE.

- A. Every Person, before becoming a Dealer in Motor Vehicle Fuel in this City, shall make application to the Tax Administrator for a license authorizing such Person to engage in business as a Dealer.
- B. Applications for the license shall be made on forms prescribed, prepared and furnished by the Tax Administrator.
- C. Applications shall be accompanied by a duly acknowledged certificate containing:
1. The business name under which the applicant transacts business.
 2. The address of applicant's principal place of business and location of distributing stations in City and within three miles of the City.
 3. The name and address of the managing agent, the names and addresses of the several Persons constituting the firm or partnership or, if a corporation, the name under which the corporation is authorized to transact business and the names and addresses of its principal officers and registered agent, as well as primary transport carrier.

Ordinance No. 667 Exhibit A

- D. If an application for a Motor Vehicle Fuel Dealer's license is complete and accepted for filing, the Tax Administrator shall issue to the Dealer a license in such form as the Tax Administrator may prescribe to transact business in the City. A license issued hereunder is not assignable, and is valid only for the Dealer in whose name it is issued.
- E. The Tax Administrator shall retain all completed applications with an alphabetical index thereof, together with a record of all licensed Dealers.

4.635: FAILURE TO SECURE LICENSE.

- A. If a Dealer sells, distributes or uses any Motor Vehicle Fuel without first filing the certificate and obtaining the license required by [REDACTED], the tax on all Motor Vehicle Fuel sold, distributed or used by that Dealer shall be immediately due and payable.
- B. The Tax Administrator shall determine, from the number and types of sources as the Tax Administrator determines reasonable, the amount of tax due. The Tax Administrator shall assess the Dealer for the tax in the amount determined, together with a penalty of 100 percent of the tax, and shall make its certificate of such assessment and penalty. In any suit or proceeding to collect the tax or penalty or both, the certificate shall be prima facie evidence that the Dealer therein named is indebted to the City in the amount of the tax and penalty stated.
- C. Any tax or penalty assessed pursuant to this section may be collected in the manner prescribed in this Chapter regarding delinquency in payment of the fee or by an action at law.
- D. In the event any suit or action is instituted to enforce this section, if the City is the prevailing party, the City shall be entitled to recover from the Person sued reasonable attorney's fees at trial or upon appeal of such suit or action, in addition to all other sums provided by law.

4.640: REVOCATION OR CANCELLATION OF LICENSE. The Tax Administrator may revoke the license of any Dealer refusing or neglecting to comply with any provision of this Chapter. The Tax Administrator shall mail, by certified mail addressed to the Dealer at his/her last known address appearing in the files of the Tax Administrator, a notice of intent to revoke. The notice shall give the reason for the revocation. The license revocation shall become effective without further notice if within 10 days from the mailing of the notice, the Person or Dealer has not satisfied its default or delinquency.

Ordinance No. 667 Exhibit A

4.645: CANCELLATION OF LICENSE.

- A. The Tax Administrator may, upon written request of a Dealer, cancel a license issued to that Dealer. The Tax Administrator shall, upon approving the Dealer's request for cancellation, set a date not later than 30 days after receipt of the written request, after which the license shall no longer be effective.
- B. The Tax Administrator may, after 30 days' notice has been mailed to the last known address of the Dealer, cancel the license of Dealer upon finding that the Dealer is no longer engaged in the business of a Dealer.

4.650: REMEDIES CUMULATIVE. The remedies provided in this Chapter are cumulative. No action taken pursuant to this Chapter shall relieve any Person from the penalty provisions of this Chapter or other remedies available under law.

4.655: PAYMENT OF TAX AND DELINQUENCY.

- A. The tax imposed by Section 4.615 of this Code shall be paid to the Tax Administrator [on or before the 25th day of each month].
- B. Except as provided in subsections (C) and (E) of this section, if the tax is not paid as required by subsection (A) of this section, a penalty of 1 percent of such tax due and owing shall be assessed and shall be immediately due and payable.
- C. Except as provided in subsection (E) of this section, if the payment of the tax and penalty, if any, is not made on or before the 1st day of the next month following that month in which payment is due, a further penalty of 10 percent of the tax due and owing shall be assessed. Said penalty shall be in addition to the penalty provided for in subsection (B) of this section and shall be immediately due and payable.
- D. If the tax imposed by Section 4.615 of this Code is not paid as required by subsection (A) of this section, interest shall be charged at the rate of [.0329 percent per day] until the tax, interest and penalties have been paid in full.
- E. The Tax Administrator may at its sole discretion and for good cause shown, waive any penalties assessed under this section.
- F. If any Person fails to pay the tax, interest, or any penalty owed under the Ordinance, City shall collect such tax, interest, and/or penalty. The Tax Administrator or designee shall commence and prosecute to final determination in any court of competent jurisdiction an action at law to collect the same.

Ordinance No. 667 Exhibit A

- G. In the event any suit or action is instituted to collect the tax, interest, or any penalty provided for by this section, if the City is the prevailing party, the City shall be entitled to recover from the Person sued reasonable attorney's fees at trial or upon appeal of such suit or action, in addition to all other sums provided by law.

4.660: **MONTHLY STATEMENT OF DEALER.** Every Dealer shall provide to the Tax Administrator [on or before the 25th day of each month], on forms prescribed, prepared and furnished by the Tax Administrator, a statement of the number of gallons of Motor Vehicle Fuel sold, distributed or used by the Dealer during the preceding calendar month. The statement shall be signed by the Dealer or the Dealer's agent.

4.665: **FAILURE TO FILE MONTHLY STATEMENT.** If a Dealer fails to file any statement required by _____, the Tax Administrator shall proceed forthwith to determine from as many available sources as the Tax Administrator determines reasonable the amount of Motor Vehicle Fuel sold, distributed, or used by such Dealer for the unreported period and such determination shall in any proceeding be prima facie evidence of the amount of fuel sold, distributed or used. The Tax Administrator shall immediately assess the Dealer for the tax upon the amount determined, adding thereto a penalty of 10 percent of the tax. The penalty shall be cumulative to other penalties provided in this Chapter.

4.670: **BILLING PURCHASERS.** Dealers in Motor Vehicle Fuel shall render bills to all purchasers of Motor Vehicle Fuel. The bills shall separately state and describe the different products and quantities of Motor Vehicle Fuel sold or shipped thereunder and shall be serially numbered unless other sales invoice controls acceptable to the Tax Administrator are maintained.

4.675: **FAILURE TO PROVIDE INVOICE OR DELIVERY TAG.** No Person shall receive and accept Motor Vehicle Fuel from any Dealer, or pay for the same, or sell or offer Motor Vehicle Fuel for sale, unless the Motor Vehicle Fuel is accompanied by an invoice or delivery tag showing the date upon which Motor Vehicle Fuel was delivered, purchased or sold and the name of the Dealer in Motor Vehicle Fuel.

4.680: **TRANSPORTING MOTOR VEHICLE FUEL IN BULK.** Every Person operating any conveyance for the purpose of hauling, transporting or delivering Motor Vehicle Fuel in bulk shall, before entering upon the public Highways of the City with such conveyance, have and possess during the entire time of the hauling or transporting of such Motor Vehicle Fuel, an invoice, bill of sale or other written statement showing the number of gallons, the true name and address of the seller or consignor, and the true name and address of the buyer or consignee, if any, of the

Ordinance No. 667 Exhibit A

same. The Person hauling such Motor Vehicle Fuel shall, at the request of any officer or Person authorized by law to inquire into or investigate such matters, produce and offer for inspection the invoice, bill of sale or other statement.

4.685: EXEMPTION OF EXPORT FUEL.

- A. The tax imposed by **Section 4.615** shall not be imposed on Motor Vehicle Fuel which is:
 - 1. Exported from the City by a Dealer; or
 - 2. Sold by a Dealer for export by the purchaser to an area or areas outside the City in containers other than the fuel tank of a Motor Vehicle, but every Dealer shall be required to report such exports and sales to the City in such detail as the City requires.
- B. In support of any exemption from taxes claimed under this section, every Dealer must execute and file with the Tax Administrator an export certificate [**in such form as shall be prescribed, prepared and furnished by the Tax Administrator**], containing a sworn statement, made by a Person having actual knowledge of such exportation, confirming that the Motor Vehicle Fuel has been exported from the City, and giving such details with reference to such shipment as the Tax Administrator may require. The Tax Administrator may demand of any Dealer such additional data as is deemed necessary in support of any such certificate and failure to supply such data will constitute a waiver of any rights to exemptions claimed by virtue of such certificate. The Tax Administrator may, in a case where the Tax Administrator believes no useful purpose would be served by filing of an export certificate, waive the filing of the certificate.
- C. Any Motor Vehicle Fuel carried from the City in the fuel tank of a Motor Vehicle shall not be considered as exported from the City and does not qualify for the exemptions herein.
- D. No Person shall, through false statement, trick, or otherwise, obtain Motor Vehicle Fuel for which the tax has not been paid for export and fail to export the same, or any portion thereof, or cause the Motor Vehicle Fuel or any portion thereof not to be exported. Nor shall any Person divert or cause to be diverted Motor Vehicle Fuel, for which the tax has not been paid, or any portion thereof to be used, distributed or sold in the City and fail to notify the Tax Administrator and the Dealer from whom the Motor Vehicle Fuel was originally purchased of such diversion.
- E. No Dealer or other Person shall conspire with any Person to withhold from export, or to divert from export or to return Motor Vehicle Fuel to the City for sale or use so as to avoid any of the taxes or fees imposed herein.

Ordinance No. 667 Exhibit A

- F. In support of any exemption from taxes on account of sales of Motor Vehicle Fuel for export by the purchaser, the Dealer shall retain in his/her files for at least three years an export certificate executed by the purchaser in such form and containing such information as is prescribed by the Tax Administrator. This certificate shall be prima facie evidence of the exportation of the Motor Vehicle Fuel to which it applies only if accepted by the Dealer in good faith.

4.690: SALES TO ARMED FORCES EXEMPTED. The tax imposed by **Section 4.615** shall not be imposed on any Motor Vehicle Fuel sold to the Armed Forces of the United States, including the United States Coast Guard and the Oregon National Guard, for use in ships, aircraft or for export from the City; but every Dealer shall be required to report such sales to the Tax Administrator in such detail as may be required. A certificate by an authorized officer of such Armed Forces shall be accepted by the Dealer as sufficient proof that the sale is for the purpose specified in the certificate.

4.695: FUEL IN VEHICLES COMING INTO CITY NOT TAXED. Any Person coming into the City in a Motor Vehicle may transport in the fuel tank of such vehicle, Motor Vehicle Fuel for his/her own use only and for the purpose of operating such Motor Vehicle without securing a license or paying the tax provided in herein or without complying with the provisions imposed upon Dealers herein; but if the Motor Vehicle Fuel so brought into the City is removed from the fuel tank of the vehicle or used for any purpose other than the propulsion of the vehicle, the Person so importing the fuel into the City shall be subject to all the provisions herein applying to Dealers.

4.705: REFUNDS.

- A. Refunds of tax on Motor Vehicle Fuel will be made pursuant to any applicable refund provisions of Chapter 319 of the Oregon Revised Statutes, including but not limited to ORS 319.280 and 319.831. **[Claim forms for refunds may be obtained from the Tax Administrator's office.]**
- B. A holder of a Weight Receipt which certifies to the City that the Motor Vehicle Fuel upon which the tax was imposed will be used only for fueling vehicles subject to the State of Oregon's weight-mile tax, may apply for a refund of 80 percent of the tax imposed by **Section 4.615** on Motor Vehicle Fuel purchased in bulk for Distribution at the Weight Receipt holder's facility located within the City.
- C. All claims for refund under subsection (B) of this section shall be filed within 15 months of the date that the fuel was purchased and may not be filed more frequently than quarterly. The minimum claim for refund filed under subsection (B) of this section shall be \$25.00.

Ordinance No. 667 Exhibit A

4.715: EXAMINATIONS AND INVESTIGATIONS. The Tax Administrator, or duly authorized agents, may make any examination of accounts, records, stocks, facilities and equipment of Dealers, Service Stations, storage facilities, and other Persons or facilities engaged in storing, selling or distributing Motor Vehicle Fuel or other petroleum product or products within this City; and make such other investigations as it considers necessary in carrying out the provisions of this Ordinance. If the examinations or investigations disclose that any reports of Dealers or other Persons filed with the Tax Administrator have shown incorrectly the amount of Motor Vehicle Fuel distributed or the tax accruing thereon, the Tax Administrator may make such changes in subsequent reports and payments due and owing, or may make refunds, as may be necessary to correct any errors discovered. The Dealer shall reimburse the City for the reasonable costs of the examination or investigation if the Tax Administrator finds that the Dealer paid 95 percent or less of the tax owing for the period of the examination or investigation. In the event that such examination or investigation determines that an additional payment is due, such additional payment shall be subject to interest at the rate of .0329 percent per day from the date the original tax payment was due.

4.720: OVERPAYMENT AND UNDERPAYMENT

- A. Overpayment. Except as otherwise provided in this Chapter, in order to receive a credit or refund from the City for an erroneous overpayment of tax, the Dealer must file a written claim for credit or refund within three years from the date on which the overpayment was made.
- B. Underpayment. City may require a Dealer to correct an underpayment of tax by providing the Dealer with written notice of such underpayment within three years from the date upon which the tax was due and owing. Such underpayment shall be subject to the penalties provided in **Section _____**. Notwithstanding the immediately preceding, the City may at any time require a Dealer who has filed a fraudulent report or has neglected to file a required report to correct for underpayment.

4.725: EXAMINING BOOKS AND ACCOUNTS OF CARRIER OF MOTOR VEHICLE FUEL. The Tax Administrator or duly authorized agents of the Tax Administrator may at any time during normal business hours examine the books and accounts of any carrier of Motor Vehicle Fuel or Dealer operating within the City for the purpose of enforcing the provisions of this Chapter.

4.730: RECORDS TO BE KEPT BY DEALERS. Every Dealer in Motor Vehicle Fuel shall keep a record in such form as may be prescribed by the Tax Administrator of all purchases, receipts, sales and Distribution of Motor Vehicle Fuel. The records shall include copies of all invoices or bills of all such sales and shall at all times during the business hours of the day be subject to inspection by the Tax Administrator or authorized officers or agents of the Tax Administrator.

Ordinance No. 667 Exhibit A

4.735: RECORDS TO BE KEPT THREE YEARS. Every Dealer shall maintain and keep, for a period of three years, all records of Motor Vehicle Fuel used, sold and distributed within the City by such Dealer, together with stock records, invoices, bills of lading and other pertinent papers as may be required by the Tax Administrator. In the event such records are not kept within the state of Oregon, the Dealer shall reimburse the Tax Administrator for all travel, lodging, and related expenses incurred by the Tax Administrator in examining such records. The amount of such expenses shall be assessed in addition to the tax imposed by **Section 4.715**.

