

BEFORE THE FAIR BOARD  
OF COLUMBIA COUNTY, OREGON

In the Matter of Amending the Rules and )  
Regulations for the Use of the Columbia )  
County Fairgrounds )

ORDER NO. 2-2021

WHEREAS, the Columbia County Fair Board's ("Fair Board") current Rules and Regulations for Use of the Columbia County Fairgrounds ("Rules and Regulations") were adopted by Order No. 1-2011, on January 18, 2018; and

WHEREAS, there is a need to amend the Rules and Regulations to regulate the use of the Columbia County Fairgrounds; and

WHEREAS, the purpose of this amendment is to update the Rules and Regulations related to firearms, weapons, free speech and expression, smoking, vaping and aerosolizing to be consistent with current federal, state, and local laws; and

WHEREAS, additionally, the purpose of this amendment is to update the Rules and Regulations to reflect the current organizational structure and operations of the Fair Board, and correct clerical errors; and

WHEREAS, the Fair Board desires to adopt the amended Rules and Regulations, a copy of which is attached hereto, labeled Exhibit "A" is incorporated herein by this reference;

NOW, THEREFORE, it is HEREBY ORDERED that the Fair Board hereby adopts the Rules and Regulations, which are attached hereto as Exhibit "A".

DATED this 15 day of April, 2021.

FAIR BOARD OF COLUMBIA COUNTY, OREGON

By: J. W. Carr  
Jamie Carr, President

By: Julie Pelletier  
Julie Pelletier, Vice President

By: Ingrid Chamberlain  
Ingrid Chamberlain, Member

By: Derek Stekhuizen  
Derek Stekhuizen, Member

By: Laken Gortler  
Laken Gortler, Member

By: Greg Voreis  
Greg Voreis, Member

Approved as to form:

By: Tiffany A. Johnson, 4/15/2021  
Office of County Counsel

Rules and Regulations for Use of the Columbia County Fairgrounds**Section I. General Use of the Columbia County Fairgrounds**

1. Alcohol. No person who attends the Columbia County Fair & Rodeo ("Fair & Rodeo"), automobile races or other public events at the Columbia County Fairgrounds ("Fairgrounds") shall consume, or have in their possession, any alcoholic beverages unless the alcoholic beverage is obtained from a duly authorized vendor or contractor at the Fairgrounds. Alcoholic beverages shall include any substance described in ORS 471.995, except as lawfully prescribed by a physician or authorized health practitioner.
  
2. Pets.
  - A. No pets are allowed inside the gated area of the Fairgrounds, except for pets scheduled to participate in an approved event or otherwise approved by the Fair Board.
  
  - B. Pets are allowed outside the gated area of the Fairgrounds, except during the Fair & Rodeo, subject to the following rules:
    - i. Pet owners and keepers shall ensure their pet is on a leash at all times, except in designated off leash areas.
  
    - ii. Pet owners and keepers shall immediately cleanup and dispose of pet waste in a trashcan or remove it from the Fairgrounds. Pet waste bags shall not be left on the ground.
  
  - C. Livestock and other animals scheduled to participate in approved events or otherwise approved by the Fair Board are allowed on the Fairgrounds.
  
  - D. Service animals are allowed on the Fairgrounds.
  
3. Prohibited Activities.
  - A. Conducting raffles outside of a rented vendor booth space is prohibited, except as approved by the Fair Board or its designee.

