

93266

Vol. 1174 Page 12546

## BOARD OF COUNTY COMMISSIONERS

In and For the County of Klamath, State of Oregon

IN THE MATTER OF THE  
APPLICATION FOR ZONE  
CORRECTION NO. 74-42  
BY WILLIAM R. SMITH

## O R D E R

This matter having come on for hearing upon the application of William R. Smith for a zone correction, said correction application being numbered Zone Correction No. 74-42, and said application having been heretofore recommended from RA (Residential Agriculture) zone to RD 7,000 (Single Family Residential) zone by the Klamath County Planning Commission because of a mapping error, a description of the real property referred to in said application being Lot 12, Block 1, First Addition to Valley View, Klamath County, Oregon, and a public hearing on said application having been held on September 3, 1974, before the Board of Commissioners, and it appearing to said Board of Commissioners from the testimony, reports, and information produced at said hearing by the applicant, the Planning Commission and Planning Department, that the application should be granted, the Board of Commissioners makes the following findings of fact:

1. The plat of the First Addition to Valley View, Klamath County, Oregon, which contains the applicant's lot, was recorded before zoning was adopted on December 7, 1972, and the applicant has a lot as originally recorded which has not subsequently been divided.
2. The Land Use Study preceding the adoption of zoning had not included a lot size analysis of land in the applicant's area or of the applicant's property and could not have properly designated the RD 7,000 zoned.
3. Section 11.007 and Article 112, as amended, of Ordinance No. 17, requires that Klamath County initiate correction of mapping errors on the zoning map.

Approved  
Harry D.



ORDER: ZONE CORRECTION NO. 74-42  
WILLIAM R. SMITH  
Page 2 of 2

12547

4. The Klamath County Planning Director affirmed that a mapping error had been made on the zoning map known as South Suburban Sheet #1.

Based upon the above findings of fact, the Board reaches the following conclusions of law:

1. The Planning Commission acted properly in initiating and recommending to the Board of Commissioners a correction from RA (Residential Agriculture) zone to RD 7,000 (Single Family Residential) zone; and

2. There was a mapping error on the zoning map; and

3. The zoning map, as originally adopted, should have shown the RD 7,000 zone designation on the applicant's property.

NOW, THEREFORE, IT IS HEREBY ORDERED that the application of William R. Smith for a zone correction for South Suburban Sheet #1 zoning map from RA (Residential Agriculture) to RD 7,000 (Single Family Residential), a particular description of the real property referred to in said application being Lot 12, Block 1, First Addition to Valley View, Klamath County, Oregon, said change application being numbered Zone Correction No. 74-42, is hereby approved because of a mapping error.

DONE AND DATED THIS 23<sup>rd</sup> day of Sept. 1974.

*William R. Smith*  
Chairman of the Board

*R. Lyle*  
County Commissioner

*Lloyd G. Pitt*  
County Commissioner

Approved as to form

*Harry D. Boivin*  
Harry D. Boivin, Legal Counsel

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed ~~Procedural~~

this 24th day of Sept.

A. D. 1974 at 12:00 o'clock P.M.,

duly recorded in Vol. M-74, of Deed

on Pg 12546

Wm D. MILNE, County Clerk

No Fee

By *Heaven Cover*