4.740: USE OF TAX REVENUES

- A. For the purpose of this section, net revenue shall mean the revenue from the tax and penalties imposed under this Chapter remaining after providing for the cost of administration, enforcement, or any refunds and credits authorized herein.
- B. The net revenue shall be used only for the construction, reconstruction, improvement, repair, maintenance and operation of public Highways, roads and streets, and transportation infrastructure within the City.

Section 2. Severability

If any portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 3. Effective Date

This ordinance shall take effect only if approved by a majority of the electors who voted on the measure at the November 6, 2018, election. In such an event, once the Council completes its canvass of the returns showing passage of the measure, this Ordinance shall take effect on **January 1, 2019**.

EXHIBIT B

FUEL TAX BALLOT TITLE

Caption *(10-word limit)*

Adoption of Tax on Motor Vehicle Fuel Dealers

Question *(20-word limit)*

Shall the City adopt an ordinance imposing a tax on motor vehicle fuel dealers to raise revenue for street repairs?

Summary *(175-word limit)*

This measure is a submission to the voters from the Gold Beach City Council. It proposes the adoption of an ordinance to impose a tax on motor vehicle fuel dealers. It provides for the administration, enforcement and collection of the tax.

The tax is imposed on dealers when they sell or distribute motor vehicle fuel within the City. Most commonly, the tax will be paid by gas stations for the sale of gasoline and diesel. The proposed ordinance creates a tax rate of one cent per gallon throughout the year and an additional three cents per gallon from May 1 through October 31.

The net revenue collected from the tax will only be used for the construction, reconstruction, improvement, repair, maintenance, and operation of streets and transportation infrastructure within the City of Gold Beach. This revenue will help the City reduce its backlog of street repairs and will also help the City maintain the City's street system. If approved by the voters, the ordinance would take effect January 1, 2019.

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 10. a.
Council Meeting Date: March 12, 2018

REPRINT OF MARCH 2018 COUNCIL REPORT BELOW

STREET SURVEY RESULTS

SUMMARY AND BACKGROUND:

As reported in February the street funding survey went out in the January water bills and was also posted online. The results are tabulated listed below.

The written comments are divided into categories based on: A, B, Either, Neither, or General. After going through them all, it's obvious there is a lack of basic awareness of services, what monies can legally be used for what purposes, and jurisdictional responsibilities. There were some insightful and helpful responses, and there were some ignorant and rude responses. Overall it was an interesting exercise in the democratic process.

After the Council has had the opportunity to review and digest the survey and responses we can discuss what direction you would like to take.

Overall Results:

OPTION	#
A – Monthly fee collected on utility bill	30
B – Gas tax	153
Either/or Both	7
I don't care either way, BUT	3
Neither	4
TOTAL RESPONSES RECEIVED	197
<i>Total Responses received at City Hall</i>	123
<i>SurveyMonkey responses</i>	74

TABLE OF COMMENTS RECEIVED

Please note—these are the transcribed actual comments from the sheets—no corrections have been made for grammar, readability, or spelling

OPTION A COMMENTS
My opinion is \$1 to \$5 dollar increase on the monthly water bill is really not much and probably

ORDINANCES & RESOLUTIONS

<p>would go unnoticed...and even though a 1 to 4 cent tax per gallon on our local gas doesn't sound like much then 1 is gonna hurt our local economy...just because our gas prices are already fairly high because were a rural area which in turn could hurt our tourist season if our gas prices are high...some grumpy dumb locals may not like when were flooded with tourists but it really does help our economy big time cause all the money that comes into our local business...and if its only gonna be a few bucks a month more to improve our roads that's a good thing. Raising gas prices is also gonna hurt local folks too (like mainly loggers and truck drivers) who already have very high fuel bills...</p>
<p>It seems many people-locals and tourists don't buy their gas in town</p>
<p>Unfair to non-residents</p>
<p>I lived up river for yrs. Moved to town 3 yr ago. I had water system 10,000 gal stored, filters, UV, pumps, so on. I gladly pay 5.00 xtra. Also the first responders are incredible, alarms going off 2am 3am 4am 7 days 24 hours living up river never knew!</p>
<p>I am out of state so gas taxes don't work I would vote for the increment on the water bill</p>
<p>Considering this option. Is there a time or monetary limit on this charge.</p>
<p>It seems like it would be most fair if both revenue sources were used, but perhaps the administrative expenses to collect the funds would be doubled (not good). I'd favor Option A, because we depend on no-local traffic for our businesses and infrastructure, so we don't want to be expensive for them. Hopefully the "Pavement Condition Survey" addressed cut and fill stability and drainage capacity and impervious surface effects on drainage – otherwise the plan may not address the causes of road failure!</p>
<p align="center">OPTION B COMMENTS</p>
<p>Gas tax. Tourism ☺</p>
<p>A tax on fuel is <u>more FAIR</u> to residents since it taxes those who "use up" the roads via vehicle use, which includes the vehicles that <u>just pass through</u> – which are often very big heavy vehicles such as commercial trucks and various large RVs.</p> <p>Property taxes in GB are already high (mostly to pay for schools), so I really object to shouldering the cost of repairs as a resident <u>when you offer</u> an option that distributes coast among actual <u>USERS</u> of roads via gas tax. Go with gas tax please.</p> <p>Maybe also <u>EXTRA TAX</u> on <u>diesel</u> fuel since most of the heavy vehicles (that inflict more damage) use this fuel type!</p>
<p>Since we are talking about Road Repairs. This should be part of a gas tax. Why should home owners be the only one to pick up the bill.</p>
<p>We believe this the best choice, taxing everyone that uses the roads</p>
<p>...more fairly places the burden on those who use/damage/ware-out the cities roads...</p>
<p>Capital improvement plan?? or repair & maintenance Cost of collection? What exactly are these capital improvements? They don't sound like repair and maintenance.</p>

ORDINANCES & RESOLUTIONS

Perhaps the city's engineers are WRONG You all better look again for your money somewhere else than my shallow pocket!! ☹️ Option B so far my choice or is ther an option C??
The price of gas fluctuates varies all year long so people won't notice any real increase in price, due to the tax. Also "B" would tap HIGHWAY 101 thru traffic and should be more efficient. PS The cost of street repairs would be shared by a much larger group of people
GAS TAX ONLY FAIR WAY EVERY BODY PAYS
I believe the gas tax would be the equitable
Feel Option B spreads the responsibility
I vote for Option B – which would also exact revenue from people who don't just live locally but utilize the local resources
Option A = home owners foot the bill for roads that are used by everyone. Therefore, I choose Option B = more fair
A gas tax may allow tourists to help pay for maintenance of the roads they use
I'd prefer Option B – because Option A would cost me more. I can always get my gas somewhere else!
<ul style="list-style-type: none"> - Water bill already high enough compared to other localities, due to our sewer plant/water treatment upgrades! - Seems like might be reasonable to include our many out-of-town visitors in helping pay for this, as they use the roads off of 101 as well!
Best thing would be tax <u>ALL</u> who use the roads, including travelers. Thank you! 😊
With Option B there is a nexus between those who use the service (roads) and those who pay. Also, some of the money to be raised will come from tourists who also use the roads. Water fees should be used only for water system service & improvements.
If the Sheriff's Dept would leave the road funds alone, you might have what you need. How is that even fair?
WHAT DOES THE WATER UTILITY BILL HAVE TO DO WITH ROAD MAINTENANCE. GAS AND DIESEL IS RELATED TO ASPHALT WEAR AND TEAR. THOSE DRIVING ON ROADS SHOULD BE PAYING FOR REPAIRS.
WE LIKE OPTION B – per gallon tax on local gas sales. THANKS! GOD BLESS THE USA!
WHY WOULD WE NEED TO HAVE CHARGES ON OUR WATER BILL TO PAY FOR THE ROAD REPAIR? LET'S KEEP OUR WATER BILL FEES TO PAY FOR WATER RELATED ISSUES. I FAVOR OPTION B! GAS TAX ON AUTOMOBILE DRIVING TO PAY FOR ROAD REPAIR.
Better to get tourist to help pay. Visitors need to help.
A gas tax would include tourist who use the roads more than water use (which only happens if they rent a hotel room or house)
YEAH, OPTION B IS THE WAY TO GO. WHY NOT LET ALL OF OUR TOURIST FRIENDS HELP PAY? SEEMS FAIR
ROAD USE = VEHICLE/GAS



ORDINANCES & RESOLUTIONS

The sewer & water is comparatively high already in cost. When you add an additional amount it always starts low but is easily increased and that always happens. Local gas sales tax would have all drivers helping.
Take it out of the sewer budget
Utility revenue should be spent for utilities only
I would support Option "B". I believe it to be more equitable.
MAKE THE TOURIST PAY
Option B would be best. Gas is so outrageous here anyway what is another 4 cents
How LONG will this be on?
Gas goes in cars – Cars drive on Roads – Those of us with cars should pay for roads
We <u>strongly</u> believe a gas tax would be the best. Not only local people but, others passing through would enjoy the maintenance. Either North Bend or Coos Bay are doing this. You may see how it's working for them.
I WOULD EXCLUDE THE ETHANOL FREE GAS FROM THIS AS IT WOULD PUT UNDUE BURDEN ON THE LOCAL FISHING GUIDES WHO USE THIS GAS.
GAS TAX PLEASE – PEOPLE BUYING GAS ARE THE USERS OF THE ROAD – SEEMS FAIR USES SHOULD PAY FOR WHAT THEY USE! THANK YOU 😊
SEEMS LIKE THIS WOULD ALLOW OUR WONDERFULL TOURISTS TO MAK OUR ROADS BETTER FOR THEM!!
PLEASE PUT THE TAX ON GAS FOR THOSE ARE THE PEOPLES USING THE ROADS. AND IT WOULD HURT THE POOREST – THE LEAST. THANK YOU
Please add upper Turner St. from Coos Curry driveway north up to Betuch driveway on the west side. If I fall down on the holes?
It spreads the burden on all residents as well as the tourists. Plus, less fuel efficient vehicles are often heavier and put greater wear and tear on the road.
Gas tax seems to be working quite well for Brookings!!!
We have been thinking about the best revenue stream for the city for maintenance. The fuel tax makes the most sense as it will pick up a few dollars from the tourist trade. As a contractor we often buy our fuel bulk, Diesel and Gas. The airport, Jerry's Jets, forest service and others does the same. If a program is put together using fuel tax make sure that bulk fuel is put into the equation. Thank you for the survey.
Go with the GAS TAX, !!! THE GAS TAX, SIMPLE..
I really believe the gas tax option makes the most sense. It is directly related to street use and while I understand you can implement a street utility tax, I believe the gas tax has the most merit.
Everyone that uses the road pays for gas. If we did a monthly fee on our bill it would only affect some people.
Gas tax captures visitors as well.

ORDINANCES & RESOLUTIONS

It would be difficult to see that extra \$5 on the water bill every month, tho it seems a more stable means of funding for the City. Well users would get off Scott free? Go with gas tax!
people that use our roads should pay for maintance
What does the "road repair tax" have to do with the water I drink? Why do those of us who don't drive, have to pay for fixing the roads for those of you who do?
The gas tax is fairer. Everyone who drives in Gold Beach should contribute, not just those who pay a water utility bill.
B would be partially funded by tourists who are using the road, makes sense. A - people know exactly how much they are paying. With B no one really realizes they are paying for it as they don't "see" it broken out on the receipt.
There is a long tradition of funding roads with tax revenue on fuel. It has at least an indirect connection between use of roads -> buying fuel -> and wear on roads. Plus, those just passing through who buy gasoline will subsidize the repairs.
EITHER A OR B, or a COMBO OF BOTH COMMENTS
I would like to see a combination of the 2 options eq. \$2.50/mo utility charge & \$0.25 cents/gallon. This spreads the costs out as much as possible
Either option – we need our city streets maintained & we are happy to pay!
I’M OK WITH EITHER WAY – WHATEVER WORKS BEST FOR MOST!
Both would be acceptable. “Option B” obviously utilizes tourist dollars as well but either option would be acceptable!
I would not object to either – or both!
I’d split it. Don’t know if this will affect us much in Wedderburn. Parts of the loop road down below by jetty are cracking on the Oceanside of the road. Will funds cover this? Also on the riverside going up Doyle Pt. Rd? Option A - #3/mo Option B - .025/gal
Good user tax. Why not do some of both options since they reach different people groups. We are praying for our infrastructure! Thank God for Will Newdall.
Perhaps the gas tax along with a small flat fee to improve the capital fund at a faster pace.
Tourists use our roads extensively. So, I think another option would be to combine the two options set forth. A very small portion of the funds should be raised in higher water fees. But most of the capital should come through a local gas tax. This would incorporate not only locals paying but tourists helping out with the roads we all use. I hope you consider this as a valid option. Thanks for listening.
NEITHER COMMENTS
We are not in your jurisdiction so want neither option!!
The water/sewer bills are very high as is – while I appreciate the city’s pie in the sky excessive plans for roads, as a taxpayer on a fixed income, I absolutely would <u>not</u> endorse any further



ORDINANCES & RESOLUTIONS

increase to pay for anything more.
Don't care for either option. What was done previously and why is there a shortage now? This should go to a citizen vote.
FOR HOW LONG?
GENERAL COMMENTS
Whatever it takes. Would like to have the roads in better condition. Also, please install a street lamp at the intersection of the library drive, Grizzly Mtn Rd, Park Drive, 3 rd Street, and Park Place. It's a <u>5</u> drive intersection. It needs a street lamp.
I don't care how you fund it. Just fix it write an keep the runoff out of my yard and put a speed bump in the to slow the speeders on 11 th st.
Is getting grants an option?
As usual the City is expecting county residents to fund their needs. Public safety and medical care are already paid by residents outside of the city. How about a city liscensing or property fee for city residents?

~~END OF MARCH COUNCIL REPORT~~

FROM THE FEBRUARY 12, 2018 COUNCIL REPORT

The approved survey went out in the January water bills and the SurveyMonkey survey is live on our City webpage: goldbeachoregon.gov. As of Friday we have received a total of 159 responses either by returning the page or taking the survey online.

OPTION A: Fee on monthly utility bill - 29

OPTION B: Gas tax - 130

We have received 66 written comments; some have been thoughtful and engaging, others have been snarky and ignorant. Democracy in action!

We will close the survey at the end of the month and I will have the survey results tallied and the comments put into a digestible format for the March meeting.



SECTION 10.

MISC ITEMS (including policy discussions & determinations)

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. 10. a.

Council Meeting Date: January 8, 2018

TITLE: FINAL REVIEW STREET SURVEY QUESTIONNAIRE

SUMMARY:

We have discussed the Street Funding Survey previously. Most recently at our December meeting (*that report is attached to the end of this January report for reference*). At the December meeting I was asked to insert information about the recent pavement study that had been completed by Dyer Partnership. I have amended the proposed survey and would ask for a final review of the proposed survey. If it's acceptable we will send it out in the water bills and post it on the website.