- B. Barbecuing or having private parties or large group gatherings is prohibited outside of the camping area, except as approved by the Fair Board or its designee.
  - C. Using loudspeakers, megaphones or other sound devices that amplifies sound waves is prohibited, except as approved by the Fair Board or its designee.
  - D. Using water squirting devices are prohibited.
  - E. Skateboarding, roller blading, roller skating or biking is prohibited during any public event, except as approved by the Fair Board or its designee.
  - F. Littering on the Fairgrounds is prohibited.
4. Vehicles.
- A. No vehicles shall be on the Fairgrounds between 5:00 pm and 9: 30 am during the Fair & Rodeo, unless authorized by the Fair Board or its designee and an authorized vehicle pass is visible on the vehicle.
  - B. Parking lot entrances, fire lanes, exits and travel lanes must not be obstructed. Interference with traffic flow and with authorized attendants is prohibited.
  - C. Unattended vehicles in unauthorized areas or parked in a manner that interferes with traffic flow may be towed away at the owner's expense.
5. Deliveries. During the Fair & Rodeo, deliveries must be made between 7:30 am and 9:30 am each day.
6. Balloons. No balloons are permitted on the Fairgrounds at any time, except as approved by the Fair Board or its designee.
7. Barn and Petting Zoo. No food or drinks are permitted in the barns or petting zoo area. It is highly recommended that all bottles, pacifiers, and other drink containers be put away before entering the barns. It is also recommended that everyone washes their hands before eating and when leaving the barns or petting zoo area.

8. Smoking, Vaping and Aerosolizing. No smoking, vaping or aerosolizing an inhalant or carrying a lighted smoking instrument is permitted within 10 feet of entrances, exits, windows that are opened, and ventilation intakes that serve an enclosed area of any building on the Fairgrounds, pursuant to ORS Chapter 433. The Fair Board will post signs and smoking trashcans where smoking is permitted on the Fairgrounds.

9. Firearms and Weapons.

A. ORS 166.370(1) provides that possession of a loaded or unloaded firearm or other dangerous weapon in a public building is a Class C felony. ORS 161.015(A) defines “dangerous weapon” as “any weapon, device, instrument, material or substance which under the circumstances in which it is used, attempted to be used or threatened to be used, is readily capable of causing death or serious physical injury.” However, ORS 166.370(3) allows for the following persons to possess a loaded or unloaded firearm in a public building on the Fairgrounds:

- i. A person who is licensed under ORS 166.291 (Issuance of concealed handgun license) and 166.292 (Procedure for issuing) to carry a concealed handgun.
- ii. A person who is authorized by the Fair Board.
- iii. A police officer or reserve officer, as those terms are defined in ORS 181A.355.
- iv. A parole and probation officer, while the parole and probation officer is acting within the scope of employment.
- v. A federal officer or a certified reserve officer or corrections officer, while the federal officer, certified reserve officer or corrections officer is acting within the scope of employment.
- vi. A person summoned by an officer to assist in making an arrest or preserving the peace, while the summoned person is engaged in assisting the officer.
- vii. An honorably retired law enforcement officer.

- viii. An active or reserve member of the military forces of this state or the United States, when engaged in the performance of duty.
- ix. An employee of the United States Department of Agriculture, acting within the scope of employment, who possesses a firearm in the course of the lawful taking of wildlife.

B. Concealed firearms, loaded or unloaded, are allowed on the Fairgrounds, including buildings, if the person has a valid Concealed Handgun Permit. The Fair Board and its designee may ask concealed firearms visitors to establish that they have a valid Concealed Handgun Permit. If a concealed firearm visitor refuses to show a valid Concealed Handgun Permit, the Fair Board or its designee may ask the visitor to remove ammunition and open carry, or remove the firearm from the Fairgrounds. If a concealed firearm visitor refuses to comply, the Fair Board or its designee may ask the visitor to leave or trespass the visitor.

C. Open carry is allowed on the Fairgrounds if the firearm is unloaded and the person does not enter a building on the Fairgrounds. The Fair Board and its designee have the authority to ask open carry visitors to show that there is no ammunition in the firearm. If an open carry visitor refuses to show that there is no ammunition in the firearm, the Fair Board or its designee may ask the visitor to remove the firearm from the Fairgrounds. If an open carry visitor refuses to comply, the Fair Board or its designee may ask the visitor to leave and trespass the visitor.

D. Firearms and other weapons may be sold, auctioned or raffled at the Fairgrounds during events when approved by the Fair Board.

10. Free Speech.

A. The Fair Board allows for free speech activities on the Fairgrounds, subject to reasonable time, place and manner restrictions, in accordance with the First Amendment to the United States Constitution and Article I of the Constitution of Oregon.

