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Vol. <sup>M</sup> 76 Page 3171

BOARD OF COUNTY COMMISSIONERS

In and For the County of Klamath, State of Oregon

IN THE MATTER OF )  
APPLICATION FOR )  
TEMPORARY PERMIT ) O R D E R  
NO. 76-1 BY )  
DONNEAL HYDE )

THIS MATTER having come on before the Board of County Commissioners for a hearing upon the Application No. 76-1 by DONNEAL HYDE, requesting the issuance of a provisional Temporary Permit for the purpose of the placement of a mobile home on that certain property described as Tax Lot 19, located in the Beaver Marsh area, NW 1/4 Section 20, Township 38 So., Range 8 East of the Willamette Meridian, Klamath County, Oregon, and more particularly described as being located east of Highway 97 and northeast of Miller Road, and a public hearing having been held on January 20, 1976, at 1:00 p.m. in the Commissioners' Hearing Room, Klamath County Courthouse, to consider the application under Article 116, Klamath County Zoning Ordinance No. 17, the Board of Commissioners makes the following findings of fact and conclusions of law:

Findings of Fact:

1. Applicant seeks a Temporary Permit for the purpose of placing a mobile home on a C-5-zoned lot which is adjacent to Mac's Market which they own.
2. Residences are not permitted in a C-5 zone.
3. Applicant proposes to use the mobile home for a caretaker's residence.
4. Applicant's market and storage building have been broken into and applicant feels a caretaker's dwelling near by will discourage acts of vandalism.
5. There is an existing well and septic tank on the subject property.
6. There are vacant lots and a few homes and mobile homes in the vicinity. There is a mobile home being used as a cafe.

Conclusions of Law:

1. The area surrounding the subject property is under-developed with vacant lots, a few homes and mobile homes.
2. A Temporary Permit will not be detrimental to the

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ORDER: TEMPORARY PERMIT 76-1  
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livability or appropriate development of the area, but will be compatible with abutting properties and neighborhood for the duration of the permit.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Klamath County Board of Commissioners, being authorized by Article 116 of Ordinance No. 17, the Klamath County Zoning Ordinance, do herewith issue a Temporary Permit commencing on the day this Temporary Permit No. 76-1 is recorded in the Deed Records of Klamath County, Oregon, for the purpose of the placement of a mobile home on real property described as Tax Lot 19, located in the Beaver Marsh area, NW $\frac{1}{4}$  Section 20, Township 38 So., Range 8 East of the Willamette Meridian, Klamath County, Oregon, and being further subject to the following provisions and conditions:

1. Applicant's mobile home shall be located on the lot in conformance with all property development standards and building restrictions.
2. Temporary Permit No. 76-1 shall run for a period of five (5) years from date of recording in Klamath County Deed Records.
3. Applicant's mobile home when set up on subject property shall be used for a caretaker's dwelling and not as a permanent residence.

DONE AND DATED THIS 24<sup>th</sup> day of February 1976.

Raymond D. Thome  
Chairman of the Board

Donald Williams  
Commissioner

Lloyd G. H.  
Commissioner

APPROVED AS TO FORM  
Boivin and Boivin  
Legal Counsel

BY Boivin

STATE OF OREGON, COUNTY OF KLAMATH; ss.

And for record, I, Clerk of said County, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of said County.  
No. 580, dated 2/24/76, A.D. 1976, 3:50 P.M.  
Filed for record on 2/24/76 at 3:50 P.M. 3171  
Hazel Orzagul, County Clerk

Hazel Orzagul

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