



Noble  
Professional  
Dedicated

Newport Police Department  
**Memorandum**

*One Team - One Future*

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**Date:** August 31, 2015  
**To:** Mayor and City Council  
**Via:** Spencer Nebel, City Manager  
**From:** Mark J. Miranda, Chief of Police *MJM*  
**Subject:** Trespass Processes

At the City Council work session on August 4, 2015 there was a discussion of the homeless issue in Newport. The discussion also included trespassing and how the Police Department handled such complaints.

Attached are copies of forms the Police Department uses in the mechanics of trespass enforcement. The primary goal is to seek compliance with the lawful orders of the police and/or property owner. Warnings are usually provided as the first step. The warnings are based on the behavior of the individual.

**Notice of Exclusion:** This is the form that is issued to individuals whose behavior warrants being excluded from City property. The exclusion period is 30, 90, 180 days, and there is a process to appeal the exclusion.

**Trespass Warning Letter:** When called to private property, and the owner does not want someone on the property, the police officer may issue this warning. The duration of the warning is one year.

**Trespass Enforcement Authorization:** At times the property owner is not available. This document gives the police the authority to make trespass arrests on the property.

I'd be happy to entertain any questions the Council has on this subject.





Newport Police Department  
**TRESPASS WARNING LETTER**



I, \_\_\_\_\_ have been advised by Newport Police officer and/or Property Owner/Representative \_\_\_\_\_ of the Oregon State Trespass laws ORS 164.243, 164.245, and 164.255 and have been informed that I am no longer allowed to come on the property/business located at: \_\_\_\_\_

I understand that I will be arrested for Trespass if I am found at this location again after receiving this warning. This warning is in effect for a period of one year from this date unless notified otherwise by lawful authority.

*Failure to sign warning notice does not void warning notice.*

X \_\_\_\_\_ Date \_\_\_\_\_

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**Subject Warned Information**

Last Name \_\_\_\_\_ First Name \_\_\_\_\_ MI \_\_\_\_\_

DOB \_\_\_\_\_ Race \_\_\_\_\_ Sex \_\_\_\_\_ Height \_\_\_\_\_ Weight \_\_\_\_\_ Hair \_\_\_\_\_ Eyes \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_

State \_\_\_\_\_ ZIP \_\_\_\_\_ Phone(s) \_\_\_\_\_

DL # \_\_\_\_\_ State \_\_\_\_\_ SSN \_\_\_\_\_

Officer \_\_\_\_\_ DPSST \_\_\_\_\_ Date \_\_\_\_\_



Newport Police Department  
**TRESPASS ENFORCEMENT  
 AUTHORIZATION**



(Please Print)

I, \_\_\_\_\_, as  - Owner,  - Agent,  - Manager  
 (name)

of the property \_\_\_\_\_  
 (Name of business or rental housing)

located at \_\_\_\_\_  
 (physical address of business, rental housing, or vacant residential property)

in the City of Newport, do hereby request and authorize officers of the Newport Police Department, in their official police capacity, to go upon or within those common areas generally open to the public and/or tenants, including hallways, stairwells, lawn, garden, laundry facilities, play and parking areas, entrances, other common areas and associated facilities. I further request and authorize officer to go upon or within those areas not open to tenants (as tenants) including furnace rooms, roof, storage, office, etc. This authority does not permit entry to the premises reserved exclusively for tenants, or a separate tenant business.

I do not authorize any person(s) to use the premises for any purpose which is not directly related to the business(es) resident at the listed location; or tenancy of authorized occupants. When the business(es) are closed I/we do not authorize anyone to use the open areas for any purpose.

**VACANT PROPERTIES:** I do hereby grant and authorize officers of the Newport Police Department permission to enter the above listed property, dwelling, and/or building to include out buildings for the sole purpose to inspect and clear the property of potential Criminal Trespassers. I do not authorize anyone to occupy the above listed vacant property. Initial \_\_\_\_\_

I have posted the public areas with visible signs stating, Criminal Trespass Prohibited / No Loitering / Violators Subject to Arrest and Prosecution, or words to that effect. Officers are further authorized to act on by behalf in requesting unauthorized persons found upon the property without legitimate / lawful purpose to leave the premises.

