

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. 76-7)
 BY WALTER FRENCH)

O R D E R

This matter having come on before the Klamath County Planning Department upon the application by WALTER FRENCH for an Administrative Zone Correction No. 76-7, 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 A (Light Agricultural) zone, a description of the real property referred to in said application being marked Exhibit A, attached hereto and by reference made a part hereof, said application having been examined and such studies conducted as were required, the following findings of fact are set forth:

1. A description of the real property for which a zone correction is requested is marked Exhibit A, attached hereto and by reference made a part hereof.
2. The land in question is currently zoned RD 10,000 (Residential Single Family) and the requested zone correction is for A (Light Agricultural), which is consistent with Zoning in the area.
3. The part of Klamath County affected by the application was zoned on December 7, 1972.
4. The Comprehensive Land Use Plan for said property designates the applicant's land as Suburban Density Residential which is not compatible with the A (Light Agricultural) zone.
5. Property consists of 1.01 acres which exceeds the minimum lot size of the A (Light Agricultural) zone.
6. Applicant has owned the property in question since 1956 as witnessed by a warranty deed recorded July 16, 1956, in Volume 285, Page 61.
7. The property west of applicant's property is zoned A (Light Agricultural) and received Administrative Zone Correction 75-70 from RD 10,000 (Residential Single Family) to A (Light Agricultural). Other properties in the vicinity to the west and south are zoned A (Light Agricultural), RA (Residential Agricultural) and SP-9 (Community Recreation).

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Based upon the above findings of fact, the following conclusions of law are set forth:

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

2. Prior to December 7, 1972, the land in question was actually used for Light Agricultural Pursuits and such use existed lawfully.

3. Land Use studies conducted prior to the adoption of the Land Use Plan and Zoning Ordinance incorrectly identified the applicant's use of his land.

4. The proper zone district for the use lawfully existing prior to December 7, 1972, is A (Light Agricultural).

5. The proper land use designation on applicant's property is Agricultural.

NOW, THEREFORE, IT IS HEREBY ORDERED that Application No. 76-7, submitted by WALTER FRENCH requesting a zone correction from RD 10,000 (Residential Single Family) zone to A (Light Agricultural) zone, a description of the real property referred to in said application being marked Exhibit A, attached hereto and by reference made a part hereof is hereby provisionally approved and that the county zoning and land use plan maps be changed to show such correction. Unless an appeal is filed prior to October 25, 1976, this ORDER shall become permanent.

DONE AND DATED THIS 24th day of September, 1976.

Archie W. Soren
Klamath County Planning Director

APPROVED AS TO FORM:
Boivin and Boivin
County Legal Counsel

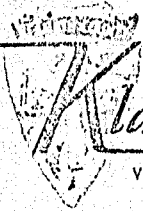
By Bradley H. Hagen

15059

EXHIBIT A
LEGAL DESCRIPTION

ADMINISTRATIVE ZONE CORRECTION NO. 76-7
WALTER FRENCH

Beginning at an iron pin located at the Southeast corner of Tract 18; thence North $88^{\circ}46'$ West 175 feet along the South boundary of Tract 18 to an iron pin; thence North $0^{\circ}15'$ West 295.0 feet to an iron pin located on the South boundary of the irrigation canal; thence South $62^{\circ}45'$ East 197.2 feet along the South boundary of said canal to an iron pin; thence South $0^{\circ}15'$ East along the East boundary of said Tract 18 a distance of 208.4 feet, more or less, to the point of beginning.



15060

Klamath County - Planning Department

VETERANS MEMORIAL BUILDING — 503-682-2501 — KLAMATH FALLS, OREGON 97601

ADMINISTRATIVE ZONE CORRECTION
No. 76-7DATE September 24, 1976

NOTICE

SUBJECT: Information about Administrative Zone Correction proceedings for a parcel of property that may be of interest to you.

The Klamath County Planning Department has received application and completed an approval ORDER for an Administrative Zone Correction No. 76-7.

The enclosed ORDER provisionally approves the request for correction from the RD 10,000 (Residential Single) zone to the A (Light Agricultural) zone. Basically, the ORDER states that there was an error in zoning which is being recognized and corrected.

If you do not agree with this provisional ORDER, you have the right to appeal to the Klamath County Planning Commission for reconsideration. The appeal must be filed within 30 days from the date of mailing of this ORDER, or before 5:00 p.m. on 10/25/76.

The appeal procedure involves writing a letter to the Planning Department in which you state "I appeal Administrative Zone Correction No. 76-7 to the Klamath County Planning Commission." You must sign your letter and enclose a \$50 fee to cover processing costs.

If you require more information on this matter, please contact this office at 882-2501, Extension 285, or write to:

Klamath County Planning Department
Klamath County Courthouse
Klamath Falls, Oregon 97601

Archie W. Jensen
Klamath County Planning Director

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 24th day of September A.D., 19 76 at 2:11 o'clock P. M., and duly recorded in Vol M76, of Deeds on Page 15057.

FEE no fee

WM. D. MILNE, County Clerk
By *[Signature]* Deputy