

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
In and For the County of Klamath, State of Oregon

IN THE MATTER OF ZONE CHANGE )  
NUMBER 76-16 FOR REV. THOMAS )  
J. CONNOLLY, ROMAN CATHOLIC )  
BISHOP OF THE DIOCESES OF BAKER )

O R D E R

THIS MATTER having come on for hearing upon the application No. 76-16 by Rev. Thomas J. Connolly, Roman Catholic Bishop of the Dioceses of Baker for a Zone Change from F (Forestry) to SP-16, (Planned Unit Development) zone on real property described as that portion of the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$  and that portion of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  lying East of the Walker Basin Irrigation Canal in Section 26, Township 23 South, Range 9, East of the Willamette Meridian, Klamath County, Oregon, and a public hearing on the application having been heard by the Klamath County Planning Commission on August 24, 1976, where from the testimony, reports and information produced at the hearing by the applicant, members of the Planning Department Staff, and others in attendance, the Planning Commission recommended approval of the application. Following action by the Planning Commission a public hearing was regularly held before the Board of Commissioners on September 21, 1976, where from the testimony it appeared that the record was accurate and complete and it appearing from reports and information produced at the hearing that there was substantial evidence for the action taken by the Planning Commission and that the application should be granted, the Board of Commissioners makes 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 proposed area is adequate in size and shape for the retreat planned building program.
2. There is an easement to the property.
3. There is a need for this type of prayer and solitude retreat for the people in this area.
4. The Department of Environmental Quality has approved the area for septic tank approval.
5. Well on the property is adequate for water for the building program.
6. No other property owners in the adjacent area objected to this zone change.

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Conclusions of Law:

1. The property affected by the change of zone is adequate in size and shape to facilitate those uses normally allowed in conjunction with such zoning.
2. The property affected by the proposed change of zone is properly related to streets and highways to adequately serve the type of traffic generated by such uses that may be permitted therein.
3. The proposed change of zone will have no adverse effect or only limited adverse effect on any property or the permitted use thereof within the affected area.
4. That the proposed change of zone is in keeping with land uses and improvements, trends in land development, density of land development, and prospective needs for development in the affected area.
5. That the proposed change of zone is in keeping with land use plans duly adopted and does, in effect, represent the highest, best and most appropriate use of the land affected.

NOW, THEREFORE, IT IS HEREBY ORDERED that the application of Rev. Thomas J. Connolly, Roman Catholic Bishop of the Diocese of Baker for a Zone Change from F (Forestry) to SP-16 (Planned Unit Development) on real property described as that portion of the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$  and that portion of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  lying East of the Walker Basin Irrigation Canal in Section 26, Township 23 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, is hereby approved.

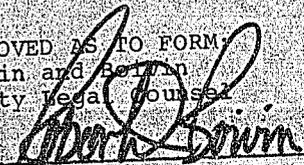
DONE AND DATED THIS 16th day of November, 1976.

  
Raymond Thorne  
Chairman

  
Bryant Williams  
Commissioner

  
Lloyd Gift  
Commissioner

APPROVED AS TO FORM  
Boivin and Boivin  
County Legal Counsel

By 

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 17th day of NOVEMBER A.D., 1976 at 12:16 o'clock P.M., and duly recorded in Vol. N 76 of DEEDS on Page 18303.

FEE NONE

WM. D. MILNE, County Clerk

By  Deputy