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KLAMATH COUNTY PLANNING COMMISSION

In and For the County of Klamath, State of Oregon

IN THE MATTER OF THE
APPLICATION FOR AN
ADMINISTRATIVE ZONE
CORRECTION NO. 75-4
BY MAURICE AND
MILDRED BERCOT

O R D E R

RECEIVED JUL 9 1975
2:35 pm

This matter having come on before the Klamath County Planning Director upon the application of MAURICE AND MILDRED BERCOT for an Administrative Zone Correction No. 75-4, pursuant to Article 117, Ordinance No. 17, the same being the Klamath County Zoning Ordinance, said application requesting a zone correction from RD 10,000 (Residential Single Family) zone to RD 3,000 (Residential Multiple Family) zone, a description of the real property referred to in said application being that portion of Lots 7, 8, 9 and 10, Block 2, Homeland Tracts, lying east of the Enterprise Irrigation Canal, Klamath County, Oregon, said Planning Director having examined the application, and conducted other such studies as may be required, the Planning Director hereby makes the following findings of fact:

1. A description of the real property for which a zone correction is requested is that portion of Lots 7, 8, 9 and 10, Block 2, Homeland Tracts, lying east of the Enterprise Canal, Klamath County, Oregon.

2. The land in question is currently zoned RD 10,000 (Residential Single Family).

3. The requested zone correction is for RD 3,000 (Residential Multiple Family).

4. The part of Klamath County affected by the application was zoned on December 7, 1972.

5. By my own knowledge, two three-plexes were located on applicant's property when I conducted land use studies in the area prior to the adoption of the Comprehensive Land Use Plan and zoning, and I had been authorized by the Coordinating Committee to apply multiple family zoning to the applicant's parcel.

6. The Comprehensive Land Use Plan maps designated applicant's land as multiple density residential.

Based upon the above findings of fact, the Planning Director hereby makes the following conclusions of law:

1. The land in question was zoned unintentionally and erroneously.

2. Prior to December 7, 1972, the land in question was actually used as a multiple family dwelling site and such use existed lawfully.

3. The proper zone district for the use lawfully existing prior to December 7, 1972, is RD 3,000 (Residential Multiple Family).

4. For the above recited reasons, the Planning Director finds that the zone correction necessary is the RD 3000 zone.

NOW, THEREFORE, IT IS HEREBY ORDERED that Application No. 75-4, submitted by Maurice and Mildred Bercot, requesting a zone correction from RD 10,000 (Residential Single Family) zone to an RD 3,000 (Residential Multiple Family) zone, a description of the real property referred to in said application is hereby provisionally approved and that the County zoning maps be corrected to show such zone correction. Unless an appeal is filed prior to August 8, 1975, this ORDER shall become permanent.

DONE AND DATED THIS 9th day of July 1975.

Pat Borden
Klamath County Planning Director

APPROVED AS TO FORM

Robert Brown
County Legal Counsel

STATE OF OREGON; COUNTY OF KLAMATH; ss.
KLAMATH COUNTY - PLANNING DEPT.

Filed for record at request of _____
this 9th day of JULY 1975 at 2:35 o'clock P.M., and duly recorded in
Vol. M.75, of DEEDS on Page 7750.

NO FEE

By WM. D. MILNE, County Clerk
Deputy