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Klamath County - Planning Department  
VETERANS MEMORIAL BUILDING — 503-882-2501 — KLAMATH FALLS, OREGON 97601ADMINISTRATIVE ZONE CORRECTION  
No. 77-8

DATE 7-28-77

N O T I C E

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. 77-8.

The enclosed ORDER provisionally approves the request for correction from the RA (Residential Agricultural) zone to the C-2 (Commercial Community) zone. Basically, the ORDER states that there was an error in zoning which is being recognized and corrected.

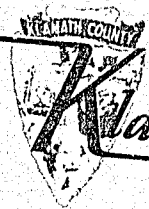
If you do not agree with this provisional ORDER, you have the right to appeal to the Klamath County Planning Commission for reconsideration. The appeal must be filed within 30 days from the date of mailing of this ORDER, or before 5:00 p.m. on 8-28-77.

The appeal procedure involves writing a letter to the Planning Department in which you state "I appeal Administrative Zone Correction No. 77-8 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

*Peter M. Wael*  
Klamath County Planning Director



# Klamath County - Planning Department

COURTHOUSE — 503-882-2501, Ext. 285 — KLAMATH FALLS, OREGON 97601

## 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. 77-8  
BY JOE BART

### ORDER

This matter having come of before the Klamath County Planning Department upon the application by JOE BART for an Administrative Zone Correction No. 77-8, pursuant to Article 117, Ordinance No. 17, the same being the Klamath County Zoning Ordinance, said application requesting a zone correction from RA (Residential Agricultural zone to C-2 (Commercial Community) zone, a description of the real property referred to in said application being:

Lot 2, Block 2 of Altamont Acres second addition in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 10, T39S, R9 EWM of Klamath County, Oregon.

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

Lot 2, Block 2 of Altamont Acres second addition in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 10, T39S, R9 EWM of Klamath County, Oregon.

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Administrative Zone Change  
JOE BART

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2. The land in question is currently zoned RA (Residential Agricultural) and the requested zone correction is for C-2 (Commercial Community).

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 Commercial General which is not compatible with the RA (Residential Agricultural) zone.

5. Tax Assessments on file at the Klamath County Assessor's office classified the applicant's land as Commercial prior to the adoption of the Klamath County Zoning Ordinance No. 17.

6. According to written statements submitted by Pacific Northwest Bell Telephone, and the Herald and News, the applicant did have a business telephone from 1956 to 1972 listed under Contractor and Topsoil, and the applicant did advertise his business Topsoil, Sand and Gravel in the Herald and News from 1955 to 1972, is more particularly described on Exhibit "A" and "B" attached hereto and by reference made a part hereof.

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 as Commercial and such use existed lawfully.

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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 Commercial Community.

5. The proper land use designation on applicant's property is Commercial General and no change is required.

NOW, THEREFORE, IT IS HEREBY ORDERED that Application No. 77-8, submitted by JOE BART requesting a zone correction from RA (Residential Agricultural) zone to C-2 (Commercial Community) zone, a description of the real property referred to in said application being

Lot 2, Block 2 of Altamont Acres second addition in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 10, T39S, R9 EWM of Klamath County, Oregon.

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 August 26, 1977, this ORDER shall become permanent.

DONE AND DATED THIS 25 day of July 1977.

Peter M. Deel  
Klamath County Planning Director

APPROVED AS TO FORM

Robert D. Brown  
County Legal Counsel  
STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 18th day of AUGUST A.D., 19 77 at 4:46 o'clock P M., and duly recorded in Vol. 1177 of DEEDS on Page 15205.

FEE SOME

WM. D. MILNE, County Clerk  
By Glenn D. Hays Deputy