

BEFORE THE HEARINGS OFFICER

KLAMATH COUNTY, OREGON

In the Matter of Request for)
Conditional Use Permit 77-21 for) Klamath County Planning
Joseph Alfino) FINDINGS OF FACT AND ORDER

A hearing was held in this matter at Klamath Falls, Oregon on September 15, 1977, pursuant to notice given in conformity with Ordinance No. 35, Klamath County, before Klamath County Hearings Officer, Del Parks. The applicant was present. The Klamath County Planning Department was represented by Carl Shuck and Wayne Sorensen. The Hearings Reporter was Isabel Rodriguez.

Evidence was presented on behalf of the Department and on behalf of the applicant. There were no adjacent property owners present, and no one had any objections to the proposed Conditional Use Permit requested by the applicant.

The followings Exhibits were offered, received and made a part of the record:

Klamath County Exhibit A, the Staff Report

Klamath County Exhibit B, photos of the subject property

Klamath County Exhibit C, a Klamath County Assessor's map of the subject property

Klamath County Exhibit D, a Klamath County Zoning map of the subject property

Klamath County Exhibit E, Affidavit of Publication

The hearing was then closed and based upon the evidence submitted at the hearing, the Hearings Officer made the following findings of fact:

17343

1 FINDINGS OF FACT:

2 1. A contract must be obtained from Klamath County or the
3 State which provides that they will crush the rock on site or agree
4 to remove the rock as it is.

5 2. A plan must be established with the Soil Conservation
6 Service in connection with the land involved. This plan must be
7 approved by the Soil Conservation Service before this request can
8 be reconsidered.

9 3. Findings No. 1 and No. 2 must be met before the
10 Hearings Officer will reconsider this request. The applicant shall
11 inform the Planning Department with 90 days from the date of this
12 Order of a request for a rehearing or a withdrawal. If the
13 applicant fails to do so, the request shall be denied.

14 The Hearings Officer, based on the foregoing Findings of
15 Fact accordingly orders as follows:

16 That real property described as the

17 "W $\frac{1}{2}$, SE $\frac{1}{2}$, Section 20, Township 35
18 South, Range 12, East of the Willa-
19 mette Meridian on a parcel of land
20 besected by the Table Lands Pines
21 Road approximately 2 $\frac{1}{2}$ miles north-
westerly of Godowa Springs Road and
approximately 2 miles north of Drew
Road, Klamath County, Oregon."

22 is hereby denied a Conditional Use Permit in accordance with the
23 terms of the Klamath County Zoning Ordinance No. 17 and henceforth,
24 will be denied the requested Conditional Use Permit and only after
25 the above named conditions are met will the Hearings Officer
26 reconsider the requested change.

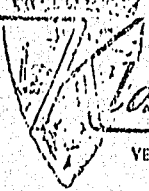
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1 Entered at Klamath Falls, Oregon, this 21 day
2 of September, 1977.
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4 KLAMATH COUNTY HEARINGS DIVISION

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6 By Del Smith
7 Hearings Officer
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Klamath County - Planning Department

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

17951

IN THE MATTER OF)
MAILING NOTICES FOR)
Joseph Alfino)

AFFIDAVIT OF MAILING

STATE OF OREGON)
County of Klamath)

ss.

I, Isabel Rodriguez, being first duly sworn, depose and say that I am an employee of the Klamath County Planning Department, and that on the September 21, 1977, I did deposit in the U.S. postal system four (4) copies of said MAILING NOTICE, a copy of same being attached hereto, in a sealed envelope addressed to those individuals on the mailing list attached hereto.

Isabel Rodriguez

SUBSCRIBED and sworn to before me this 21st day of September 1977.

Ronald D. Smith
NOTARY PUBLIC FOR OREGON

My commission expires

6/7/81

17852

Copies for the attached Order for Joseph Alfino sent to the following:

Joseph Alfino
General Delivery
Sprague River, OR 97639

Board of Commissioners
Courthouse Annex
Klamath Falls, OR 97601

County Clerk's Office
Courthouse
Klamath Falls, OR 97601

Assessor's Office
Courthouse Annex
Klamath Falls, OR 97601

STATE OF OREGON; COUNTY OF KLAMATH; ss.

ed for record at request of KLAMATH COUNTY PLANNING
his 26th day of SEPTEMBER A. D. 1977 at 11:06 o'clock P.M., and
tuly recorded in Vol. M77, of DEEDS on Page 17948

FEE NONE

Wm D. MILNE, County Clerk

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