AMENDED PROPOSED SURVEY TO BE SENT OUT & POSTED ONLINE:

Narrative: The City of Gold Beach is responsible for the maintenance and construction of City owned roads within our jurisdiction (*note-Hwy 101 and many Hunter Creek area roads are not owned or maintained by the City—if you have questions about a particular road ownership please contact City Hall*). Unfortunately, the only revenue available for annual road maintenance is approximately \$120K the City receives from the state of Oregon in gas tax sharing. While this may sound like a tidy sum, one single road failure/repair can easily use all those funds and more. As an example, a small slide in the winter of 2016 on Grizzly Mtn Road, by the library, cost over \$120K to repair. Repairs to stormwater culverts and catch basins are also part of the street maintenance fund.

The City's engineers recently completed a Pavement Condition Survey and Pavement Management Plan for all the paved roads under the City's jurisdiction (A copy of the plan is posted on our website). The capital improvement plan estimate to make the repairs identified in the study is 2.15 million dollars.

In order to provide a stable funding stream for needed repairs and on-going maintenance of City streets, the Council would like your input on possible funding options.

PLEASE NOTE: THE CITY IS NOT IMPLEMENTING ANY FEES OR OTHER PAYMENT OPTIONS IMMEDIATELY. At this time we are only soliciting citizen input.



SECTION 10.

MISC ITEMS (including policy discussions & determinations)

The two options that have been discussed are listed below. The City would like to hear from you on which option you feel is more fiscally responsible. To submit your input, please take a moment to review the two options below and circle the one you prefer. You can drop off your completed form to City Hall or you can complete the survey online at our website:

www.goldbeachoregon.gov

You may leave your name or remain anonymous, and you may leave comments if you wish. The survey will remain open for approximately one month. Staff will tabulate the responses and present them to the Council at a future meeting date for discussion.

If you have any questions about this survey please contact Jodi at City Hall or email: (insert my email address)

OPTIONS DISCUSSED BY COUNCIL (there are pros/cons to each option)

OPTION A: A flat monthly fee added to monthly water utility bill.

This flat fee would be in the range of \$1-\$5 per month, depending on the proposed capital improvement plan schedule.

OPTION B: A % tax on local gas sales

This would be in the 1%-4% range per gallon, depending on gas data from the state and the proposed capital improvement plan schedule.

COMMENTS (if any):

≈ ≈ END OF JANUARY 2018 COUNCIL REPORT ≈

PREVIOUS COUNCIL REPORTS ON THIS TOPIC BELOW

FROM THE DECEMBER 2017 COUNCIL MEETING:

We have discussed at various times this year about a future funding mechanism for street repairs. We received the completed Pavement Management Plan last week from our engineers, Dyer Partnership. The plan identifies \$2.1 million in needed capital improvements to City owned streets. We have no funding mechanism for those repairs or any unanticipated failures, such as last winter's Grizzly slide.

Staff recommended, during the FY1718 budget process, a flat fee to be added to the monthly utility bills. An alternate suggestion (Councilor Kaufman?) was a gas tax similar to what the City of Brookings enacted last year. We had discussed the pros/cons of both options and thought a citizen's survey would



SECTION 10.

MISC ITEMS (including policy discussions & determinations)

be helpful in determining which funding mechanism to choose, if any. Staff was to develop a draft survey for review by the Council. Once approved, it would be included in the utility bills and also posted online at the City website.

SAMPLE SURVEY FOR COUNCIL REVIEW AND REVISION:

Narrative: The City of Gold Beach is responsible for the maintenance and construction of City owned roads within our jurisdiction (*note-Hwy 101 and many Hunter Creek area roads are not owned or maintained by the City—if you have questions about a particular road ownership please contact City Hall*). Unfortunately, the only revenue available for annual road maintenance is approximately \$120K the City receives from the state of Oregon in gas tax sharing. While this may sound like a tidy sum, one single road failure/repair can easily use all those funds and more. As an example, a small slide in the winter of 2016 on Grizzly Mtn Road, by the library, cost over \$120K to repair. Repairs to stormwater culverts and catch basins are also part of the street maintenance fund.

In order to provide a stable funding stream for needed repairs and on-going maintenance of City streets, the Council would like your input on possible options. The two options that have been discussed are listed below. The City would like to hear from you on which option you feel is better. You may complete this form and return it to City Hall or you can complete the online survey at our website:

www.goldbeachoregon.gov

You may leave your name or remain anonymous, and you may leave comments if you wish. The survey will remain open for approximately one month. Staff will tabulate the responses and present them to the Council at a future meeting date for discussion.

If you have any questions about this survey please contact Jodi at City Hall or email: (insert my email address)

OPTIONS DISCUSSED BY COUNCIL (there are pros/cons to each option)

OPTION A: A flat monthly fee added to monthly water utility bill.

This flat fee would be in the range of \$1-\$5 per month, depending on the proposed capital improvement plan schedule.

OPTION B: A % tax on local gas sales

This would be in the 1%-4% range per gallon, depending on gas data from the state and the proposed capital improvement plan schedule.



MISC. ITEMS

(Including policy discussions and determinations)



SECTION 10. MISC. ITEMS (including policy discussions and determinations)

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **10. a.**
Council Meeting Date: February 3, 2020

TITLE: Continued Discussion on Short Term Rental Restrictions

SUMMARY AND BACKGROUND:

We began discussing restrictions on short term (vacation rentals) as a response to the local housing shortage. Prior agenda reports are reprinted below. Staff has included an updated list of registered vacation rentals as of January 2020.

Legal Counsel has offered some possible code amendments which are listed below. He included some discussion questions for the Council to consider:

Along with the draft, I have the following related comments/questions.

- 1) Your Zoning Ordinance defines “dwelling unit” as “a single unit providing complete independent living facilities for one or more persons including permanent provisions for living, sleeping, eating, cooking, and sanitation.” Basically, this means a self-contained living unit with kitchen and bath. A “vacation rental dwelling” is then defined as: “a dwelling unit which is rented, or is available for rent on a daily or weekly basis or is advertised, or listed with an agent as a vacation rental.” As a result, I would say that the City’s regulations of vacation rental dwellings regulate “whole house” AIRBNB type facilities, but not the “couch surfer” type arrangements where folks might rent out one bedroom in their house. If the City wants to get into regulating the couch surfer type arrangements, we will need to do some more work and define this type of use as separate from a regular residential use. Or perhaps regulate these with a business license regulation.
- 2) I did not make any amendments based upon the recommendation to regulate a tenant sub-leasing a dwelling unit as a vacation rental. The reason I did not make any amendment for this issue is because I believe it is already addressed by the definition of “vacation rental dwelling.” In other words, if a dwelling unit meets the definition of “vacation rental dwelling” then it falls within the City’s regulations, whether or not the renting is being done by the property owner, or by a tenant with a sub-lease. If the City comes across a sub-lease situation, then they can enforce the Code now and find that the unit is an un-permitted vacation rental dwelling.
- 3) With Councilor Kaufman’s proposal, I included the following changes:
 - a. Councilor Kaufman’s proposal called for allowing vacation rentals in the City’s commercial zone. Currently, the use “vacation rental” is listed as allowed, so I include a slight change to Section 2.320 to make “vacation rental dwelling” an allowed use in the



SECTION 10. MISC. ITEMS (including policy discussions and determinations)

- 4-C zone. This tracks the term defined in the Zoning Ordinance and also tracks how the use is described elsewhere in the Ordinance.
- b. Councilor Kaufman’s proposal called for a 10 permit cap in each of the City’s residential zones. To implement this idea, I added a new subsection to Section 6.050 to create this concept in the Zoning Ordinance.
 - c. With a cap, I also created a process for creating a waiting list.
 - d. With a cap, it seemed like we would now be concerned about whether permit holders are actually using the permit. For example, a 10 permit cap doesn’t mean much if several of those permits are not being used. So, I created a new subsection that has a permit expiring if the vacation rental use is not used for a period of 12 months. We can adjust this, but I thought 12 months was fair.
 - e. I also included Councilor Kaufman’s provision that dwelling units in excess of 3,500 sq. ft. do not count against the 10 permit cap.
 - f. If there are already more than 10 permits in any zone, then I will probably want to add some additional provisions to account for existing permits.
 - g. In Section 6.051 I just added the phrase “continued maintenance” to the vacation rental standards to make it clear that these are standards used not only to judge the initial conditional use permit application, but the City will also continue to judge the permit holders on these standards. The City could use its current Zoning Ordinance enforcement mechanisms to revoke a conditional use permit if the permit holder fails to keep up the standards in Section 6.051.
- 4) As noted above in #1, I did not propose any changes based upon Councilor Kaufman’s proposal related to owner-occupied dwellings renting out rooms. Since renting out a room is not a “vacation rental dwelling” we would need to come up with a new scheme for those uses. It may be more appropriate to create a business license regulation if the City wants to regulate couch surfing and renting out rooms within a dwelling.
 - 5) I did not make any changes to the Zoning Ordinance based upon Councilor Kaufman’s proposal for penalties. It seems to me that the Zoning Ordinance already has some good penalty provisions, plus the Ordinance already contains the ability under Section 9.070 for the Planning Commission to revoke a permit for violations. These seem like good existing enforcement mechanisms.
 - 6) I did not incorporate vacation rental standards found in the Lincoln City example because I didn’t know which of these the Council wanted to use – and I didn’t really want to guess. The Lincoln City regulations are pretty darn comprehensive, but they also have dedicated staff that inspect the rentals. Increasing the vacation rental standards goes hand in hand with increasing staff time in overseeing the rentals and inspecting the rentals. If that is what the City wants to take on, then perhaps the Council can identify with standards it likes from the Lincoln City model. If the City is instead more concerned about making housing available, then I think you could get away with not increasing the rental standards and just moving forward with the permit caps. If the City wants to get into the vacation rental inspection business, then perhaps the best way to go about it would be to create new provisions in your business license program (that is what Lincoln City did). Regulating vacation rental standards within a business license program has some advantages over a land use program because of the extra hoops that you have to jump through for land use decisions and also land use legislative amendments.



SECTION 10. MISC. ITEMS (including policy discussions and determinations)

PROPOSED CHANGES TO CURRENT ZONING CODE LANGUAGE

Section 6.050 Vacation Rental Use Process.

In lieu of the procedure set forth in Section 6.020, an applicant for a conditional use permit, which would permit the use of an existing dwelling as a vacation rental dwelling, shall proceed as follows:

- a) The applicant shall file the application with the Planning Director.
- b) The Planning Director shall give notice of the application to those persons to whom notice is required under Section 6.030 of this Ordinance.
- c) If the Planning Director determines, after considering any information submitted within 10 days after the date notice was given, that the standards required by the Section 6.040 (4) and Section 6.051, of this Ordinance have been met, he or she shall issue the conditional use permit.
- d) If the Planning Director has a question as to whether the standards required by Section 6.040 (4) and Section 6.051 of this Ordinance have been met or determines that the standards have not been met, he or she shall submit the application to the Planning Commission for decision according to the procedure prescribed by Section 6.030 of this Ordinance.
- e) A cap of ten (10) permits per residential zone is established for vacation rental dwellings. (Ten permits in the 1-R zone, ten permits in the 2-R zone, and ten permits in the 3-R zone.) If the zone in which an application is submitted already contains ten (10) permits for vacation rental dwellings, the Planning Director will deny the application and not issue a permit. Instead, the applicant will be placed on a waiting list maintained by the Planning Director until such time as the total number of permits for vacation rental dwellings drops below ten (10) in that particular zone. When the total number of permits in a zone is reduced below ten (10), the applicant at the top of the waiting list will be invited to submit an application. If the applicant at the top of the waiting list does not submit an application within twenty-one (21) calendar days of being notified, the opportunity will be forfeited and the next applicant on the waiting list will be invited to submit an application. This procedure will be followed until the total number of permits in the particular zone reaches ten (10) permits. Dwelling units in excess of 3,500 square feet will not be counted towards the ten (10) permit cap.
- f) The permit for a vacation rental dwelling will expire upon the twelfth (12th) consecutive month of the dwelling unit failing to report and submit transient room taxes to the City as provided under the City Transient Room Tax and Community Promotion Fund Code.



SECTION 10. MISC. ITEMS (including policy discussions and determinations)

Section 6.051 Standards Governing Vacation Rental Use.

Vacation Rental Dwelling. The following standards are required for issuance and continued maintenance of a conditional use permit for a vacation rental dwelling:

- a) No offensive noise, smoke, dust, litter or odor noticeable at or beyond the property line resulting from the use of the dwelling as a vacation rental dwelling.
- b) The use shall not adversely affect the residential character of the neighborhood.
- c) There shall not be an excessive generation of traffic created by the vacation rental dwelling.
- d) One off-street parking space will be provided for each bedroom in the unit, but in no event shall less than two spaces be provided.
- e) The dwelling must maintain the residential nature of the front and side yards. The lot must be landscaped and maintained as a permanent residence similar to the surrounding area.
- f) The permittee must agree to comply with the requirements of the Transient Room Tax Ordinance (See Ordinance 369) and the Business License Fee Ordinance (See Ordinance No. 442).
- g) The permittee must provide receptacles for the deposit of garbage and subscribe to a solid waste collection service for the vacation rental dwelling.
- h) When the owner of the dwelling is a non-permanent resident of City of Gold Beach, or is absent during the rental period, the Planning Commission shall require proof of a local property agent that has the authority to act on behalf of the owner for issues related to the rental process.

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REPRINT AUGUST 2019 AGENDA REPORT

SUMMARY AND BACKGROUND:

We have been discussing housing and local housing shortage for most of 2019 both as the Council and as the Urban Renewal Agency. Last month Councilor Kaufman provided a discussion draft of possible code amendments for limitations on short term (vacation) rentals. Staff inquired with the City Managers List Serv about how other cities cope with vacation rentals. There were only a few responses, but the one from Lincoln City was most helpful. They are much larger than us, but they have similar issues and demographics. Attached to the report are the following:



SECTION 10. MISC. ITEMS (including policy discussions and determinations)

- *The relevant section of their 2016 comp plan update regarding vacation rental dwellings (full 34 page text here: [www.lincolncity.org/vertical/sites/%7BDDC39B4D-9F7A-4251-AEA0-F594E7F89DDB%7D/uploads/Ordinance 2016-20 -VRD Land Use - adopted on 12-19-2016\(2\).pdf](http://www.lincolncity.org/vertical/sites/%7BDDC39B4D-9F7A-4251-AEA0-F594E7F89DDB%7D/uploads/Ordinance%202016-20%20-%20VRD%20Land%20Use%20-%20adopted%20on%2012-19-2016(2).pdf))*
- *Their information handout about the VRD process*
- *Their VRD application with required standards*
- *Their health and safety requirements for VRD*

They limit VRD in most residential zones to 10% of the dwellings within that zone. They also instituted a prohibition on new VRD in certain zones and have a sundown clause for existing VRD in operation at the time the code was adopted.