I authorize officer of the Newport Police Department to act on my behalf to advise unauthorized person(s) found upon or in the property without legitimate / lawful purpose to leave the premises, or to arrest and to take appropriate enforcement action against those who would loiter and/or engage in illegal activity as appropriate. The purpose of this authority is to deter and prevent common criminal activity including, but not limited to, trespassing / loitering, vandalism, theft, illegal drug trafficking and/or use, and prostitution which may be occurring on or within the above described premises.

I agree to fully cooperate in any subsequent prosecution of trespass and other criminal offenses, and agree to appear in court to testify if requested to do so. This authority shall remain in effect for one (1) year or until rescinded by written notice to the Newport Police Department. Initial \_\_\_\_\_

By signing below, requestor certifies they have the authority to make this request and authorization.

Name of Requestor #1	Address, City State, Zip code	Phone
Name of Requestor #2	Address, City State Zip code	Phone

X \_\_\_\_\_ Date: \_\_\_\_\_ Signature of Requestor

X \_\_\_\_\_ Date: \_\_\_\_\_ Signature of Requestor



OREGON LIQUOR CONTROL COMMISSION

## Record of Cities/Counties Prohibiting Licensed Recreational Marijuana Facilities

The following cities or counties have prohibited the establishment of Licensed Recreational Marijuana producers, processors, wholesalers, and/or retailers.

The cities or counties listed below have:

- Provided the OLCC with a copy of their ordinance, per House Bill 3400
- Signed and returned the official "Local Option Opt-Out" form which can be found at [www.marijuana.oregon.gov](http://www.marijuana.oregon.gov)

Affected City/County	Producer Prohibited (Y/N)	Processor Prohibited (Y/N)	Wholesale Prohibited (Y/N)	Retail Prohibited (Y/N)	To Be Put On General Election (Y/N)
Douglas County	Y	Y	Y	Y	Y
City of Ontario	Y	Y	Y	Y	N
City of Brownsville	Y	Y	Y	Y	Y
City of Vale	Y	Y	Y	Y	N
City of Nyssa	Y	Y	Y	Y	N
City of Sandy	Y	Y	Y	Y	Y
Island City	Y	Y	Y	Y	N
Umatilla County	Y	Y	Y	Y	N
Harney County	Y	Y	Y	Y	N
Malheur County	Y	Y	Y	Y	N
City of Sutherlin	Y	Y	Y	Y	Y
Junction City	Y	Y	Y	Y	Y
City of Jordan Valley	Y	Y	Y	Y	N
City of John Day	Y	Y	Y	Y	N
City of Creswell	Y	Y	Y	Y	Y
Crook County	Y	Y	Y	Y	N
City of Sweet Home	Y	Y	Y	Y	Y
City of Manzanita	Y	Y	Y	Y	Y
City of Adrian	Y	Y	Y	Y	N
City of Elgin	Y	Y	Y	Y	N
Wheeler County	Y	Y	Y	Y	N
Baker City	Y	Y	Y	Y	N
City of Umatilla	Y	Y	Y	Y	N

Please contact the individual city or county for a copy of their local ordinance.



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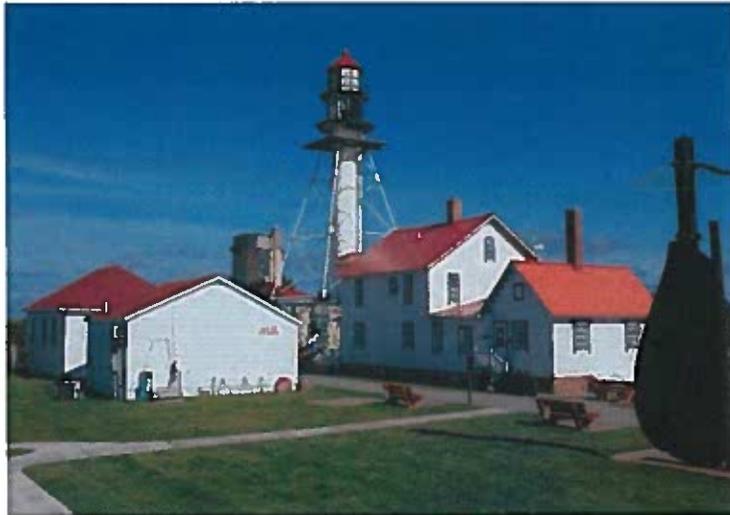
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MARTINA McBRIDE



2 comments

# Michigan's Upper Peninsula offers best scenery in Midwest



Whitefish Point Light Station and Great Lakes Shipwreck Museum.

