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Vol. ^m 77 Page ²¹⁶⁸⁶ 21686

BEFORE THE HEARINGS OFFICER

KLAMATH COUNTY, OREGON

In the Matter of Request for)
Conditional Use Permit 77-31 for) Klamath County Planning
Verlin Eastburn, Applicant) Findings of Fact and Order

A hearing was held in this matter at Klamath Falls, Oregon on October 19, 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 following 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, Mailing Notices

Hearings Officer Exhibits 1 through 3, photos of the existing Mobile Home

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

4 FINDINGS OF FACT:

5 1. Mobile Homes are not allowed in RD Zones if there is
6 an existing residence on the lot; however, the subject property is
7 a vacant lot, which is adequate in size and shape to house the
8 proposed use.

9 2. The subject property is relative to access and is
10 sufficient in width and pavement type to carry the traffic generated
11 by the proposed use.

12 3. No person testified in opposition to the proposed use,
13 and there was no testimony that would indicate that it would have an
14 adverse effect on adjoining property.

15 4. There are no conditions necessary to protect the
16 public health, safety, and welfare.

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

19 That real property described as the

20 "Lot 14, Block 12, Stewart Addition,
21 on a parcel of land approximately
22 18,400 square feet, generally
23 located on the North end of Diamond
24 Street on the East side of Diamond
Street, approximately 1,200 feet
north of Balsam Drive and approxi-
mately 260 feet east of Emerald
Street, Klamath County, Oregon"

25 is hereby granted a Conditional Use Permit in accordance with the
26 terms of the Klamath County Zoning Ordinance No. 17 and henceforth
27 will be allowed the placement of a Mobile Home on the subject
28 property.

1 Entered at Klamath Falls, Oregon, this _____ day
2 of November, 1977.
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4 KLAMATH COUNTY HEARINGS DIVISION
5

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

COURTHOUSE — 503-892-2501, Ext. 285 — KLAMATH FALLS, OREGON 97601

IN THE MATTER OF
MAILING NOTICES FOR*Verlin Eastburn*

AFFIDAVIT OF MAILING

STATE OF OREGON
County of Klamath

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 *7th of November, 1977* did deposit in
the U.S. postal system 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 *7th* day of
November 19 *77*.

Peter M. Wall
NOTARY PUBLIC FOR OREGON

My commission expires

8-3 '80

WE ARE AN EQUAL OPPORTUNITY EMPLOYER

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Orders for Conditional Use Permit 77-31, Verlin Eastburn, sent to the following:

Verlin L. Eastburn
Route 1 Box 925 B
Space 53
Klamath Falls, OR 97601

Board of Commissioners
Courthouse Annex
Klamath Falls, OR 97601

Clerk's Office
Courthouse
Klamath Falls, OR 97601

Assessor's Office
Courthouse Annex
Klamath Falls, OR 97601

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at ~~request~~ of _____
this 10th day of November A. D. 1977 at 9:13 clock AM., and
duly recorded in Vol. M77, of Deeds on Page 21686

Wm D. MILNE, County Clerk

By Bernetha J. Hetch

No Fee.