The City of Talent also responded with their short term rental code requirements. Their most interesting requirement is that a STR must be a primary residence of the owner and they must prove they occupy the dwelling at least 200 days per year.

A staff recommended amendment is a prohibition on sub-leasing of a dwelling or dwelling unit as a VRD. Currently we have some renters that are subleasing their rentals on sites such as AirBnB and VRBO. Some owners appear to be aware of the subleasing, others maybe not.

Also attached is the brief report staff provided at the July meeting on the status of current VRDs in Gold Beach.

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### **REPRINT OF JULY COUNCIL AGENDA REPORT**

*We have briefly discussed the concern about the increase in local vacation rentals and the possible adverse effects to the local rental housing market. Councilor Kaufman has prepared a DRAFT proposed amendment related to restrictions on short-term rentals to begin the discussion.*

*Staff made a quick internet search on the topic, and provided 3 articles of varying lengths regarding the issue for reference only.*

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COUNCILOR KAUFMAN'S PROPOSED DRAFT CODE

Short Term Rental Ordinance – 1st Draft

Short-Term Rentals also known as Vacation Rentals are a popular and growing business enterprise throughout the world. Coastal communities are highly desirable for this type of business. However, the cost of this business model reduces the availability of long-term housing where people can live as they are the housing structures.



SECTION 10. MISC. ITEMS (including policy discussions and determinations)

The purpose of this ordinance is to reduce the impact of the short-term rental business on work force housing.

All residential zones in the City of Gold Beach, 1R, 2R and 3R including the R1, R2 and R3 prior county zoning codes short-term rental housing will be limited to a maximum of ten units (10). Current conditional use holders are counted first, new applications will be held until the next opening arises.

Commercially zoned dwelling units do not need a conditional use permit but do need to register their business with the City and collect the bed taxes.

Exceptions

Dwelling units that are over 3500 square feet will not count towards the maximum number of units.

Dwelling units that are owner occupied and are only renting out “bedrooms” and not the full living space. These units must meet the conditional use standards including one additional off-street parking space for each bedroom rented. (Current code requires two parking spaces per dwelling).

Penalty for noncompliance –

An unpermitted short-term rental advertised will result in a compliance letter, the operator must cease business immediately and take down all advertising. Reservations on the books further than thirty days from the notice must be terminated. Reservations less than thirty days will be temporarily allowed, but bed tax must be collected and reported, and operator must apply for conditional use within thirty days of notice.

A second notice any time after the first thirty-day notice to the same owner or operator will result in a second letter, a fine of \$200.00 per day the violation continues. Unpaid fines will be sent to collections and a lien will be put on the property.

A third notice of violation to the same owner an operator will result in a final warning letter, the City will take action to remove the water meter and will post that the property is operating an illegal business. Costs of all enforcement including attorney fees, preparing letters, research for advertising, reporting to the vendors like AirBnB and VRBO, postage and the like will be assessed in addition to the daily fines.

If the business does not cease operation, the City may remove the water meter at the owner’s expense and replacement to be at the normal listed fees.

REGISTERED VR INSIDE CITY AS OF JAN 2020

VILLA AMORE Vizcaino Ct
 PARADISE POINT Vizcaino Ct
 PARADISO DEL Mar VIZCAINO CT
 C-SHORE Vizcaino Ct
 EBB & FLOW Vizcaino Ct

TURNER ST HOUSE COKER Turner St
 OCEAN LOVERS LANDING Vizcaino Ct
 SUNSET BEACH HOUSE Vizcaino Ct
 HARBOR VIEW COTTAGE Harbor View
 ORGB36 MERMAIDS DEN VIZCAINO

ORGB29 RILEY CREEK WAY
 RAMIREZ KERBER
 KENNIGER MATEER RD
 BLANCHETT VIZCAINO
 ORGB33 LA MER TURNER
 OCEANS APART VIZCAINO

Seaview Cottage CAUGHELL
 SEA HOUSE Vizcaino Ct
 DON'T WORRY BEACH HAPPY VIZCAINO CT

CARTER HOUSE Nautical Way
 WATERS EDGE BLADE VIZCAINO
 SEAVIEW GROTTO MATHESON Vizcaino Ct
 CREEKSIDE HOUSE Orchard Lane
 BJORKLUND HOUSE Crook St

BRACE VR Ellensburg Ave
 LA DOLCE VITA Vizcaino Ct
 FLIP FLOP INN 10th St
 WILD COAST LOOKOUT Brooks Rd
 MARBELLA Vizcaino Ct

SUZANNE'S HOSPITALITY Johnson Lane



SECTION 10. MISC ITEMS (including policy discussions & determinations)

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **10. b.**
Council Meeting Date: February 3, 2020

TITLE: MONTHLY STRATEGIC PLAN GOAL REVIEW

SUMMARY AND BACKGROUND:

*Monthly Update of City Strategic Plan Goals – work that has been planned or accomplished towards Goals: **GOAL 5: Complete Capital Projects and Identify Future Capital Needs & GOAL 6: Influence Economic Growth***

Due to time constraint in preparing the packet, the Review Charts will be presented at the Council meeting and can be discussed either at this meeting, or at the March meeting.



Section 10. Miscellaneous Items (including policy discussions and determinations)

GOLD BEACH CITY COUNCIL AGENDA REPORT

Agenda Item No. **10.c.**
Council Meeting Date: February 3, 2020

TITLE: Update on ODOT Road Reconfiguration Discussion

SUMMARY AND BACKGROUND:

Pursuant to the Council’s direction at the January meeting, staff has continued discussion with ODOT staff about Hwy 101 reconfiguration possibilities. Staff will be meeting again in person with ODOT tomorrow.

Attached to this report is the matrix of concerns that City staff put together for last month’s meeting. We have discussed these concerns with the ODOT staff. They have given us the contact names of some of the other communities listed in their January report to discuss our concerns with them to see if they had similar issues. I believe Gold Beach is unique among the cities that have tried this experimental road diet in that I don’t think they have two schools, a fairgrounds, a courthouse/courthouse complex/jail, city hall/PD/firehall, and hospital that front onto the state highways that go through their towns, but I want to confirm that with them. If they do have some, or all, of these public services. I’d like to know whether there have been any public safety issues since the reconfigurations.

Also attached to this report is the 10 year crash data that some of the councilors requested. They also sent a graph to crash location and type. I put together a short version table (the crash data spreadsheets have a lot of data to decipher and digest!) of the crash locations relative to our City streets and the year of the accident. I also noted what the major causes of the accidents were if a cause was listed.

Staff will continue to update the Council as we receive additional information.

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REPRINT JANUARY 2020 AGENDA REPORT

SUMMARY AND BACKGROUND:

The topic of reconfiguring the lanes for Hwy 101 within the City limits (Ellensburg Avenue) has come up several times in the past year through Gold Beach Main Street. ODOT was asked to prepare information regarding the possibility of reconfiguring the lanes similar to what occurred in Port Orford. ODOT staff will present their findings and possible options for consideration by the Council.

CITY PUBLIC WORKS AND PLANNING STAFF CONCERNS REGARDING HWY 101 “ROAD DIET”

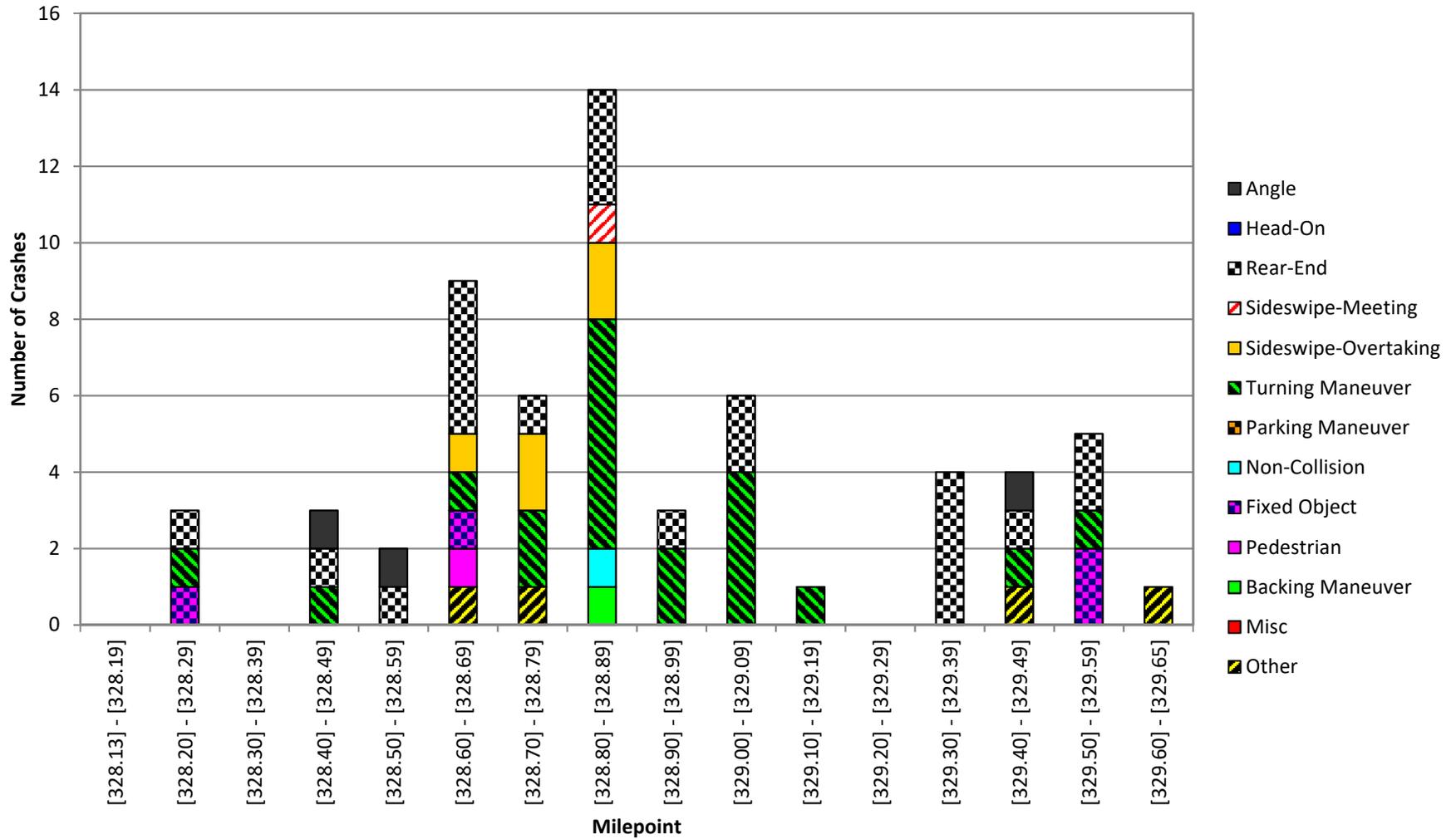
First, staff acknowledges that ODOT is the authority for anything related to Hwy 101 (Ellensburg Avenue) and that their engineering staff has conducted their standard engineering analysis regarding feasibility of reducing the lanes within the City. We appreciate ODOT performing this analysis and including local stakeholders in the discussion. As part of that discussion, Public Works and Planning staff feel there are specific and unique Gold Beach conditions, that don’t apply in similarly sized (or smaller) communities where the “road diet” has been successful, that must also be taken into consideration. Staff’s concerns are in no way a reflection on ODOT’s engineering work or their recommendations—we just want to ensure local conditions are also discussed and considered prior to making any recommendations to ODOT for future or proposed lane alterations.

CITY STAFF CONCERNS AND OBSERVATIONS	
Staff concerns are based on public safety, and the efficient movement of people and goods within Gold Beach. Many of these concerns are date and time specific, but during those times, the impact to public safety, in our opinion, is increased dramatically.	
CONCERN	STAFF COMMENTS
We are the County seat and we have the following public facilities that are directly accessed from Hwy 101: the fairgrounds, the hospital, and the courthouse complex including the county offices, courts, CCSO, and jail.	All of these facilities have peak usage days/times. Queuing at the 6 th Street signal can adversely impact traffic ingress/egress to the hospital and Cal-OR ambulance at 4 th Street. Moore Street is the location of our second signal light installation due to the courthouse complex and the post office locations. Queuing at the Moore Street signal can adversely affect Sheriff’s Office ability to access 101 during call-outs/emergencies. During fairgrounds events (especially the annual Fair) the entire area surrounding the fairgrounds is already adversely impacted.
All City facilities are directly accessed from Hwy 101: City Hall, the Fire and Police Departments, and Public Works	Even in off-peak times of the year there are already queuing issues to enter the City Hall parking lot. Adverse impacts to the Fire Department’s ability to quickly access 101 is of great concern. The PD has the ability to exit through the Ray’s parking lot, but if queuing is occurring at the 6 th Street signal, this will adversely impact access. Public Works utilizes the 5 th Place intersection multiple times daily to conduct their work—no efficient alternate 101 route is available to Public Works.