Terry Richard | The Oregonian/OregonLive

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By Terry Richard | The Oregonian/OregonLive  
Email the author | Follow on Twitter  
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Print Email

A bridge as grand as the Golden Gate.

A bike-happy place that one-ups Portland.

A lakeshore as scenic as the Oregon coast.

No wonder Michigan's Upper Peninsula is the vacation destination for so much of middle America.

The U.P., as it's known locally, is 16,500 square miles surrounded by three of the five Great Lakes. The peninsula is more closely aligned geographically with the forests and lakes of Wisconsin than to Michigan's industrial south.

But can the U.P.'s attractions enthrall a visitor from the West, where scenery is on a grander scale?

To find out, I flew into Marquette, the main town on the U.P. (population 20,000) late in summer 2009. My objective was to backpack 42 miles along Lake Superior's shore at Pictured Rocks National Lakeshore.

I had learned about the National Park Service-managed lakeshore in 2006 during a visit

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to Isle Royale National Park.

Pictured Rocks would be the perfect place to return to backpacking after my knee-replacement surgery. Following the lakeshore as it does, the trail has minimal ups and downs. The local transit agency even offers a shuttle bus, so hikers can do this section of the North Country National Scenic Trail one way heading back to the car.

And National Park Service rangers would be available to help with emergencies.

I planned a leisurely six days for the bike. But, let's face it, a solo backpack where nothing much happens is not much to write home about. (I didn't even put on a jacket during the six September days.)

So I added another six days to the trip to see what else the eastern side of Michigan's U.P. brings to the tourist table.

It brings a lot.

I started where I arrived, at two museums in small towns near the airport.

As a 30-year skier, I had long hoped to visit the U.S. National Ski Hall of Fame and Museum at Ishpeming. My favorite display was a 1951 photo of a 225-foot high ski jump, with 150 tons of crushed ice, built to excite 50,000 spectators at the Los Angeles County Fair.

Michigan's early embrace of skiing came from Scandinavians who worked in the forests in support of the mines. That story was told in greater detail at the Michigan Iron Industry Museum in Negaunee.

Iron ore mined and shipped over the years from Michigan, processed with coal from Appalachia, made America into a steel-producing powerhouse in the 1870s. Michigan supplied much of the raw material to build railroads, skyscrapers, trucks and automobiles.

America owes its industrial might more to Michigan than any state, according to museum exhibits. That message was twinged with irony because the Wolverine State was experiencing the nation's highest unemployment.

### **Stunning cliffs, bridge**

After the museums I headed east for an afternoon cruise of Pictured Rocks National Lakeshore, an hour's drive away at Munising. These would be the cliffs I would walk past the next week.

They were stunning.

The boat tour passes within feet of a 15-mile line of sandstone cliffs reminiscent of Zion National Park in Utah, with vertical faces, alcoves, arches and a rainbow of colors where water leaches minerals to the surface. Waterfalls also plunge off the cliffs into the lake.

Pictured Rocks' 200-foot tall cliffs aren't as grandiose as Zion's mighty walls. But then, Zion doesn't have the world's largest freshwater lake as a viewing platform, either.

Going south from there, it's a two-hour drive through the Hiawatha National Forest on Lake Michigan's shore to the Straits of Mackinac, the four-mile gap between Michigan's upper and lower peninsulas. The 95,000-acre Seney National Wildlife Refuge, home to a colony of trumpeter swans, is along the way.

And then it was on to the five-mile long Mackinac Bridge.

The setting doesn't match the Golden Gate Bridge in San Francisco, but it comes close. Lakes Michigan and Huron join beneath the Mackinac Bridge, the world's longest suspension span from 1957 until 1998, and still third-longest. Its twin towers each soar 552 feet above the water.

I drove across it six times, happy to pay the \$3.50 toll, and spent two nights photographing it at sunset.

