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2 In the Matter of Request for)
3 Conditional Use Permit No. 79-29,) Klamath County Planning
4 for Vester Girtman, Applicant) FINDINGS OF FACT AND ORDER
5

6 A hearing was held in this matter at Klamath Falls,
7 Oregon, on October 10, 1979, pursuant to notice given in conformity
8 with Ordinance No. 35, Klamath County, before the Klamath County
9 Hearings Officer, Jim Spindor. The applicant was present and
10 represented by Sam McKeen, Attorney at Law. The Klamath County
11 Planning Department was represented by Jonathan Chudnoff. The
12 Hearings Reporter was Barbara Thomson.

13 Evidence was presented on behalf of the Department and
14 on behalf of the applicant. There were no adjacent property
15 owners present who stated they had objections to the proposed
16 Conditional Use Permit requested by the applicant.

17 The following Exhibits were offered, received, and made
18 a part of the record:

19 Klamath County Exhibit A, the Staff Report
20 Klamath County Exhibit B, photos of the subject property
21 Klamath County Exhibit C, Klamath County Assessor's Map
22 of the subject property
23 Klamath County Exhibit D, letter from the Department of
24 Environmental Quality
25 Klamath County Exhibit E, letter from Mrs. R. L. Thomas
26 Applicant's Exhibit No. 1, Plot Plan

27 The hearing was then closed, and based upon the evidence
28 submitted at the hearing, the Hearings Officer made the following

1 Findings of Fact:

2 FINDINGS OF FACT:

3 1. The site is adequate in size and shape to house
4 the proposed activity, and it does fit in with the neighborhood
5 as is shown by the fact that there are other mobile homes in the
6 area.

7 2. The site has adequate access to the streets and
8 highways to carry the traffic flow generated by the proposed use.

9 3. There will be no adverse effect on abutting property
10 owners.

11 4. No one testified in opposition to the Conditional
12 Use Permit.

13 5. The granting of the Conditional Use Permit is
14 consistent with the goals of the L.C.D.C.

15 6. The Conditional Use Permit is approved subject to
16 the following condition:

17 CONDITION:

18 1. Applicant obtains approval from the Department of
19 Environmental Quality.

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

22 That real property described as the

23 "parcel of land approximately 6,240 square feet
24 in size and generally located west of Butte Street
25 and approximately 370 feet south of Fawn Avenue
26 in the Stewart Lenox Area, and more particularly
described as being Tax Lot 12,800 in Section 7,
Township 39, Range 9, Klamath County, Oregon"

27 is hereby granted a Conditional Use Permit in accordance with
28 the terms of the Klamath County Zoning Ordinance No. 35, and,

29335

1 henceforth, will be allowed placement of a mobile home in the
2 RD 7,000 (Single Family Residential) zone.

3
4 Entered at Klamath Falls, Oregon, this 18th day of
5 December, 1979.

6
7 KLAMATH COUNTY HEARINGS DIVISION

8 BY: [Signature]
9 Hearings Officer

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11
12
13 STATE OF OREGON; COUNTY OF KLAMATH; ss.

14 Filed for record at request of Klamath County
15 this 21st day of December A. D. 1979 at 3:08 clock P M., and
16 duly recorded in Vol. M79, of Deeds on Page 29333

17 Wm D. MILNE, County Clerk

18 BY: [Signature]

19 No Fee