<p>Both Central Curry Schools are directly accessed from Hwy 101</p>	<p>This is the location of Gold Beach’s first signal light—and for good reasons. Every Central Curry student that rides a bus passes through the 6th Street intersection/signal at least twice daily. Non-bus riders are often driven to either of the schools through this intersection.</p> <p>Queuing for the buses entering the intersection from 6th, as well as the ability for the buses to exit the high school onto 101 daily, is an impact concern.</p> <p>We are all familiar with the parking and congestion issues at the high school during football season. It’s also an issue during other high school events.</p>
<p>Two critical public services are located at the already compromised 3rd Street intersection: the only pharmacy in Central Curry: Corner Drug, and the Curry Public Library. 3rd Street is also the main alternate route to Curry General Hospital and McKays Market is accessed at this location.</p>	<p>Arguably this is one of the most utilized intersections by locals: it accesses residential uses on 3rd, the library, NAPA Auto Parts, Mckays Market, and Corner Drug. The 3rd Street intersection has always been a wonky mess. We specifically discussed the intersection’s limitations last year. There isn’t any workable solution to the intersection as it now exists.</p> <p>With lane reductions on both N/S lanes it will further constrain this location.</p>
<p>No complete alternate 101 parallel N/S City roads exists for locals</p>	<p>Unlike Port Orford and Brookings, there are no complete 101 N/S parallel routes for locals to utilize for congestion relief. As an example: I live on 8th Street. There is no way from me to access my home or work here at City Hall unless I utilize 101.</p> <p>Short 1-3 block routes are on E/W side of 101 but you can’t access the hospital, Riley Creek School, Buffington Park, or the jail without traveling on 101.</p> <p>Unlike Port Orford and Brookings, critical facilities can’t be accessed on just City owned streets.</p>
<p>ONE AREA THE ROAD DIET WOULD NOT ADVERSELY IMPACT LOCALS and could be considered for diet and beautification: Port Drive to the Moore Street intersection</p>	<p>This is frankly a silly 4+ lane bubble with constrained single lanes on both the North and South. It’s downhill going N and only encourages drivers to speed up and then immediately slow down at the Harbor Way intersection where it narrows back to 101 and the bridge. This stretch could be utilized for a “statement” entrance into town.</p>

Crash History by Milepoint and Crash Type

Hwy 009 Oregon Coast | Milepoint 328.13 to 329.65 | 01/01/2009 to 12/31/2018
 Mainline | Both Add and Non-Add Mileage Alignments
 Mileage Type(s): Regular



ODOT MP	CITY CROSS STREET	YR OF ACCIDENT
328.25	HARBOR VIEW	2017
328.26	PORT DR	2013
328.29	COLVIN	2012
328.47	MOORE	2011
328.48	MOORE	2012
328.48	MOORE	2012
328.52	GAUNTLETT	2017
328.52	GAUNTLETT	2012
328.6	CAUGHELL	2011
328.6	C	2017
328.66	STRAHAN	2016
328.67	STRAHAN	2012
328.67	STRAHAN	2011
328.68	HARLOW	2010
328.68	STRAHAN	2012
328.69	HARLOW	2016
328.7	HARLOW	2010
328.71	HARLOW	2015
328.73	1ST ST	2010
328.75	1ST ST	2010
328.77	2ND ST	2013
328.81	3RD ST	2015
328.82	3RD ST	2010
328.83	3RD ST	2015
328.83	3RD ST	2014
328.83	3RD ST	2014
328.84	3RD ST	2011
328.84	3RD ST	2016
328.85	4TH ST	2010
328.85	4TH ST	2013
328.85	3RD ST	2012
328.87	4TH ST	2013
328.87	4TH ST	2016
329.01	6TH ST	2012
329.01	6TH ST	2014
329.06	7TH ST	2010
329.19	8TH ST	2013
329.33	10TH ST	2015
329.34	10TH ST	2010
329.34	10TH ST	2012
329.35	10TH ST	2012
329.46	11TH ST	2016
329.46	LILAC CT	2010
329.47	11TH ST	2014
329.47	11TH ST	2015
329.52	11TH ST	2016
329.56	WEBER WAY	2013
329.56	WEBER WAY	2018
329.56	WEBER WAY	2011
329.63	KERBER	2012

CAUSE OF ACCIDENT IF LISTED	INATTENTION	FAILURE TO YIELD ROW	FOLLOWING TOO CLOSE	IMPROPER TURN/LANE CHANGE	IGNORING TRAFFIC CONTROL DEVICE	RECKLESS/ CARELESS DRIVING
	6	15	11	8	3	4

**OREGON DEPARTMENT OF TRANSPORTATION - TRANSPORTATION DEVELOPMENT DIVISION
TRANSPORTATION DATA SECTION - CRASH ANALYSIS AND REPORTING UNIT
CONTINUOUS SYSTEM CRASH LISTING
Highway 009 ALL ROAD TYPES, MP 328.13 to 329.65, Both Add and Non-Add mileage, 01/01/2009 to 12/31/2018
Total Crash Records = 61
*****CRASH DE-CODER V6.0.0 PRC REPORT PRINTABLE EQUIVALENT*******

SER # ID # INVEST RD DPT UNLOC?	SPEED	ALCOHOL	DRUG	MARIJUANA	SCH ZONE	WORK ZONE	DATE DAY TIME LAT	COUNTY CITY URB AREA LONG	RD # FUNCTIONAL CLASS COMPONENT MILEAGE TYPE MILEPOINT	CONN # FIRST STREET SECOND STREET LRS	RD CHAR DIRECT LOCTN	INT-TYP (MEDIAN) LEGS (# LANES)	INT-REL TRAF-CONTL	OFF RD RNDBT DRWY	WTHR SURF LIGHT	CRASH COLL SVRTY	VEHICLE #	SPCL USE TRLR QTY OWNER TYPE	MOVE FROM TO	PARTC #	PARTC TYPE	INJURY SEVERITY	AGE	SEX	LICNS RES	NON-MTRST LOCATION	ERROR	ACTION			EVENT			CAUSE		
																												VEHICLE (PARTICIPANT)	CRASH	VEHICLE	PARTICIPANT	CRASH	VEHICLE	PARTICIPANT	CRASH	VEHICLE
00018 1718604 NO RPT Y False	N	N	N	N	N	N	02/14/2017 Tuesday 5A 42.42026	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.25	OREGON COAST HY HARBOR VIEW LN 000900100S00	STRGHT NE 08	(NONE) (4)	NONE	Y	CLR DRY DLIT	FIX OBJ FIX INJ	3241947	NONE 0 PRVTE PSNGR CAR	STRGHT SW-NE	1	DRVR	INJA	34	F	OR-Y OR<25	080-Fail To MaintainLane 081-Ran Off Road	001-Skidded (017-Lost Control)	040-Curb 100-Unknown Fixed Obj	040-Curb 100-Unknown Fixed Obj	10-Other Driver Error	00-No Code	10-Other Driver Error				
00007 1503018 NONE N False	N	N	N	N	N	N	01/16/2013 Wednesday 11A 42.42013	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.26	PORT DR OREGON COAST HY 000900100S00	INTER CN 04	3-LEG 0 0	N STOP SIGN	N	CLR DRY DAY	ANGL-OTH TURN PDO	2840422	NONE 0 PRVTE PSNGR CAR	TURN-L NW-NE	1	DRVR	NONE	37	M	OR-Y OR<25	028-No ROW	015-Proceed After Stop (026-Blinded By The Sun)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW						
00153 1468702 CITY N False	N	N	N	N	N	N	09/14/2012 Friday 1A 42.41968	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.29	ELLENSBURG AVE S 05	GRADE S (4)	N UNKNOWN	N	FOG DRY DARK	S-STRGHT REAR PDO	2776821	NONE 0 PRVTE PSNGR CAR	STRGHT S-N	1	DRVR	NONE	21	M	SUSP OR<25	042-FailSlowForSlowVeh	000-No Action (000-No Action)	07-Followed too Closely	00-No Code	07-Followed too Closely							
00148 1431255 NO RPT N False	N	N	N	N	N	N	10/26/2011 Wednesday 2P 42.41742	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.47	MOORE ST OREGON COAST HY 000900100S00	INTER CN 04	CROSS 0 0	N TRF SIGNAL	N	CLR DRY DAY	ANGL-OTH REAR PDO	2707739	NONE 0 PRVTE PSNGR CAR	STRGHT SW-NE	1	DRVR	NONE	0	M	OR-Y OR-?	020-Disrg Traffic Signal	000-No Action (000-No Action)	04-Disregard Traf. Signal	00-No Code	04-Disregard Traf. Signal						
00012 1451312 CITY N False	N	N	N	N	N	N	01/17/2012 Tuesday 12P 42.41730	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.48	MOORE ST OREGON COAST HY 000900100S00	INTER SW 06	CROSS 0 0	N UNKNOWN	N	CLD WET DAY	S-1STOP REAR PDO	2744475	NONE 0 PRVTE PSNGR CAR	STRGHT SW-NE	1	DRVR	NONE	23	F	OR-Y OR<25	016-Inattention 026-Faild Avoid Stop Veh	000-No Action (038-Driver Distracted)	27-Inattention	00-No Code	27-Inattention						
00202 1478643 CITY N False	N	N	N	N	N	Y	12/05/2012 Wednesday 12P 42.41730	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.48	MOORE ST OREGON COAST HY 000900100S00	INTER CN 01	CROSS 0 0	N TRF SIGNAL	N	CLR DRY DAY	O-1-L-TURN TURN PDO	2795602	NONE 0 PRVTE PSNGR CAR	STRGHT NE-SW	1	DRVR	NONE	76	M	OR-Y OR<25	000-No Error	000-No Action (000-No Action)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW						
00007 1749628 CITY N False	N	N	N	N	N	N	01/12/2017 Thursday 12P 42.41676	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.52	GAUNTLETT ST OREGON COAST HY 000900100S00	INTER SW 06	3-LEG 0 0	N NONE	N	CLR DRY DAY	S-1STOP REAR PDO	3300647	NONE 9-Unknown N/A PSNGR CAR	STRGHT SW-NE	1	DRVR	NONE	0	UNK UNK	000-No Error	000-No Action (000-No Action)	004-Ped Inv. - not struck	27-Inattention	00-No Code	00-No Code						
																	3300648	NONE 9-Unknown N/A PSNGR CAR	STOP SW-NE	1	DRVR	NONE	0	UNK UNK	000-No Error	011-Stop In Traf-No Lturn (000-No Action)		00-No Code	00-No Code							

OREGON DEPARTMENT OF TRANSPORTATION - TRANSPORTATION DEVELOPMENT DIVISION
TRANSPORTATION DATA SECTION - CRASH ANALYSIS AND REPORTING UNIT
CONTINUOUS SYSTEM CRASH LISTING
 Highway 009 ALL ROAD TYPES, MP 328.13 to 329.65, Both Add and Non-Add mileage, 01/01/2009 to 12/31/2018
 Total Crash Records = 61
 *****CRASH DE-CODER V6.0.0 PRC REPORT PRINTABLE EQUIVALENT*****

SER # ID # INVEST RD DPT UNLOC?	SPEED	ALCOHOL	DRUG	MARIJUANA	SCH ZONE	WORK ZONE	DATE DAY TIME LAT	COUNTY CITY URB AREA LONG	RD # FUNCTIONAL CLASS COMPONENT MILEAGE TYPE MILEPOINT	CONN # FIRST STREET SECOND STREET LRS	RD CHAR DIRECT LOCTN	INT-TYP (MEDIAN) LEGS (# LANES)	INT-REL TRAF-CONTL	OFF RD RNDBT DRWVY	WTHR SURF LIGHT	CRASH COLL SVRTY	VEHICLE #	SPCL USE TRLR QTY OWNER TYPE	MOVE FROM TO	PARTC #	PARTC TYPE	INJURY SEVERITY	AGE	SEX	LICNS RES	NON-MTRST LOCATION	ERROR	ACTION		EVENT			CAUSE		
																												VEHICLE (PARTICIPANT)	VEHICLE	PARTICIPANT	VEHICLE	PARTICIPANT	VEHICLE	PARTICIPANT	
00157 1468721 CITY N False	N	N	N	N	N	N	09/25/2012 Tuesday 5P 42.41676	Curry Gold Beach -124.41982	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.52	GAUNTLETT ST OREGON COAST HY 000900100S00	INTER CN 02	3-LEG (0) (0)	N STOP SIGN	N Y	CLR DRY DAY	ANGL-OTH ANGL INJ	2776864 0 PRVTE PSNGR CAR	NONE 0	STRGHT SE-NW	1	DRVR	NONE	38	F	OR-Y OR<25	021-Disrg Stop Sign	000-No Action (028-Physical Illness)	03-Passed Stop Sign	00-No Code	03-Passed Stop Sign					
																	2776865 1 PRVTE SEMI TOW	STRGHT SW-NE	1	DRVR	NONE	45	M	OTH-Y N-RES	000-No Error	000-No Action (000-No Action)		00-No Code	00-No Code						
00120 1425280 CITY N False	N	Y	Y	N	N	N	09/02/2011 Friday 9P 42.41576	Curry Gold Beach -124.42036	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.60	CAUGHELL ST OREGON COAST HY 000900100S00	INTER E 05	CROSS (0) (0)	N UNKNOWN	N N	CLR DRY DLIT	PED PED INJ	2696489 0 PRVTE PSNGR CAR	NONE 0	TURN-L NE-SE	1	DRVR	NONE	39	F	OR-Y OR<25	051-Reckless Driving 029-Failed Yld ROW Ped	000-No Action (000-No Action)	33-Reckless Driving 02-Failed Yield ROW	00-No Code	33-Reckless Driving 02-Failed Yield ROW					
																		STRGHT NE-SW	1	PED	INJB	54	M		000-No Error	(034-Cross Inter-NoSignal)			19-Not visible: dark clothing						
00206 1719283 CITY N False	N	N	N	N	N	N	11/16/2017 Thursday 6P 42.41576	Curry Gold Beach -124.42036	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.60	CAUGHELL ST OREGON COAST HY 000900100S00	INTER SW 06	CROSS (0) (0)	N NONE	N N	RAIN WET DUSK	S-1STOP REAR INJ	3243254 0 PRVTE PSNGR CAR	NONE 0	STRGHT SW-NE	1	DRVR	INJC	23	F	OR-Y OR<25	016-Inattention 026-Failed Avoid Stop Veh	000-No Action (027-BlindedByHeadlights)	27-Inattention	00-No Code	27-Inattention					
																3243255 0 PRVTE PSNGR CAR	NONE 0	STOP SW-NE	1	DRVR	NONE	32	F	OR-Y OR<25	000-No Error	012-Stop For Left Turn (000-No Action)		00-No Code	00-No Code						
00016 1701562 CITY N False	N	N	N	N	N	N	01/30/2016 Saturday 1P 42.41494	Curry Gold Beach -124.42069	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.66	OREGON COAST HY STRAHAN ST 000900100S00	STRGHT N 03	(NONE) (4)	N NONE	N N	RAIN WET DAY	S-1TURN TURN PDO	3211373 0 9-Unknown N/A PSNGR CAR	NONE 0	U-TURN N-N	1	DRVR	NONE	0	UNK UNK	UNK UNK	000-No Error	051-Enter From Off Road (000-No Action)	08-Improper Turn	00-No Code	00-No Code					
																3211374 0 9-Unknown N/A PSNGR CAR	NONE 0	STRGHT N-S	1	DRVR	NONE	0	UNK UNK	UNK UNK	000-No Error	000-No Action (000-No Action)		00-No Code	00-No Code						
00058 1460949 CITY N False	N	N	N	N	N	N	03/24/2012 Saturday 2P 42.41480	Curry Gold Beach -124.42071	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.67	OREGON COAST HY STRAHAN ST 000900100S00	INTER S 06	3-LEG (0) (0)	N UNKNOWN	N N	CLR DRY DAY	S-1STOP REAR INJ	2762325 0 PRVTE PSNGR CAR	NONE 0	STRGHT S-N	1	DRVR	INJC	23	F	NONE OR>25	016-Inattention 026-Failed Avoid Stop Veh	000-No Action (038-Driver Distracted)	27-Inattention	00-No Code	27-Inattention					
																2762326 0 PRVTE PSNGR CAR	NONE 0	STOP S-N	1	DRVR	NONE	38	M	OR-Y OR>25	000-No Error	012-Stop For Left Turn (000-No Action)		00-No Code	00-No Code						
00154 1468712 NONE N False	N	N	N	N	N	N	09/21/2012 Friday UNK 42.41480	Curry Gold Beach -124.42071	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.67	OREGON COAST HY STRAHAN ST 000900100S00	INTER S 06	3-LEG (0) (0)	N UNKNOWN	N N	CLR DRY DAY	S-1STOP REAR PDO	2776843 0 PRVTE PSNGR CAR	NONE 0	STRGHT S-N	1	DRVR	NONE	0	M	UNK OR<25	026-Failed Avoid Stop Veh	000-No Action (000-No Action)	07-Followed too Closely	00-No Code	07-Followed too Closely					
																2776844 0 PRVTE PSNGR CAR	NONE 0	STOP S-N	1	DRVR	NONE	24	F	OR-Y OR<25	000-No Error	012-Stop For Left Turn (000-No Action)		00-No Code	00-No Code						
00173 1432778 CITY N False	N	N	N	N	N	N	12/04/2011 Sunday 11A 42.41480	Curry Gold Beach -124.42071	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.67	OREGON COAST HY STRAHAN ST 000900100S00	INTER W 05	3-LEG (0) (0)	N UNKNOWN	Y N	CLR DRY DAY	FIX OBJ FIX PDO	2710651 0 PRVTE PSNGR CAR	NONE 0	STRGHT N-S	1	DRVR	NONE	26	M	OR-Y OR<25	000-No Error	007-Avoiding Maneuver (000-No Action)	092-Phantom Vehicle 040-Curb 088-Fence/Building	040-Curb 088-Fence/Building	26-Phantom Vehicle	26-Phantom Vehicle	26-Phantom Vehicle			
00119 1375743 CITY N False	N	N	N	N	N	N	07/28/2010 Wednesday 5P 42.41465	Curry Gold Beach -124.42072	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.68	OREGON COAST HY HARLOW ST 000900100S00	STRGHT N 05	(NONE) (4)	N UNKNOWN	N N	CLR DRY DAY	NON-COLL OTH INJ	2604161 0 PRVTE MTRCYCLE	NONE 0	STRGHT S-N	1	DRVR	INJB	58	M	OTH-Y N-RES	000-No Error	000-No Action (000-No Action)	004-Ped Inv - not struck 081-Other Moving Object 001-Fell/Jumped frm Veh	081-Other Moving Object 010-Subseq Overtum	001-Fell/Jumped frm Veh	12-Other (not Driver Err)	00-No Code	12-Other (not Driver Err)		