B. The following provisions are not intended to enlarge upon nor create any rights guaranteed by existing law nor waive any defenses or rights available to Columbia County, nor do they represent any admission that the Fairgrounds are

open as a public forum. These provisions are intended to act as guidelines for reasonable time, place and manner restrictions.

- C. For the purposes of these Rules and Regulations, the following definitions apply herein.
- i. "Free speech activities" means an individual or group display of signs other than specifically allowed herein; picketing, leafleting, collection of signatures or marching and any group activity involving the communication or expression, either orally or by conduct of views or grievances, and which has the effect and intent or propensity to express that view or grievance to others. As used in these Rules and Regulations, neither the definition of or limitations on "free speech activities" includes one-on-one voluntary discussions or individual wearing of buttons or symbolic clothing.
  - ii. "Fighting Words" means words which when addressed to the ordinary person are, as a matter of common knowledge, inherently likely to provoke an immediate violent reaction.
  - iii. "Limited public forum" means a limited public forum is a public-sponsored event or a private-sponsored event wherein the public is allowed access to the facilities or grounds for specific purposes.
  - iv. "Non-public forum" means a non-public forum is a private-sponsored event wherein the public is not allowed access to the facilities or grounds.
  - v. "Obscenities" means any sexually explicit material or communication which appeals to prurient interests and is blatantly offensive or abhorrent to the prevailing concepts of morality or decency in the community in which the Fairgrounds is located.
  - vi. "Public forum" means a public forum is an event wherein the facilities or grounds are available to members of the public for a free and open discussion or debate of political or social issues.

- D. Free Speech activities are not allowed during private and non-public forum events, unless expressly authorized by the Fair Board or its designee, or private-sponsored event renter (examples: weddings, receptions, birthday parties, reunions, and dinners).
- E. The Fair Board may allow events on the Fairgrounds which are considered public forums, but such events are rare. The allowance of an occasional public forum shall not be construed as an intent to designate the Fairgrounds generally as a public forum.
- F. Free speech activities are allowed on the Fairgrounds during limited public forum events, subject to the following time, place and manner restrictions:
  - i. No person shall use fighting words.
  - ii. No person shall use signs or displays, or pass out or show literature which employ fighting words or obscenities.
  - iii. No signs or banners may be used which exceed 30 square inches in order to ensure public safety.
  - iv. No person, sign or banner or individual activity shall block the free movement of patrons, concessionaires, employees, lessees or those providing emergency services or obstruct freedom of passage to and from the Fairgrounds, or to and from parking areas to paid admission areas on the Fairgrounds.
  - v. Any person seeking to engage in free speech activities shall ensure their conduct and the use of any signs, banners, or other devices do not result in injuries to another person or property.
  - vi. No person shall engage in disorderly conduct. ORS 166.025(1) provides that: "[a] person commits the crime of disorderly conduct in the second degree if, with intent to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, the person:
    - (a) Engages in fighting or in violent, tumultuous or threatening behavior;
    - (b) Makes unreasonable noise;

- (c) Disturbs any lawful assembly of persons without lawful authority;
  - (d) Obstructs vehicular or pedestrian traffic on a public way;
  - (e) Initiates or circulates a report, knowing it to be false, concerning an alleged or impending fire, explosion, crime, catastrophe or other emergency; or
  - (f) Creates a hazardous or physically offensive condition by any act which the person is not licensed or privileged to do.”
- vii. No persons seeking to engage in free speech activities shall remain on the Fairgrounds after the public forum is closed to the public.
  - viii. No person shall place pamphlets, leaflets or other materials in or on vehicles without consent of the driver or owner of the vehicles.
  - ix. No person engaged in free speech activities shall represent to anyone that the views they express are the views of Columbia County or that Columbia County in any way condones or supports said views.
  - x. Voluntary contributions may be solicited, but sales of merchandise and other items is prohibited.

