

CHAPTER 68

AN ACT

SB 1516

Relating to the Salmonberry Trail; appropriating money; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. (1) The State Parks and Recreation Department and the State Forestry Department shall, in cooperation with other interested state agencies, local governments, nonprofit organizations and other stakeholders, develop a plan to construct a trail along or adjacent to the portion of the former Pacific Railway and Navigation Company line between Banks and Tillamook, to be known as the Salmonberry Trail. The plan shall identify and address:

(a) Options for the development, maintenance and operation of each trail segment, and the costs associated with the development, maintenance and operation, that:

(A) Take into account the existing uses of the land where trail segments are to be constructed, including active rail use;

(B) Ensure that the designation of trail segments will not affect surrounding private property rights, including rights of way and easements, or require management of privately owned lands in a manner different from that required under the Oregon Forest Practices Act;

(C) Ensure that the development, maintenance and operation of the trail segments do not affect active management of lands for their intended purposes as provided under ORS 530.050 and 530.490; and

(D) Take into account the concerns of the public and other interested parties;

(b) Potential sources of funding for implementation of the plan, including but not limited to federal, state and private sources; and

(c) Options for designation of final state agency or other responsibility for the development, maintenance and operation of the trail and trail facilities as identified in the plan.

(2) The State Parks and Recreation Department and the State Forestry Department may coordinate with nonprofit organizations to raise funds and to develop, maintain and operate trail and trail facilities as necessary to implement the plan developed under this section.

SECTION 2. The State Parks and Recreation Department and the State Forestry Department shall submit the plan provided for in section 1 of this 2014 Act to an appropriate interim committee of the Legislative Assembly no later than October 1, 2015.

SECTION 3. The Salmonberry Trail Trust Fund is established in the State Treasury, separate and distinct from the General Fund. All gifts, grants, appropriations or donations received by the state for purposes of developing or implementing the plan described in section 1 of this 2014 Act shall be deposited in the Salmonberry Trail Trust Fund. All moneys in the fund are continuously appropriated to the State Forestry Department for the purposes of developing and implementing the plan.

SECTION 4. This 2014 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2014 Act takes effect on its passage.

Approved by the Governor March 13, 2014

Filed in the office of Secretary of State March 14, 2014

Effective date March 13, 2014