**OREGON DEPARTMENT OF TRANSPORTATION - TRANSPORTATION DEVELOPMENT DIVISION
TRANSPORTATION DATA SECTION - CRASH ANALYSIS AND REPORTING UNIT
CONTINUOUS SYSTEM CRASH LISTING
Highway 009 ALL ROAD TYPES, MP 328.13 to 329.65, Both Add and Non-Add mileage, 01/01/2009 to 12/31/2018
Total Crash Records = 61
*****CRASH DE-CODER V6.0.0 PRC REPORT PRINTABLE EQUIVALENT*******

SER # ID # INVEST RD DPT UNLOC?	SPEED	ALCOHOL	DRUG	MARIJUANA	SCH ZONE	WORK ZONE	DATE DAY TIME LAT	COUNTY CITY URB AREA LONG	RD # FUNCTIONAL CLASS COMPONENT MILEAGE TYPE MILEPOINT	CONN # FIRST STREET SECOND STREET LRS	RD CHAR DIRECT LOCTN	INT-TYP (MEDIAN) LEGS (# LANES)	INT-REL TRAF-CONTL	OFF RD RNDBT DRWY	WTHR SURF LIGHT	CRASH COLL SVRTY	VEHICLE #	SPCL USE TRLR QTY OWNER TYPE	MOVE FROM TO	PARTC #	PARTC TYPE	INJURY SEVERITY	AGE	SEX	LICNS RES	NON-MTRST LOCATION	ERROR	ACTION		EVENT			CAUSE		
																												VEHICLE (PARTICIPANT)	VEHICLE	PARTICIPANT	VEHICLE	PARTICIPANT	VEHICLE	PARTICIPANT	
00120 1511988 NONE N False	N	N	N	N	N	N	08/11/2013 Sunday 12A 42.41317	Curry Gold Beach -124.42065	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.77	OREGON COAST HY 2ND ST 000900100S00	INTER E 06	3-LEG (0)	N UNKNOWN	N N	CLR DRY DLIT	ANGL-OTH TURN INJ	2857035 NONE 0 PRVTE PSNGR CAR	TURN-R S-E	1	DRVR	NONE	56	M	OR-Y OR<25		001-Wide Turn 007-Turn Into Wrong Ln	000-No Action (000-No Action)	08-Improper Turn	00-No Code	08-Improper Turn					
																	2857036 NONE 0 PRVTE PSNGR CAR	STRGHT E-W	1	DRVR	INJC	25	F	OR-Y OR<25		000-No Error (000-No Action)	006-Slowed Down (000-No Action)		00-No Code	00-No Code					
																			2	PSNG	NO<5	1	F			000-No Error (000-No Action)			00-No Code	00-No Code					
00099 1631452 CITY N False	N	N	N	N	N	N	05/27/2015 Wednesday 11A 42.41272	Curry Gold Beach -124.42061	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.81	OREGON COAST HY 3RD ST 000900100S00	ALLEY N 03	(NONE) (4)	N UNKNOWN	N Y	CLR DRY DAY	ANGL-STP TURN PDO	3081184 NONE 0 PRVTE PSNGR CAR	TURN-R W-S	1	DRVR	NONE	76	F	OR-Y OR<25		028-No ROW 026-Faild Avoid Stop Veh	018-Ent Frm Alley/Dwy (000-No Action)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW					
																	3081185 NONE 1 PRVTE SEMI TOW	STOP N-S	1	DRVR	NONE	29	M	OR-Y OR>25		000-No Error (000-No Action)	011-Stop In Traf-No Lturn (000-No Action)		00-No Code	00-No Code					
00060 1368998 CITY N False	N	N	N	N	N	N	04/27/2010 Tuesday 1P 42.41258	Curry Gold Beach -124.42060	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.82	OREGON COAST HY 3RD ST 000900100S00	ALLEY N 05	(NONE) (4)	N UNKNOWN	N N	CLR DRY DAY	S-1STOP REAR INJ	2591442 NONE 0 PRVTE PSNGR CAR	STRGHT S-N	1	DRVR	NONE	18	F	OR-Y OR<25		043-Following Too Close 026-Faild Avoid Stop Veh	000-No Action (000-No Action)	07-Followed too Closely	00-No Code	07-Followed too Closely					
																	2591443 NONE 0 PRVTE PSNGR CAR	STOP S-N	1	DRVR	INJC	40	F	OR-Y OR>25		000-No Error (000-No Action)	012-Stop For Left Turn (000-No Action)		00-No Code	00-No Code					
																			2	PSNG	INJC	58	M			000-No Error (000-No Action)			00-No Code	00-No Code					
00051 1777341 NONE N False	N	N	N	N	N	N	04/24/2018 Tuesday 5P 42.41245	Curry Gold Beach -124.42059	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.83	OREGON COAST HY 3RD ST 000900100S00	INTER E 06	3-LEG (0)	N STOP SIGN	N N	CLR DRY DAY	S-OTHER BACK INJ	3349820 NONE 0 PRVTE PSNGR CAR	BACK W-E	1	DRVR	NONE	74	M	OR-Y OR<25		011-Improper Backing (000-No Action)	000-No Action (000-No Action)	10-Other Driver Error	00-No Code	10-Other Driver Error					
																	3349821 NONE 0 UNKN PSNGR CAR	BACK W-E	1	DRVR	NONE	0	UNK	UNK UNK		000-No Error (000-No Action)	000-No Action (000-No Action)		00-No Code	00-No Code					
																	3349822 NONE 0 PRVTE PSNGR CAR	STRGHT E-W	1	DRVR	INJC	60	M	OR-Y OR<25		000-No Error (000-No Action)	022-Struck Obj Prior Coll (000-No Action)		00-No Code	00-No Code					
00173 1607006 CITY N False	N	N	N	N	N	N	09/09/2015 Wednesday 5P 42.41245	Curry Gold Beach -124.42059	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.83	OREGON COAST HY 3RD ST 000900100S00	INTER S 06	3-LEG (0)	N TRF SIGNAL	N N	CLR DRY DAY	S-1STOP REAR INJ	3034753 NONE 0 PRVTE PSNGR CAR	STRGHT S-N	1	DRVR	INJC	16	M	OR-Y OR<25		043-Following Too Close 026-Faild Avoid Stop Veh	000-No Action (000-No Action)	07-Followed too Closely	00-No Code	07-Followed too Closely					
																	3034754 NONE 0 PRVTE PSNGR CAR	STOP S-N	1	DRVR	NONE	47	F	OTH-Y N-RES		000-No Error (000-No Action)	011-Stop In Traf-No Lturn (000-No Action)		00-No Code	00-No Code					
00069 1575011 CITY N False	N	N	N	N	N	N	05/28/2014 Wednesday 4P 42.41245	Curry Gold Beach -124.42059	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.83	OREGON COAST HY 3RD ST 000900100S00	INTER CN 02	3-LEG (0)	N UNKNOWN	N Y	CLR DRY DAY	ANGL-OTH TURN PDO	2974721 NONE 0 PRVTE PSNGR CAR	TURN-L W-N	1	DRVR	NONE	49	F	SUSP OR<25		028-No ROW (000-No Action)	018-Ent Frm Alley/Dwy (000-No Action)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW					
																	2974722 NONE 0 PRVTE PSNGR CAR	STRGHT S-N	1	DRVR	NONE	32	F	OR-Y OR>25		000-No Error (000-No Action)	000-No Action (000-No Action)		00-No Code	00-No Code					
00126 1575515 CITY N False	N	N	N	N	N	N	08/07/2014 Thursday 12P 42.41245	Curry Gold Beach -124.42059	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.83	OREGON COAST HY 3RD ST 000900100S00	INTER CN 02	3-LEG (0)	N STOP SIGN	N N	CLR DRY DAY	ANGL-OTH TURN PDO	2975660 NONE 0 PRVTE PSNGR CAR	STRGHT S-N	1	DRVR	NONE	61	M	OR-Y OR<25		000-No Error (000-No Action)	000-No Action (000-No Action)	02-Failed Yield ROW	00-No Code	00-No Code					
																	2975661 NONE 0 PRVTE PSNGR CAR	TURN-L E-S	1	DRVR	NONE	61	F	OR-Y OR<25		016-Inattention 028-No ROW	015-Proceed After Stop (000-No Action)		00-No Code	02-Failed Yield ROW					

**OREGON DEPARTMENT OF TRANSPORTATION - TRANSPORTATION DEVELOPMENT DIVISION
TRANSPORTATION DATA SECTION - CRASH ANALYSIS AND REPORTING UNIT
CONTINUOUS SYSTEM CRASH LISTING
Highway 009 ALL ROAD TYPES, MP 328.13 to 329.65, Both Add and Non-Add mileage, 01/01/2009 to 12/31/2018
Total Crash Records = 61
*****CRASH DE-CODER V6.0.0 PRC REPORT PRINTABLE EQUIVALENT*******

SER # ID # INVEST RD DPT UNLOC?	SPEED	ALCOHOL	DRUG	MARIJUANA	SCH ZONE	WORK ZONE	DATE DAY TIME LAT	COUNTY CITY URB AREA LONG	RD # FUNCTIONAL CLASS COMPONENT MILEAGE TYPE MILEPOINT	CONN # FIRST STREET SECOND STREET LRS	RD CHAR DIRECT LOCTN	INT-TYP (MEDIAN) LEGS (# LANES)	INT-REL TRAF-CONTL	OFF RD RNDBT DRWVY	WTHR SURF LIGHT	CRASH COLL SVRTY	VEHICLE #	SPCL USE TRLR QTY OWNER TYPE	MOVE FROM TO	PARTC #	PARTC TYPE	INJURY SEVERITY	AGE	SEX	LICNS RES	NON-MTRST LOCATION	ERROR	ACTION		EVENT			CAUSE		
																												VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	
00186 1432837 NO RPT N False	N	N	N	N	N	N	12/28/2011 Wednesday 2P 42.41231	Curry Gold Beach -124.42058	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.84	OREGON COAST HY ALLEY 3RD ST UN 000900100S00	UN 05	(NONE) (4)	N UNKNOWN	N N	RAIN WET DAY	S-1STOP REAR PDO	2710759	NONE 0 PRVTE PSNGR CAR	STRGHT S-N	1	DRVR	NONE	16	F	OR-Y OR<25		026-Failed Avoid Stop Veh	000-No Action (000-No Action)	07-Followed too Closely	00-No Code	07-Followed too Closely				
																	2710760	NONE 0 PRVTE PSNGR CAR	STOP S-N	1	DRVR	NONE	41	F	OR-Y OR<25		000-No Error	012-Stop For Left Turn (000-No Action)		00-No Code	00-No Code				
00070 1701824 NONE Y False	N	N	N	N	N	N	05/03/2016 Tuesday 11A 42.41231	Curry Gold Beach -124.42058	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.84	OREGON COAST HY STRGHT 3RD ST S 000900100S00	S 04	(NONE) (4)	N NONE	N N	CLR DRY DAY	O-STRGHT SS-M PDO	3211858	NONE 9-Unknown N/A PSNGR CAR	STRGHT S-N	1	DRVR	NONE	0	UNK UNK	UNK UNK		000-No Error	000-No Action (000-No Action)	10-Other Driver Error	00-No Code	00-No Code				
																	3211859	NONE 9-Unknown N/A PSNGR CAR	STRGHT N-S	1	DRVR	NONE	0	UNK UNK	UNK UNK		000-No Error	007-Avoiding Maneuver (000-No Action)		00-No Code	00-No Code				
00170 1389491 NONE N False	N	N	N	N	N	N	10/20/2010 Wednesday 2P 42.41216	Curry Gold Beach -124.42057	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.85	OREGON COAST HY STRGHT 4TH ST N 000900100S00	N 03	(NONE) (4)	N UNKNOWN	N N	CLR DRY DAY	ANGL-OTH TURN PDO	2629623	NONE 0 PRVTE PSNGR CAR	BACK S-N	1	DRVR	NONE	68	M	OR-Y OR<25		013-Improper De-Parking 028-No ROW	051-Enter From Off Road (000-No Action)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW				
																	2629624	NONE 0 PRVTE TRUCK	STOP N-S	1	DRVR	NONE	68	M	OR-Y OR<25		000-No Error	011-Stop In Traf-No Ltum (000-No Action)		00-No Code	00-No Code				
00087 1505818 CITY N False	N	N	N	N	N	N	06/27/2013 Thursday 1P 42.41216	Curry Gold Beach -124.42057	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.85	OREGON COAST HY ALLEY 4TH ST N 000900100S00	N 05	(NONE) (4)	N UNKNOWN	N N	CLR DRY DAY	ANGL-OTH TURN PDO	2845556	NONE 0 PRVTE PSNGR CAR	STRGHT S-N	1	DRVR	NONE	23	F	OTH-Y N-RES		000-No Error	000-No Action (000-No Action)	02-Failed Yield ROW	00-No Code	00-No Code				
																	2845557	NONE 0 PRVTE PSNGR CAR	TURN-L W-N	1	DRVR	NONE	71	F	OR-Y OR<25		028-No ROW	018-Ent Frm Alley/Dwy (000-No Action)		00-No Code	02-Failed Yield ROW				
00160 1471875 CITY N False	N	N	N	N	N	N	09/26/2012 Wednesday 10A 42.41216	Curry Gold Beach -124.42057	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.85	OREGON COAST HY ALLEY 3RD ST S 000900100S00	S 03	(NONE) (4)	N UNKNOWN	N N	CLR DRY DAY	ANGL-OTH TURN INJ	2782873	NONE 0 PRVTE PSNGR CAR	TURN-L W-N	1	DRVR	NONE	87	M	OR-Y OR<25		028-No ROW	018-Ent Frm Alley/Dwy (000-No Action)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW				
																	2782874	NONE 0 PRVTE PSNGR CAR	STRGHT N-S	1	DRVR	NONE	80	M	OR-Y OR<25		000-No Error	000-No Action (000-No Action)		00-No Code	00-No Code				
																			2	PSNG	INJC	74	F			000-No Error	(000-No Action)			00-No Code					
00114 1511967 NONE N False	N	N	N	N	N	N	08/01/2013 Thursday 2P 42.41186	Curry Gold Beach -124.42055	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.87	OREGON COAST HY STRGHT 4TH ST N 000900100S00	N 04	(NONE) (4)	N UNKNOWN	N N	CLR DRY DAY	S-STRGHT SS-O PDO	2856999	NONE 0 PRVTE PSNGR CAR	STRGHT N-S	1	DRVR	NONE	62	F	OR-Y OR<25		016-Inattention 045-Improper Lane Chng	000-No Action (000-No Action)	13-Improper Lane Chng	00-No Code	13-Improper Lane Chng				
																	2857000	NONE 0 PRVTE PSNGR CAR	STRGHT N-S	1	DRVR	NONE	0	F	UNK OR<25		000-No Error	000-No Action (000-No Action)		00-No Code	00-No Code				
00001 1701541 CITY N False	N	N	N	N	N	N	01/02/2016 Saturday 4P 42.41186	Curry Gold Beach -124.42055	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.87	OREGON COAST HY STRGHT 4TH ST N 000900100S00	N 06	(NONE) (4)	N NONE	N N	CLR DRY DAY	S-STRGHT SS-O PDO	3211336	NONE 9-Unknown N/A PSNGR CAR	STRGHT S-N	1	DRVR	NONE	0	UNK UNK	UNK UNK		000-No Error	000-No Action (000-No Action)	13-Improper Lane Chng	00-No Code	00-No Code				
																	3211337	NONE 9-Unknown N/A PSNGR CAR	STRGHT S-N	1	DRVR	NONE	0	UNK UNK	UNK UNK		000-No Error	000-No Action (000-No Action)		00-No Code	00-No Code				
00137 1425386 NO RPT N False	N	N	N	N	N	N	09/30/2011 Friday 3P 42.41172	Curry Gold Beach -124.42055	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 328.88	OREGON COAST HY INTER 4TH ST CN 000900100S00	CROSS 02	() ()	N STOP SIGN	N N	CLR DRY DAY	OVERTURN NCOL INJ	2696692	NONE 0 PRVTE MTRCYCLE	STRGHT S-N	1	DRVR	INJB	30	M	OR-Y OR<25		000-No Error	007-Avoiding Maneuver (000-No Action)	092-Phantom Vehicle	010-Subseq Overtum	26-Phantom Vehicle	00-No Code	26-Phantom Vehicle		