11. Business Activities.

- A. Any person, business or organization conducting a business on the Fairgrounds must obtain prior approval from the Fair Board or its designee. The Fair Board has adopted vendor agreements with applicable Rules and Regulations for using designated booth or other spaces. This provision is applicable to all business activities, including for profit businesses and nonprofit organizations.
- B. The Fair Board may, at its sole discretion, grant fee waiver requests from other government entities and nonprofits.
- C. The Fair Board rents designated commercial booth spaces on a first-come, first served basis.
- D. The Fair Board rents designated food and special attraction booth spaces and other spaces at its sole discretion and may consider factors such as, but not



limited to, food portions, pricing, uniqueness and diversity of options, to provide options of interest to customers and avoid overbooking similar types of products.

12. Exclusion from the Fairgrounds. Any person who violates the Rules and Regulations may be trespassed from the Fairgrounds for the day or duration of the event. The Fair Board or its designee shall not exclude any person from the Fairgrounds for an extended period of time or from future events without prior consultation with the Columbia County Counsel's Office.

**Section II. Exhibitors at the Fair & Rodeo**

1. To be eligible for competition, exhibits must be entered during scheduled department entry times.
2. Entries must be made on official Fair Board entry forms. Entry forms must state exhibitor's name, address, telephone, date, class and lot numbers, and must have the exhibitor's signature. Wrong numbers may cause entry to be disqualified. Required fees must accompany each entry form, if applicable. Entry deadlines are listed under each Department's rules.
3. The Fair Board or its designee reserves the right to limit entries based on the facilities available, and to limit the number of entries by any one exhibitor. Columbia County residents meeting entry deadlines will be given registration priority. The Fair Board or its designee reserves the right to reassign exhibits to alternative categories or return entries and cancel any class or lot in which, in its judgment, the entries are insufficient to provide adequate competition.
4. Individual articles that are entered as a set cannot be divided up and also compete for single premiums.
5. No animal or article will be assigned a place until after entry forms have been properly completed.
6. All entry tags shall be securely attached to stall, pen, shelf or receptacle.
7. Entries must be in place and must be removed only at the schedule times, except as otherwise approved by the Fair Board or its designee. Violation and could cause forfeit of entry fees.

8. Articles for competition may be entered only by the owners. Grains, fruits, vegetables and dairy products must have been raised by the exhibitors during the past year, except where stated in the department rules.
9. Animals or articles owned and exhibited by members of a family sharing the same address shall not be deemed as competition in the Open Class.
10. Static Exhibitors with more than 12 entries per family will be required to enter their exhibits on Sunday for everyone except Floral. Floral with 12 entries per family will be required to enter exhibits on Monday.
11. Every article in the competition must correspond to the number and description in the premium list. No entry or registration changes are permitted after Judge's have completed their Judge's Books.
12. Fees will be forfeited on entries made and not exhibited.
13. Entry clerks shall retain possession of entry books and not allow anyone to inspection the entry books, except the Fair Board or its designee. Clerk entry books and all records MUST be returned to the Fair Board Office on the last day of the Fair & Rodeo. There are NO EXCEPTIONS.
14. All exhibit wrappings, containers and materials must be removed by exhibitors before opening day of the Fair & Rodeo.
15. Exhibitors are limited to two premiums in any such class. Exhibitor may enter for "show", but cannot win.
16. Awards shall be designated by colors as follows: 1st - blue, 2nd - red, 3rd - white.
17. Department Superintendents are not eligible to enter in their Department for "judging," but are encouraged to display for "show" their articles or animals.
18. No one will be allowed to judge any department where the judge or the judge's family is an exhibitor.
19. All non-animal departments will be closed to the public during judging. No person shall be allowed to interfere with Judges during the judging, or with the Fair Board Office, or

to offer any criticism of exhibits. Violators of this rule shall be excluded immediately from the judging area and from competition, and be subject to such additional penalties, including cancellation of awards, as the Fair Board or its designee may consider proper.

