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BEFORE THE HEARINGS OFFICER
KLAMATH COUNTY, OREGON

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3 In the Matter of Appli-)
4 cation for Temporary)
5 Permit 77-5 for Dick)
6 Baumgardner)

Klamath County Planning Department
FINDINGS OF FACT AND ORDER

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8 A hearing was held on this matter on April 11, 1979, be-
9 fore the Klamath County Hearings Officer, Jim Spindor, and it
10 appearing from the testimony of the applicant, Dick Baumgardner,
11 and Klamath County Planning Department Staff member, Carl Shuck
12 that the application was properly in order and from Klamath County
13 Exhibits A, B, C and D, which were admitted into the record, that
14 Temporary Permit 77-5 should be granted and, therefore, it is
15 hereby ordered that Temporary Permit 77-5 for Dick Baumgardner
16 to allow removal of sand and gravel on the back portion of Tax
17 Lot 49, more particularly described on Exhibit A, attached hereto
18 and by reference made a part hereof, should be granted for a
19 period of one year, based upon the following Findings of Fact
20 and conclusions of law and subject to the below conditions:

21 FINDINGS OF FACT:

- 22 1. It appears that the amount of sand and gravel which
23 is located on the property, upon removal would substantially
24 level the property and tend to improve it as a building site.
25 2. The property in question is presently undeveloped
26 and is located in an underdeveloped, albeit rapidly developing
27 part of Klamath County.
28 3. Because the property surrounding the area is in

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1 large part owned by the applicant, Tax Lot 24 and 25 directly
2 across the street, the majority of the adverse effect would be
3 felt on the applicant's own property and the applicant would have
4 a vested interest in not reducing the property values within the
5 immediate area.

6 4. It appears from the intended use that there will not
7 be a substantially greater amount of traffic generated on the
8 property.

9 Therefore, it is hereby ordered that Temporary Permit
10 No. 77-5 be granted for Dick Baumgardner on the real property
11 described in Exhibit A, attached hereto and by reference made a
12 part hereof, for a period to and including May 15, 1980.

13 DONE AND DATED THIS 3rd day of MAY,
14 1970.

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16 KLAMATH COUNTY HEARINGS DIVISION

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18 

19 Hearings Officer

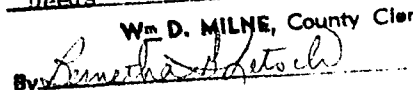
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21 STATE OF OREGON; COUNTY OF KLAMATH; ss.

22 Filed for record at request of Klamath County Planning

23 this 4th day of May A. D. 19 79 at 1:34 o'clock P. M., and

24 duly recorded in Vol. 479, of Deeds on Page 10189

25 Wm. D. MILNE, County Clerk

26 By 

27 No Fee

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