OREGON DEPARTMENT OF TRANSPORTATION - TRANSPORTATION DEVELOPMENT DIVISION
TRANSPORTATION DATA SECTION - CRASH ANALYSIS AND REPORTING UNIT
CONTINUOUS SYSTEM CRASH LISTING
 Highway 009 ALL ROAD TYPES, MP 328.13 to 329.65, Both Add and Non-Add mileage, 01/01/2009 to 12/31/2018
 Total Crash Records = 61
 *****CRASH DE-CODER V6.0.0 PRC REPORT PRINTABLE EQUIVALENT*****

SER # ID # INVEST RD DPT UNLOC?	SPEED	ALCOHOL	DRUG	MARIJUANA	SCH ZONE	WORK ZONE	DATE DAY TIME LAT	COUNTY CITY URB AREA LONG	RD # FUNCTIONAL CLASS COMPONENT MILEAGE TYPE MILEPOINT	CONN # FIRST STREET SECOND STREET LRS	RD CHAR DIRECT LOCTN	INT-TYP (MEDIAN) LEGS (# LANES)	INT-REL TRAF-CONTL	OFF RD RNDBT DRWVY	WTHR SURF LIGHT	CRASH COLL SVRTY	VEHICLE #	SPCL USE TRLR QTY OWNER TYPE	MOVE FROM TO	PARTC #	PARTC TYPE	INJURY SEVERITY	AGE	SEX	LICNS RES	NON-MTRST LOCATION	ERROR	ACTION		EVENT			CAUSE		
																												VEHICLE (PARTICIPANT)	VEHICLE	VEHICLE	PARTICIPANT	CRASH	VEHICLE	PARTICIPANT	
00178 1389586 CITY N False	N	N	N	N	N	N	11/05/2010 Friday 10A 42.41099	Curry Gold Beach -124.42050	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	OREGON COAST HY 5TH PL 000900100S00	INTER E 06	3-LEG (0) 0	N STOP SIGN	N N	CLD WET DAY	BIKE TURN INJ	0		STRGHT N-S	1	BIKE	INJC	49	M		I XWLK	021-Disrg Stop Sign (040-Walk Shlder A/Traff)	110-NonMotorist Str Veh	18-Nonmtrst illegally in road 19-Not visible: dark clothing	18-Nonmtrst illegally in road 19-Not visible: dark clothing					
									328.93								2629792 0 PRVTE PSNGR CAR		TURN-R E-N	1	DRVR	NONE	50	F	OR-Y OR<25	000-No Error	015-Proceed After Stop (000-No Action)		00-No Code	00-No Code					
00140 1718983 CITY N False	N	N	N	N	N	N	08/01/2017 Tuesday 4P 42.41073	Curry Gold Beach -124.42050	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	OREGON COAST HY 5TH ST 000900100S00	INTER S 06	3-LEG (0) 0	N NONE	N N	CLR DRY DAY	S-1STOP REAR INJ	3242668 0 PRVTE PSNGR CAR		STRGHT S-N	1	DRVR	INJB	38	M	OR-Y OR<25	026-Faild Avoid Stop Veh (000-No Action)	000-No Action (000-No Action)	29-Fail avoid veh. Ahead 13-Improper Lane Chng 00 - No Code	00-No Code	00-No Code	29-Fail avoid veh. Ahead				
									328.95							3242669 0 PRVTE PSNGR CAR		STOP S-N	1	DRVR	INJC	66	F	OR-Y OR<25	045-Improper Lane Chng (000-No Action)	012-Stop For Left Turn (000-No Action)		00-No Code	13-Improper Lane Chng						
00013 1315572 NO RPT N False	N	N	N	N	N	N	01/30/2009 Friday 2P 42.41015	Curry Gold Beach -124.42057	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	OREGON COAST HY 6TH ST 000900100S00	ALLEY UN 03	(NONE) (4)	N UNKNOWN	N N	CLR DRY DAY	ANGL-OTH TURN PDO	2491858 0 PRVTE PSNGR CAR		TURN-L W-N	1	DRVR	NONE	57	F	OR-Y OR<25	028-No ROW (000-No Action)	018-Ent Frm Alley/Dwy (000-No Action)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW					
									328.99							2491859 0 PRVTE PSNGR CAR		STRGHT N-S	1	DRVR	NONE	32	F	OR-Y OR<25	000-No Error (000-No Action)	000-No Action (000-No Action)		00-No Code	00-No Code						
00168 1431377 NO RPT N False	N	N	N	N	N	N	11/23/2011 Wednesday 4P 42.40986	Curry Gold Beach -124.42057	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	OREGON COAST HY 6TH ST 000900100S00	INTER N 06	3-LEG (0) 0	N TRF SIGNAL	N N	RAIN WET DUSK	S-1STOP REAR PDO	2707949 0 PRVTE PSNGR CAR		STRGHT N-S	1	DRVR	NONE	0	M	OR-Y OR<25	026-Faild Avoid Stop Veh (000-No Action)	000-No Action (000-No Action)	07-Followed too Closely	00-No Code	07-Followed too Closely					
									329.01							2707950 0 PRVTE PSNGR CAR		STOP N-S	1	DRVR	NONE	37	F	OR-Y OR<25	000-No Error (000-No Action)	011-Stop In Traf-No Lturn (000-No Action)		00-No Code	00-No Code						
00161 1750151 CITY N False	N	N	N	N	N	N	09/08/2017 Friday 10A 42.40986	Curry Gold Beach -124.42057	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	OREGON COAST HY 6TH ST 000900100S00	INTER CN 01	3-LEG (0) 0	N TRF SIGNAL	N Y	CLR DRY DAY	O-1 L-TURN TURN PDO	3301514 0 9-Unknown N/A PSNGR CAR		STRGHT N-S	1	DRVR	NONE	0	UNK	UNK	UNK	000-No Error (000-No Action)	000-No Action (000-No Action)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW				
									329.01							3301515 0 9-Unknown N/A PSNGR CAR		TURN-L S-W	1	DRVR	NONE	0	UNK	UNK	UNK	000-No Error (000-No Action)	000-No Action (000-No Action)		00-No Code	00-No Code					
00057 1324883 CITY N False	N	N	N	N	N	N	05/16/2009 Saturday 11A 42.40986	Curry Gold Beach -124.42057	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	OREGON COAST HY 6TH ST 000900100S00	INTER CN 02	3-LEG (0) 0	N TRF SIGNAL	N Y	CLR DRY DAY	ANGL-OTH TURN INJ	2508934 0 PRVTE PSNGR CAR		STRGHT S-N	1	DRVR	INJC	85	F	OR-Y OR<25	020-Disrg Traffic Signal (038-Driver Distracted)	000-No Action (038-Driver Distracted)	04-Disregard Traf. Signal	00-No Code	04-Disregard Traf. Signal					
									329.01							2508935 0 PRVTE PSNGR CAR		TURN-L E-S	1	DRVR	INJB	47	F	OR-Y OR<25	000-No Error (000-No Action)	000-No Action (000-No Action)		00-No Code	00-No Code						
																				2	PSNG	INJB	15	F		000-No Error (000-No Action)									
00045 1460886 CITY N False	N	N	N	N	N	N	03/02/2012 Friday 9A 42.40986	Curry Gold Beach -124.42057	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	OREGON COAST HY 6TH ST 000900100S00	INTER CN 04	3-LEG (0) 0	N TRF SIGNAL	N N	CLR DRY DAY	O-1 L-TURN TURN PDO	2762206 0 PRVTE PSNGR CAR		STRGHT S-N	1	DRVR	NONE	49	F	OR-Y OR<25	000-No Error (000-No Action)	000-No Action (000-No Action)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW					
									329.01							2762207 0 PRVTE PSNGR CAR		TURN-L N-E	1	DRVR	NONE	88	M	OR-Y OR<25	004-LT In Front OfOncmg 028-No ROW	000-No Action (000-No Action)		00-No Code	02-Failed Yield ROW						

**OREGON DEPARTMENT OF TRANSPORTATION - TRANSPORTATION DEVELOPMENT DIVISION
TRANSPORTATION DATA SECTION - CRASH ANALYSIS AND REPORTING UNIT
CONTINUOUS SYSTEM CRASH LISTING
Highway 009 ALL ROAD TYPES, MP 328.13 to 329.65, Both Add and Non-Add mileage, 01/01/2009 to 12/31/2018
Total Crash Records = 61
*****CRASH DE-CODER V6.0.0 PRC REPORT PRINTABLE EQUIVALENT*******