20. If available, the first bedding for livestock barns will be furnished by the Columbia County Fair. All livestock must be double tied in stalls. Livestock may NOT be bedded outside the barns.
21. Protests may be filed by exhibitors in writing to the Fair Board within 24 hours of the judging. Any protest must be accompanied by a \$20.00 deposit, a sum which will be forfeited if the protest is not sustained. Protests shall be adjudicated by the Fair Board or its designee.
22. All award sheets must be signed by the Judge's and the Department Superintendent before delivery to the Fair Board Office.
23. Special awards may be offered to entries in some classes that have not been publicized.
24. All premiums and claims not called for within 30 days after the last day of the Fair & Rodeo will be forfeited back to the premium accounts of the Friends of Fair and Columbia County.
25. Exhibitors participate at their own risk. The Fair Board will provide assistance toward recovery of any exhibit which is damaged, destroyed, stolen or lost but shall not be liable for any-damages. Each exhibitor agrees to indemnify, defend, save, and hold harmless the Columbia County, the Fair Board, and their officers, agents and employees, from any and all claims, suits or actions of any nature, including claims of injury to any person (including injury resulting in death) or persons or of damage to property (including loss or destruction), caused directly or indirectly by reason any error, omission, negligence, or wrongful act by Exhibitor, its officers, agents and/or employees arising out of performance in the Fair & Rodeo. This indemnity does not apply to claims, suits or actions arising solely out of the negligent acts or omissions of the County, the Fair Board, or their officers, agents or employees.
26. Exhibitors must remove exhibits within designated release times. Items not picked up within 30 days after the closure of the exhibition will be discarded.

27. The Fair Board reserves the right of nonpayment of all premiums or a percentage deduction of all premiums, won by the exhibitors when, on account of inclement weather or other unforeseeable circumstances, finances of the Fair Board are insufficient to pay premiums either in partial or full payment.
28. Publishing the exhibitor information and premium payout will be the responsibility of the Fair Board Office.
29. Premiums will not be awarded to articles or animals of inferior merit even though there may be no competition.
30. No "For Sale" signs shall be allowed on exhibit articles or livestock or posted on the property during the week of Fair & Rodeo. The only sale of animals shall be through the Livestock Auction Committee.
31. Professionals, including teachers, judges, instructors, advisors and owners, operators or demonstrators engaged in business relating to their area of exhibit, or those who sell their items for more than cost, must enter "Professional" sections.
32. The Friends of Fair and Columbia County have developed a premium fund which is distributed for Open Class Awards. Premium amounts are determined jointly by the Friends of Fair and Columbia County as funds are made available.
33. There shall be no modifications or improvements to the Fairgrounds without written permission from the Fair Board or its designee. Fair & Rodeo related improvements shall must first be approved by the Department Superintendent prior to being brought before the Fair Board or its designee.
34. No Food or drink will be allowed in the barns and petting zoo area. Exhibitors are highly encouraged to wash their hands before eating and when leaving the barns or petting zoo area, and have all bottles, pacifiers, and other drink containers be put away before entering the barns.

**Section III. Animals at the Fair & Rodeo**

1. All livestock must be the property of the exhibitor and shall so appear on the records or their respective breed associations. A Certificate of Registration must accompany each animal. When papers are not available for animals under one year, the livestock owner

must provide proof of breed registry eligibility. Market animals, horses or other commercial cattle do not need to be registered.

2. All livestock is required to go through and be cleared at a vet check prior to entering the Fairgrounds. Exceptions require the Fair Board or its designee approval.
3. If available, the first bedding for livestock barns will be furnished by the Fair Board or its designee.
4. All livestock must be double tied in stalls. Livestock may NOT be tied outside the barns.
5. No refunds of entry fees shall be made without a certificate of disability issued by a veterinarian and a refund form is filled out. The form must be signed by the exhibitor and the Department Superintendent prior to the form being submitted to the Fair Board Office. No refunds of stall fees will be made after the start of the Open Horse Show. All requests must be on a refund form with the signature of the exhibitor and Open Horse Superintendent. All refunds are subject to approval of the Fair Board its designee. Refunds will be mailed approximately eight (8) weeks after the Fair & Rodeo.
6. All animal exhibitors must keep their stock, stalls and pens in good, neat condition and open for inspection from 9:00 am until the close of the Fair & Rodeo each day. Stall and pen areas must have clean bedding and are to be kept uncluttered at all times. All paper, plastic, glass must be put in designated recycle containers and non-recyclables put in the trash.
7. Horses may be ridden on the Fairgrounds only in designated areas. The camping area is not a designated area.
8. All Open Class and 4-H livestock, except horses, must be in place before 10:00 pm Tuesday, the week of Fair. Livestock are not permitted on the Fairgrounds before 8:00 am that day unless authorized by the Department Superintendent, Fair Board or its designee. See individual department rules for specific arrival times.
9. Manure and waste disposal areas will be marked. Instructions are available from Department Superintendents.
10. Exhibitor required to deliver additional feed on the Fairgrounds by vehicle may do so during the hours of 6:00 am to 9:00 am. All other hours, feed must be carried in.

