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BEFORE THE BOARD OF COUNTY COMMISSIONERS

In and For the County of Klamath, State of Oregon

IN THE MATTER OF THE APPLICATION FOR)
 COMPREHENSIVE LAND USE PLAN CHANGE)
 ASSOCIATED WITH THE APPLICATION FOR)
 ZONE CHANGE 75-27 FOR ROBERT L. SARI)

O R D E R

THIS MATTER having come on for hearing upon the application for ROBERT L. SARI for a Comprehensive Land Use Plan change associated with Zone Change 75-27 for a change from Urban Density Residential to Multiple Density Residential and a Zone Change from RD 10,000 (Single Family Residential) to RD 1,500 (Residential Multiple Family) zone on real property approximately 1.76 acres in size located in the SLV 60 feet of Lots 1 through 9 in Block 2, Bailey Tracts #2 and vacated Nadine Street in Klamath County, Oregon, and a public hearing on the application having been heard by the Klamath County Planning Commission on March 30, 1976, where from the testimony, reports and information produced at the hearing by the applicant, members of the Klamath County Planning Department Staff and others in attendance, the Planning Commission recommended to the Board of Commissioners for disapproval at the May 13, 1976, hearing which was for a decision only of the application. Following action by the Planning Commission, a public hearing was regularly held before the Board of County Commissioners on June 22, 1976, where from reviewing the record, the testimony, reports and information produced at the hearing it appeared that the record was accurate and complete and that the application should be denied, the Board of County Commissioners make the following Findings of Fact and Conclusions of Law in accordance with Ordinance No. 17, the Klamath County Zoning Ordinance.

Findings of Fact:

1. The general trend in the area is single family owner-occupied homes which indicates the present Comprehensive Land Use Plan is correct.
2. The proposed change, if granted, would not conform with the surrounding area.
3. A wide array of testimony was presented by the surrounding property owners in opposition to the change.
4. The proposed change would not be keeping with the best interests of the health, safety and welfare of the area.

Conclusions of Law:

1. The property affected by the proposed Comprehensive Land Use Plan change is not properly related to streets and highways to adequately serve the type of traffic generated by such uses that may be permitted therein.

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2. The proposed Comprehensive Land Use Plan change is not in keeping with land uses and improvements, trends in land development and prospective needs for development in the affected area.

3. The proposed Comprehensive Land Use Plan change is not in keeping with the land use plans duly adopted.

The applicant had provided valid evidence of the need for multiple housing, but the proposed change is not the proper area.

NOW, THEREFORE, IT IS HEREBY ORDERED that the application of ROBERT L. SARI for a Comprehensive Land Use Plan change associated with Zone Change 75-27 for a change from Urban Density Residential to Multiple Density Residential and a Zone Change from RD 10,000 (Single Family Residential) to RD 1,500 (Residential Multiple Family) zone on real property approximately 1.76 acres in size located in the SLY 60 feet of Lots 1 through 9 in Block 2, Bailey Tracts #2 and vacated Nadine Street in Klamath County, Oregon, is hereby denied.

DONE AND DATED THIS 20th day of July, 1976.

Raymond R. Thorne
Chairman

Bryan Williams
County Commissioner

Lloyd G. H.
County Commissioner

APPROVED AS TO FORM:
Boivin and Boivin
County Legal Counsel

By Boivin and Boivin

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 20th day of JULY A.D., 19 76 at 2:13 o'clock P M., and duly recorded in Vol. 11019 of DEEDS on Page 11019.

FEE NONE

WM. D. MILNE, County Clerk

By Hazel Drazic Deputy