

BEFORE THE HEARINGS OFFICER

KLAMATH COUNTY, OREGON

71189

m 17585  
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In the Matter of Request for )  
Conditional Use Permit No. ) Klamath County Planning  
79-9, Clyde Vinson, Applicant ) FINDINGS OF FACT AND ORDER

A Hearing was held in this matter at Klamath Falls, Oregon, on June 13, 1979, pursuant to notice given in conformity with Ordinance No. 35, Klamath County, Oregon, before Klamath County Hearings Officer, Jim Spindor. The applicant was present. The Klamath County Planning Department was represented by Carl Shuck. The Hearings Reporter was Barbara Thomson.

Evidence was presented on behalf of the Department and on behalf of the applicant. There were five adjacent property owners who testified in opposition to the 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

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

Klamath County Exhibit D, Letter from Bureau of Reclamation

Applicant's Exhibit No. 1, plot plan

The Hearing was then closed and decision by Hearings Officer was to be made within 15 days.

Based upon the evidence, the Hearings Officer made the

1 following Findings of Fact.

2 FINDINGS OF FACT:

3 1. The site is not adequate in size and shape to  
4 house the proposed activity, and the proposed activity does not  
5 fit in with the surrounding neighborhood.

6 2. The site does not have adequate access to the  
7 streets and highways to carry the traffic flow generated by the  
8 proposed use.

9 3. There would be an adverse effect on the abutting  
10 property owners; several persons who lived in the area testified  
11 against the granting of this permit, stating that it would  
12 destroy the residential nature of the neighborhood.

13 4. The granting of this permit is not consistent with  
14 the goals of the L.C.D.C.

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 being approximately 16,525 square  
19 feet in size, and generally located north of Frieda  
20 Street and being 405 feet west of Summers Lane with  
21 parcel abutting Shadow Hills to the north, and more  
22 particularly described as being in the SE $\frac{1}{4}$  of Section  
23 34, Township 38, Range 9, Tax Lot 3,000, Lot 6, of  
24 Bryant Tract No. 2, Klamath County, Oregon."

25 is hereby denied in accordance with the terms of the Klamath  
26 County Ordinance No. 35.

27 Entered at Klamath Falls, Oregon, this 19<sup>th</sup> day of

28 July, 1979.

KLAMATH COUNTY HEARINGS DIVISION

By: [Signature]  
Hearings Officer

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STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 25th day of  
July A.D., 19 79 at 9:18 o'clock A M., and duly recorded in Vol. 170,  
of Deeds on Page 17586.

FEE \$None

WM. D. MILNE, County Clerk

By \_\_\_\_\_ Deputy