EXCLUSION FROM COUNTY OWNED BUILDINGS

Effective April 25, 1995 by R&O 95-47

Purpose

In furtherance of public peace and order, and pursuant to the powers and authority of the Washington County Board of Commissioners, the following policy is hereby in effect:

Policy

A person is subject to immediate exclusion from a County owned building or property if that person is observed to be engaged in any of the following types of conduct, or if a person could reasonably believe that a person's appearance or conduct constitutes an imminent risk that the person will be engaged in any of the following types of conduct:

Disorderly and boisterous conduct;
Riotous or violent conduct;
Unreasonably loud or disturbing noise;
Unnecessary noise;
Disorderly or riotous assemblies;
Disruption of lawful meetings;
Abusive or offensive language;
Drunken or offensive conduct;
Conduct that is otherwise disruptive to the efficient functioning of government affairs.

The person in charge of County owned property and buildings, for purposes of this Policy, is the Washington County Administrator or his designee. In portions of buildings and property owned in common by the County and the City of Hillsboro and Unified Sewerage Agency, the City Manager and Agency General Manager or their designees shall also be considered persons in charge for purposes of enforcing this policy.

If a person who received notice that he or she is being excluded from County owned buildings or property subsequently remains or returns to that building or property, that person may be arrested on criminal trespass charges.

WASHINGTON COUNTY
OREGON

December 13, 2007

To: Sheriff Rob Gordon
Don Bohn, Sr. Deputy County Administrator
Ellen Conley, Sr. Deputy County Administrator

From: Robert Davis, County Administrator

RE: Delegation of Trespass and Telephone Authority

By Resolution and Order No. 95-47, the Board of County Commissioners adopted a policy governing "Exclusion From County Owned Buildings and Property", designating the County Administrator as the person in charge of County-owned buildings and property; and further, authorized the County Administrator to further designate persons authorized to order the exclusion of a person from a County-owned building or property.

Pursuant to that authority, I hereby designate the following individuals as fully authorized to exclude from County-owned buildings or property those individuals whom any of the following deem to be subject to exclusion pursuant to Resolution and Order No. 95-47:

Sheriff Rob Gordon and his Designees
Don Bohn, Sr. Deputy County Administrator
Ellen Conley, Sr. Deputy County Administrator

The above named individuals, any County Department Director, the District Attorney and the Justice of the Peace also have authority to forbid persons from calling County telephone numbers, for purposes of ORS 166.090, Telephonic Harassment. All notices forbidding a person from calling County telephones must be in writing, and either served personally or mailed to the person by certified mail if a mailing address is available.

Any exclusion from a County building, and any prohibition against calling county telephones, may be appealed by filing a notice of appeal within five days. The exclusion or prohibition shall remain in effect during the appeal period. The notice of appeal shall be mailed to the Office of County Counsel, and will be considered timely only if received or postmarked within the five day period. The Office of County Counsel will arrange for a hearing on the issue in front of an impartial hearings officer within fifteen days of receiving the request. The hearings officer may be a county employee so long as the employee has no personal involvement in the decision to exclude or prohibition against telephoning. The review shall be informal. The hearings officer shall consider any evidence and arguments presented by the person that is the subject of the order and any other evidence and argument that the hearings officer considers relevant to whether the exclusion or prohibition is consistent with Resolution and Order No. 95-47, ORS 166.090 or any other applicable law. This may include affidavits or declarations from involved persons. The decision of the hearings officer shall be final.

Cc: Elmer Dickens

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