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BEFORE THE HEARINGS OFFICER

KLAMATH COUNTY, OREGON

In the Matter of Request for)
Conditional Use Permit 78-5 for) Klamath County Planning
Buster Owens, Applicant) FINDINGS OF FACT AND ORDER

A hearing was held in this matter at Klamath Falls, Oregon, on April 12, 1978, 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. 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 who stated they 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

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

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1 FINDINGS OF FACT:

2 1. The site is adequate in size and shape to accom-
3 modate the proposed use.

4 2. The proposed use is necessary for residences in the
5 area.

6 3. The site has adequate streets and the condition in
7 order for the granting of this Variance is that the site must
8 have an easement from Highway 66.

9 7. The proposed use would have no adverse affects on
10 abutting property owners when the permitted use is in compliance
11 with the Zoning Ordinance.

12 5. There are no other conditions applied to this
13 Conditional Use Permit that are deemed necessary to protect the
14 public health, safety, convenience or welfare.

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

17 That real property described as the

18 "parcel of land 9,600 square feet in size
19 generally located south and east of the
20 Klamath-Keno Highway and west of Stewart
21 Lennox Subdivision and more particularly
22 described as Tax Lot 5900, SE SE Se of
SE , Township 35 South, Range 8 East of
the Willamette Meridian, Section 12,
Klamath County, Oregon."

23 is hereby granted a Conditional Use Permit in accordance with the
24 terms of the Klamath County Zoning Ordinance No. 17 and henceforth
25 the applicant will be allowed the placement of water facilities,
26 namely a water tank and main pipe lines.

27 Entered at Klamath Falls, Oregon, this 10 day of

28 May, 1978.

KLAMATH COUNTY HEARINGS DIVISION

BY Del Paul
Hearings Officer

10339

IN THE MATTER OF)
Conditional Use Permit)
78-5 for)
Buster Owens)
STATE OF OREGON)
County of Klamath)

AFFIDAVIT OF MAILING

The undersigned certifies that as an employee of the Klamath County Planning Department she served the foregoing on the parties on the 16th of May, 1978 by depositing a copy of said Findings of Fact and Order in a sealed envelope in the United States mail at Klamath Falls, Oregon, with postage thereon fully prepaid and addressed to the said parties at their last known place of business or residence, as follows:

Board of Commissioners
Courthouse Annex
Klamath Falls, OR 97601

Assessor's Office
Courthouse Annex
Klamath Falls, OR 97601

Clerk's Office
Courthouse
Klamath Falls, OR 97601

Buster Owens
3031 Butte Street
Klamath Falls, OR 97601

Suburban Water Co. of Klamath Falls
3031 Butte Street
Klamath Falls, OR 97601

Isabel Rodriguez
Hearings Reporter

SUBSCRIBED and sworn to before me this 16th day of May, 1978.

Mary C. S. S. S.
NOTARY PUBLIC FOR THE STATE OF OREGON
My Commission Expires:

5-6-82

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 May A.D., 19 78 at 3:03 o'clock P. M., and duly recorded in Vol. 1178 of Deeds on Page 10337.

FEE No fee

WM. D. MILLER, County Clerk
By Bernetha D. DeLoach Deputy