SER # ID # INVEST RD DPT UNLOC?	SPEED	ALCOHOL	DRUG	MARIJUANA	SCH ZONE	WORK ZONE	DATE DAY TIME LAT	COUNTY CITY URB AREA LONG	RD # FUNCTIONAL CLASS COMPONENT MILEAGE TYPE MILEPOINT	CONN # FIRST STREET SECOND STREET LRS	RD CHAR DIRECT LOCTN	INT-TYP (MEDIAN) LEGS (# LANES)	INT-REL TRAF-CONTL	OFF RD RNDBT DRWY	WTHR SURF LIGHT	CRASH COLL SVRTY	VEHICLE #	SPCL USE TRLR QTY OWNER TYPE	MOVE FROM TO	PARTC #	PARTC TYPE	INJURY SEVERITY	AGE	SEX	LICNS RES	NON-MTRST LOCATION	ERROR	ACTION		EVENT			CAUSE		
																												VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	VEHICLE (PARTICIPANT)	
00010 1552449 NO RPT N False	N	N	N	N	N	N	01/09/2014 Thursday 7A 42.40986	Curry Gold Beach -124.42057	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.01	OREGON COAST HY 6TH ST 000900100S00	INTER CN 04	3-LEG (0) (0)	N UNKNOWN N	N N N	RAIN WET DAWN	O-1 L-TURN TURN INJ	2932124 0 PRVTE PSNGR CAR	NONE	TURN-L N-E	1	DRVR	NONE	52	F	OR-Y OR<25	004-LT In Front OfOncmg 028-No ROW	000-No Action (000-No Action)	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW					
																	2932125 0 PRVTE PSNGR CAR	NONE	STRGHT S-N	1	DRVR	INJC	55	F	OR-Y OR<25	000-No Error	000-No Action (000-No Action)		00-No Code	00-No Code					
00223 1391517 STATE N False	N	N	N	N	N	N	12/29/2010 Wednesday 5P 42.40905	Curry Gold Beach -124.42068	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.06	OREGON COAST HY 7TH ST 000900100S00	STRGHT S 06	(NONE) (4)	N UNKNOWN N	N N N	CLD WET DUSK	S-STRGHT REAR PDO	2633262 0 PRVTE PSNGR CAR	NONE	STRGHT S-N	1	DRVR	NONE	30	M	OR-Y OR<25	000-No Error	000-No Action (000-No Action)	13-Improper Lane Chng	00-No Code	00-No Code					
																			2	PSNG	NO<5	3	M		000-No Error	(000-No Action)			00-No Code						
																	2633263 0 PRVTE PSNGR CAR	NONE	STRGHT S-N	1	DRVR	NONE	19	F	OR-Y OR<25	045-Improper Lane Chng	000-No Action (000-No Action)		00-No Code	13-Improper Lane Chng					
00185 1530884 CITY N False	N	N	N	N	N	N	11/13/2013 Wednesday 3P 42.40730	Curry Gold Beach -124.42094	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.19	OREGON COAST HY 8TH ST 000900100S00	INTER CN 01	3-LEG (0) (0)	N UNKNOWN N	N N N	CLR DRY DAY	O-1 L-TURN TURN PDO	2892266 0 PRVTE PSNGR CAR	NONE	TURN-L N-E	1	DRVR	NONE	70	F	OR-Y OR<25	004-LT In Front OfOncmg 028-No ROW	000-No Action (000-No Action)	07-Followed too Closely	00-No Code	02-Failed Yield ROW					
																	2892267 0 RENTL PSNGR CAR	NONE	STRGHT S-N	1	DRVR	NONE	23	M	OTH-Y N-RES	000-No Error	000-No Action (000-No Action)		00-No Code	00-No Code					
00114 1602073 CITY N False	N	N	N	N	N	N	06/23/2015 Tuesday 6P 42.40526	Curry Gold Beach -124.42125	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.33	OREGON COAST HY 10TH ST 000900100S00	INTER CN 04	CROSS (0) (0)	N UNKNOWN N	N N N	CLR DRY DAY	S-1STOP REAR INJ	3025137 0 PRVTE PSNGR CAR	NONE	STRGHT S-N	1	DRVR	NONE	18	F	OTH-Y N-RES	026-Faild Avoid Stop Veh	000-No Action (000-No Action)	07-Followed too Closely	00-No Code	07-Followed too Closely					
																	3025138 0 PRVTE PSNGR CAR	NONE	STOP S-N	1	DRVR	INJC	61	F	OR-Y OR<25	000-No Error	012-Stop For Left Turn (000-No Action)		00-No Code	00-No Code					
00126 1378222 NO RPT N False	N	N	N	N	N	N	08/16/2010 Monday 3P 42.40516	Curry Gold Beach -124.42126	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.34	OREGON COAST HY 10TH ST 000900100S00	INTER N 06	3-LEG (0) (0)	N UNKNOWN N	N N N	CLR DRY DAY	S-1STOP REAR INJ	2608805 0 PRVTE PSNGR CAR	NONE	STRGHT N-S	1	DRVR	NONE	18	M	OR-Y OR>25	016-Inattention 026-Faild Avoid Stop Veh	000-No Action (038-Driver Distracted)	07-Followed too Closely 27-Inattention	00-No Code	07-Followed too Closely 27-Inattention					
																	2608806 0 PRVTE PSNGR CAR	NONE	STOP N-S	1	DRVR	INJC	20	M	OR-Y OR<25	000-No Error	012-Stop For Left Turn (000-No Action)		00-No Code	00-No Code					
																			2	PSNG	INJC	24	F		000-No Error	(000-No Action)			00-No Code						
00171 1471959 NONE N False	N	N	N	N	N	N	10/30/2012 Tuesday 10A 42.40516	Curry Gold Beach -124.42126	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.34	OREGON COAST HY 10TH ST 000900100S00	INTER N 06	3-LEG (0) (0)	N UNKNOWN N	N N N	CLD DRY DAY	S-1STOP REAR INJ	2783025 0 PRVTE PSNGR CAR	NONE	STRGHT N-S	1	DRVR	NONE	48	F	OR-Y OR>25	026-Faild Avoid Stop Veh	000-No Action (000-No Action)	07-Followed too Closely	00-No Code	07-Followed too Closely					
																				2	PSNG	INJC	68	F		000-No Error	(000-No Action)			00-No Code					
00180 1476572 NONE N False	N	N	N	N	N	N	09/06/2012 Thursday 9P 42.40499	Curry Gold Beach -124.42129	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.35	OREGON COAST HY 10TH ST 000900100S00	STRGHT S 04	(NONE) (4)	N UNKNOWN Y	N N Y	CLR DRY DLIT	S-1STOP REAR PDO	2791677 0 PRVTE PSNGR CAR	NONE	STRGHT S-N	1	DRVR	NONE	17	M	OR-Y OR<25	016-Inattention 026-Faild Avoid Stop Veh	000-No Action (038-Driver Distracted)	27-Inattention	00-No Code	27-Inattention					
																				1	DRVR	NONE	33	M	OR-Y OR>25	000-No Error	011-Stop In Traf-No Lturn (000-No Action)		26-Phantom Vehicle	00-No Code					

OREGON DEPARTMENT OF TRANSPORTATION - TRANSPORTATION DEVELOPMENT DIVISION
TRANSPORTATION DATA SECTION - CRASH ANALYSIS AND REPORTING UNIT
CONTINUOUS SYSTEM CRASH LISTING
 Highway 009 ALL ROAD TYPES, MP 328.13 to 329.65, Both Add and Non-Add mileage, 01/01/2009 to 12/31/2018
 Total Crash Records = 61
 *****CRASH DE-CODER V6.0.0 PRC REPORT PRINTABLE EQUIVALENT*****

SER # ID # INVEST RD DPT UNLOC?	SPEED	ALCOHOL	DRUG	MARIJUANA	SCH ZONE	WORK ZONE	DATE DAY TIME LAT	COUNTY CITY URB AREA LONG	RD # FUNCTIONAL CLASS COMPONENT MILEAGE TYPE MILEPOINT	CONN # FIRST STREET SECOND STREET LRS	RD CHAR DIRECT LOCTN	INT-TYP (MEDIAN) LEGS (# LANES)	INT-REL TRAF-CONTL	OFF RD RDNBTD DRWY	WTHR SURF LIGHT	CRASH COLL SVRTY	VEHICLE #	SPCL USE TRLR QTY OWNER TYPE	MOVE FROM TO	PARTC #	PARTC TYPE	INJURY SEVERITY	AGE	SEX	LICNS RES	NON-MTRST LOCATION	ERROR	ACTION			EVENT			CAUSE		
																												VEHICLE (PARTICIPANT)	CRASH	VEHICLE	PARTICIPANT	CRASH	VEHICLE	PARTICIPANT	CRASH	VEHICLE
00041 1701721 STATE N False	N	N	N	N	N	N	03/15/2016 Tuesday 11P 42.40330	Curry Gold Beach -124.42154	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.46	OREGON COAST HY 11TH ST 000900100S00	STRGHT N 03	(NONE) N (4)	NONE N N	N N N	CLR DRY DARK	ANIMAL OTH PDO	3211670	NONE 9-Unknown N/A PSNGR CAR	STRGHT N-S	1	DRVR	NONE	0	UNK	UNK	UNK	UNK	000-No Error	000-No Action (000-No Action)	035-Deer Or Elk 068-Foreign Object 089-Refer Other Crash	12-Other (not Driver Err)	00-No Code	00-No Code			
00064 1369005 NO RPT N False	N	N	N	N	N	N	04/23/2010 Friday 11A 42.40330	Curry Gold Beach -124.42155	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.46	OREGON COAST HY LILAC CT 000900100S00	STRGHT S 04	(NONE) N (4)	UNKNOWN N Y	N N N	CLR DRY DAY	ANGL-OTH ANGL PDO	2591456	NONE 0 UNKN OTHER	STRGHT W-E	1	DRVR	NONE	0	UNK	UNK	UNK	UNK	028-No ROW	000-No Action (000-No Action)	013-Forced By Impact	02-Failed Yield ROW	00-No Code	02-Failed Yield ROW			
																2591457	NONE 0 PRVTE PSNGR CAR	STRGHT S-N	1	DRVR	NONE	63	M	OR-Y OR<25		000-No Error	000-No Action (000-No Action)	013-Forced By Impact	00-No Code	00-No Code						
																2591458	NONE 0 PRVTE PSNGR CAR	STRGHT S-N	1	DRVR	NONE	63	M	OTH-Y N-RES		000-No Error	022-Struck Obj Prior Coll (000-No Action)		00-No Code	00-No Code						
00039 1558092 NONE N False	N	N	N	N	N	N	03/18/2014 Tuesday 3P 42.40317	Curry Gold Beach -124.42156	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.47	OREGON COAST HY 11TH ST 000900100S00	INTER N 06	3-LEG 0 0	N UNKNOWN N	N N N	CLR DRY DAY	S-1STOP REAR PDO	2942550	NONE 0 PRVTE PSNGR CAR	STRGHT N-S	1	DRVR	NONE	0	M	NONE OR-?		026-Faild Avoid Stop Veh	000-No Action (000-No Action)		07-Followed too Closely	00-No Code	07-Followed too Closely				
																2942551	NONE 0 PRVTE PSNGR CAR	STOP N-S	1	DRVR	NONE	20	M	OR-Y OR<25		000-No Error	012-Stop For Left Turn (000-No Action)		00-No Code	00-No Code						
00256 1634663 CITY N False	N	N	N	N	N	N	12/25/2015 Friday 10P 42.40317	Curry Gold Beach -124.42156	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.47	OREGON COAST HY 11TH ST 000900100S00	INTER CN 04	3-LEG 0 0	N NONE N	N N N	CLR DRY DLIT	Q-1 L-TURN TURN PDO	3087201	NONE 0 PRVTE PSNGR CAR	TURN-L N-E	1	DRVR	NONE	18	M	OR-Y OR<25		016-Inattention	000-No Action (000-No Action)	012-Veh Towed/Towing 040-Curb	10-Other Driver Error	00-No Code	10-Other Driver Error				
																3087202	NONE 1 PRVTE MOTRHOME	STRGHT S-N	1	DRVR	NONE	46	F	OR-Y OR>25		000-No Error	000-No Action (000-No Action)	012-Veh Towed/Towing 040-Curb	00-No Code	00-No Code						
00137 1662145 CITY Y False	N	Y	Y	N	N	N	08/26/2016 Friday 10P 42.40246	Curry Gold Beach -124.42168	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline 329.52	S ELLENSBURG AVE ALLEY OLD 11TH ST 000900100S00	S S 08	(NONE) N (4)	N NONE N	Y N N	FOG DRY DLIT	FIX OBJ FIX INJ	3137991	NONE 0 PRVTE PSNGR CAR	TURN-R S-E	1	DRVR	INJB	30	M	OR-Y OR<25		051-Reckless Driving 039-Drive On Wrong Side 081-Ran Off Road	088-Other (000-No Action)	040-Curb 053-Pole-Utility	040-Curb 053-Pole-Utility	33-Reckless Driving 05-Drove Wrong Side	00-No Code	33-Reckless Driving 05-Drove Wrong Side			
00138 1524989	N	N	N	N	N	N	09/01/2013 Sunday	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art	ELLENSBURG AVE WEBER WY	ALLEY N	(NONE)	N UNKNOWN N	N N N	CLR DRY	S-1STOP REAR	2881288	NONE 0	STRGHT S-N	1	DRVR	NONE	81	M	OR-Y OR>25		052-Careless Driving 026-Faild Avoid Stop Veh	000-No Action (000-No Action)		32-Careless Driving	00-No Code	32-Careless Driving				

OREGON DEPARTMENT OF TRANSPORTATION - TRANSPORTATION DEVELOPMENT DIVISION
TRANSPORTATION DATA SECTION - CRASH ANALYSIS AND REPORTING UNIT
CONTINUOUS SYSTEM CRASH LISTING
 Highway 009 ALL ROAD TYPES, MP 328.13 to 329.65, Both Add and Non-Add mileage, 01/01/2009 to 12/31/2018
 Total Crash Records = 61
 *****CRASH DE-CODER V6.0.0 PRC REPORT PRINTABLE EQUIVALENT*****

SER # ID # INVEST RD DPT UNLOC?	SPEED	ALCOHOL	DRUG	MARIJUANA	SCH ZONE	WORK ZONE	DATE DAY TIME LAT	COUNTY CITY URB AREA LONG	RD # FUNCTIONAL CLASS COMPONENT MILEAGE TYPE MILEPOINT	CONN # FIRST STREET SECOND STREET LRS	RD CHAR DIRECT LOCTN	INT-TYP (MEDIAN) LEGS (# LANES)	INT-REL TRAF-CONTL	OFF RD RNDBT DRWY	WTHR SURF LIGHT	CRASH COLL SVRTY	VEHICLE #	SPCL USE TRLR QTY OWNER TYPE	MOVE FROM TO	PARTC #	PARTC TYPE	INJURY SEVERITY	AGE	SEX	LICNS RES	NON-MTRST LOCATION	ERROR	ACTION			EVENT			CAUSE		
																												VEHICLE (PARTICIPANT)	CRASH	VEHICLE	PARTICIPANT	CRASH	VEHICLE	PARTICIPANT	CRASH	VEHICLE
00144 1799980 NO RPT N False	N	N	N	N	N	N	09/22/2018 Saturday 2P 42.40189	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	WEBER WY ELLENSBURG AVE 000900100S00	INTER S 06	3-LEG (0) (0)	N STOP SIGN	N N	CLR DRY DAY	S-1STOP REAR INJ	3392922 0 UNKN PSNGR CAR	NONE	STRGHT S-N	1	DRVR	NONE	0	UNK	UNK	UNK	026-Faild Avoid Stop Veh	000-No Action (000-No Action)				29-Fail avoid veh. Ahead	00-No Code	29-Fail avoid veh. Ahead		
							42.40189	-124.42176	329.56								3392923 0 PRVTE PSNGR CAR	NONE	STOP S-N	1	DRVR	INJC	26	M	OR-Y OR<25		000-No Error	012-Stop For Left Turn (000-No Action)				00-No Code		00-No Code		
																			2	PSNG	INJC	46	F			000-No Error	(000-No Action)						00-No Code			
00051 1410837 CITY N False	Y	N	N	N	N	N	04/03/2011 Sunday 1P 42.40189	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	WEBER WY ELLENSBURG AVE 000900100S00	INTER W 06	3-LEG (0) (0)	N UNKNOWN	Y N	CLR DRY DAY	FIX OBJ FIX PDO	2668911 0 PRVTE PSNGR CAR	NONE	TURN-R N-W	1	DRVR	NONE	47	M	OR-Y OR<25		052-Careless Driving 080-Fail To MaintainLane 081-Ran Off Road	001-Skidded (000-No Action)	057-Stop/Yield Sign 053-Pole-Utility 100-Unknown Fixed Obj	057-Stop/Yield Sign 053-Pole-Utility 100-Unknown Fixed Obj	32-Careless Driving 01-Too Fast For Cond	00-No Code	32-Careless Driving 01-Too Fast For Cond			
00148 1468682 NONE N False	N	N	N	N	N	N	09/13/2012 Thursday 8A 42.40087	Curry Gold Beach	1-Undiv Hwy or +Mile of Div Hwy 02-Oth Rur Pr Art 0-Mainline	OREGON COAST HY KERBER DR 000900100S00	STRGHT N 03	(NONE) (4)	N UNKNOWN	N N	CLR DRY DAY	ANIMAL OTH PDO	2776786 0 PRVTE PSNGR CAR	NONE	STRGHT N-S	1	DRVR	NONE	60	M	OTH-Y N-RES		000-No Error	000-No Action (000-No Action)	035-Deer Or Elk 035-Deer Or Elk			12-Other (not Driver Err)	00-No Code	12-Other (not Driver Err)		