11. No Food or drink will be allowed in the barns & petting zoo area. It is highly recommended that all bottles, pacifiers, and other drink containers be put away before entering the barns. We recommend washing your hands before eating and when leaving the barns or petting zoo area.
12. All persons showing animals in the ring must wear clean and appropriate clothing. No one will be permitted in the judging ring at time of judging except those authorized by the Fair Board or its designee.
13. Any animal becoming sick during the Fair & Rodeo, must be checked by the designated Fair Veterinarian. The Fair Board will follow the recommendations of the Veterinarian if the animal may remain on the Fairgrounds or should be sent home.
14. Open Class animal exhibitors 18 and younger, without a 4-H pass, will receive one youth season gate entrance pass for the purpose of the care of their animal.

**Section IV. Oregon Animal Health Regulations**

1. All animals and pertinent health documents are subject to inspection by the veterinarian in attendance upon admission to, or while on, the Fairgrounds. No animal shall be admitted to or allowed to remain on the Fairgrounds that shows evidence of any infectious or contagious disease or any unsightly condition. The Fair Board or its designee reserves the right to require health inspection, diagnostic test, treatments or other animal health measures or procedures which may be necessary (to determine status of animal prior to or after entry or in case of emergencies.) Barns may require a health check prior to entry into the barns.
2. Owners or exhibitors of any animals under treatment or having received treatment for any infectious disease or condition within 30 days of entry must present a "Statement of Treatment" from their veterinarian. All animals must be tattooed, tagged or marked in some form to assure identification of animals. Any animal not marked may be eliminated from judging. Superintendents shall determine and have available methods of marking animals. There shall be a small fee for this to cover the cost of materials required. More than one method may be acceptable. Contact the Department Superintendent or Fair Board Office for more information.
3. An OREGON PERMIT must be obtained from the State Veterinarian's Office, State Department of Agriculture, Animal Health, 635 Capitol St NE, Salem, OR 97301, phone

number 503-986-4680, for ANY AND ALL LIVESTOCK entering the State of Oregon for exhibition or other reason. Entry is subject to the conditions of the permit. A Horse rand inspection is not a permit.

4. An OFFICIAL HEALTH CERTIFICATE issued by an accredited veterinarian may be required showing the permit number on the face thereof and individual identity on all animals in cases where test or vaccinations need to be documented. A copy of the Health Certificate must accompany the animals and be presented to the veterinarian in attendance upon admission to the Fairgrounds.

#### **Section V. Animal Health Guidelines**

The following is a guideline to be followed by the Department Superintendents, members of the Fair Board and the Fair Veterinarian.

1. A committee of three, comprised of one Superintendent, one Fair Board member and the Fair Veterinarian will make the final decision if an animal is to leave the premises.
2. The primary responsibility for complying with health requirements rest with the owner, followed by the Superintendent, Fair Board member and the Veterinarian respectively.
3. Definition of Responsibilities
  - A. Barn Superintendents: Assist owners in complying with health requirements and advise Fair Board of non-compliance.
  - B. Fair Board Member: Assist Barn Superintendent and advise owner of noncompliance with health requirements.
  - C. Fair Veterinarian: Walk through inspection to inform committee of any existing problems and to assess if the Fair Board is fulfilling regulations and policies as defined in the fair book.
4. There shall be no tattooing or breeding on the Fairgrounds without the permission of the Fair Board.
5. Tampering with animals by means of artificial coloring or artificial means such as hormones, enhancement or artificial injection is strictly prohibited. All animals having evidence of such treatment will be barred from exhibition or prize awards.

