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Vol. 77 Page 6717

BOARD OF COUNTY COMMISSIONERS

In and For the County of Klamath, State of Oregon

IN THE MATTER OF)
 APPLICATION FOR)
 TEMPORARY PERMIT)
 NO. 77-3 BY)
RAYMOND STALNAKER)

O R D E R

THIS MATTER having come on before the Board of County Commissioners for a hearing upon the Application No. TP 77-3 by Raymond Stalnakar, requesting the issuance of a provisional temporary permit for the placement of a mobile home on that certain real property described as Tax Lot 2400, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, T39S, R9E.W.M. located east of Derby Street, Klamath Falls, Klamath County, Oregon, and a public hearing having been held on March 15, 1977 at 11:15 a.m. in the Commissioners Hearing Room, Klamath County Courthouse Annex 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. Testimony heard by the Board of Commissioners on March 15, 1977 from Planning Department staff indicated applicant was seeking a temporary permit to place a mobile home on a lot zoned RD 10,000 to become applicant's permanent residence.
2. On March 15, 1977, applicant testified and pointed out on Klamath County Exhibit "C", Assessor's Map, that said real property is residential in nature with some mobile homes in the area.
3. Applicant testified that they will be utilizing already established public facilities such as Oregon Water Corporation and South Suburban Sanitary District.
4. Testimony received by the Board of Commissioners from applicant indicated that this was the only single-family residence on the lot which is the intent of the RD 10,000 Zone (Single Family Residential).
5. Applicant introduced into the record before the Board of County Commissioners a letter from surrounding property owners indicating they had no objections to the placement of the mobile home on subject lot.

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ORDER: TEMPORARY PERMIT 77-3
RAYMOND STALNAKER

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Conclusions of Law:

1. Testimony from Planning Department staff indicated that applicant will have to apply for a Conditional Use Permit and also a Variance.
2. The Conditional Use Permit application will allow the mobile home to be a permanent residence on subject lot.
3. The Variance application will allow the placement of the mobile home to meet the property development standards of the RD 10,000 Zone.
4. The Temporary Permit on Subject property will not be detrimental to the livability or development of the area and will be compatible with abutting properties.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Klamath County Board of Commissioners, being authorized by Article 116 of Ordinance No. 17 does herewith issue Temporary Permit No. 77-3 commencing on the day this Temporary Permit is recorded in the Deed Records of Klamath County, Oregon for the purpose of the placement of a mobile home on property described as Tax Lot 2400, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, T39S, R9E.W.M., Klamath County, Oregon and being further subject to the following conditions:

1. Applicant shall apply for a Conditional Use Permit following the ten-day appeal period as prescribed under Article 116 - Temporary Permit.
2. Applicant will also apply for a Variance in order to meet the Property Development Standards of the RD 10,000 Zone.
3. Applicant is aware that approval of this Temporary Permit by the Board of Commissioners does not constitute an approval or disapproval of a Conditional Use Permit or a Variance.
4. Approval of this Temporary Permit is conditional upon the application being made within ninety (90) days from the date of this order for a Conditional Use Permit and a Variance and that said Temporary Permit shall expire on the determination of the Conditional Use Permit and Variance applications.
5. Board of Commissioners makes this Temporary Permit good for a three (3) month duration period starting from March 15, 1977.

DONE AND DATED THIS 5th day of April, 1977.

Lloyd Galt
Chairman

David Kuonen
Commissioner

Raymond P. Thorne
Commissioner

Approved as to Form
Boivin, Boivin and Aspell
County Legal Counsel

By *Boivin & Aspell*

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Klamath County ~ Planning Department

VETERANS MEMORIAL BUILDING — 503-882-2501 — KLAMATH FALLS, OREGON 97601

April 6, 1977

N O T I C E

Dear Property Owners:

The attached Temporary Permit Order will become effective April 18, 1977, unless there is an appeal by you or adjacent property owners.

Please call our office if you have any questions concerning this Temporary Permit, and please be advised that you do have a right to appeal this matter as mentioned above.

Sincerely,

*Denise Hill*Denise Hill
Secretary

Attachment

STATE OF OREGON; COUNTY OF KLAMATH; ss.
Filed for record at request of KLAMATH COUNTY BOARD OF COMMISSIONERS
this 20th day of APRIL A.D. 1977 at 12:40 o'clock PM. and
duly recorded in Vol. M 77, of DEEDS on Page 6717

NO FEE

Wm D. MILNE, County Cl

*By Hazel Drayton*APR 20 PM 2 53
CLERK OF COUNTY