### **Island getaway**



Tourist-dependent towns at either end of the bridge send a fleet of passenger ferries to Mackinac Island in Lake Huron, northern Michigan's biggest draw. St. Ignace, the town founded by French Jesuit priest Jacques Marquette in 1671, is at the south end of the U.P., where I lodged

A 20-minute ride away by ferry, Mackinac Island has been a tourist destination since 1880. Residents made a fortuitous decision in 1898 when they banned automobiles after the first horseless carriages spooked horses.

The primary ways to get around the island to this day are by horse, foot or bicycle.

And there is no shortage of bicycles to rent. Shops near the ferry terminals have rows of bikes a hundred-plus deep. As the day goes on and throngs of tourists arrive, the bikes leave the shops to fill streets and parking lots outside the many quaint shops, restaurants and overnight lodges.

A visit to Mackinac Island is like a journey back in time, but with access to most modern amenities.

An hour north, a tour of the Soo Locks at Sault Ste. Marie, offers a fascinating look at shipping on the Great Lakes, with a water view of a working steel mill on the Ontario shore.

#### **Famed shipwrecks**

Another hour's drive allows a visit to the Great Lakes Shipwreck Museum at Whitefish Point and Upper Tahquamenon Falls. The well-kept museum and its lighthouse show the great love Great Lakes residents have for their 600 lighthouses.

The museum displays the 200-pound bronze bell of the Edmund Fitzgerald, the 730-foot-long ore freighter that sank without a distress signal in a 1975 gale. The bell was recovered 20 years later from 530 feet of water, 17 miles out in Lake Superior.

One more hour away, Tahquamenon Falls State Park has the biggest of more than 200 named waterfalls on the U.P. Its upper falls is third-largest east of the Mississippi.

Then it was time to do the backpack trip: six days with no mosquitoes, no crowds, easy walking and not much to write about.

That left time for one more tour the morning of the flight home.

Home of the Pictured Rocks cruises, Munising's harbor also offers Shipwreck Tours cruises in a glass bottom boat. We passed over three of Lake Superior's 2,500 known wrecks, each of the three eerily preserved by the lake's cold, pure water -- even a mystery scow schooner thought to be from the French fur trade era.

The tour owner once retrieved a branch of white birch from the lake that looked as though it had blown there during the last storm. Carbon dating showed it to be 7,910 years old.

#### **If you go: Picture Rocks**

**Getting there:** Airfare starts about \$500, with connecting service on Delta Air Lines through Minneapolis, to Marquette's Sawyer International Airport; American Airlines also has service through Chicago.

**Where to stay:** Many midrange national chain and locally owned motels and lodges to pick from. I stayed at the Terrace Motel in Munising (\$40, 906-387-2735), at Motel Towne Inn near the airport in Gwinn (\$50, 906-346-7901) and the Best Western Harbour Pointe Lakefront in St. Ignace (\$75, 906-643-6000).

**More info:** Pictured Rocks National Lakeshore, Munising, 906-387-3700, [nps.gov/piro](http://nps.gov/piro); Upper Peninsula Travel Association, 800-562-7134, [uptravel.com](http://uptravel.com).

-- Terry Richard

**Read more about visiting Michigan on this website this week:**

Tuesday: [Oregon football teams head for Michigan weekend](#)

Wednesday: [Isle Royale National Park](#) (click to read my report)

Thursday: The U.P., Upper Peninsula

Friday: Pictured Rocks National Lakeshore

Saturday: U.S. Ski and Snowboard Hall of Fame in Ishpeming.

Next Monday: An early report from Sleeping Bear Dunes National Lakeshore

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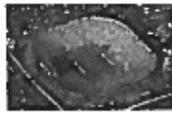
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snoopy100

40 minutes ago

Upstate New York and the UP of Michigan are 2 of the USA's Crown Jewels!

Waterfalls! 30 in a 25 mile radius of Ithaca NY.

Like Reply



Oregonized

1 hour ago

Terry if you like the UP, then I suggest you take a trip to the North Shore in Minnesota. Several state parks are nestled along the shore of Lake Superior. The North Shore offers camping, waterfalls, lighthouses, miles and miles of hiking trails and much more.

Like Reply