

KLAMATH COUNTY, OREGON

1 In the Matter of Request for)
 2 Conditional Use Permit No. 81-11)
 3 for Charles Harless and James)
 4 Burton, Applicants)

KLAMATH COUNTY PLANNING
 FINDINGS OF FACT AND ORDER

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 8 A hearing was held in this matter at Klamath Falls,
 9 Oregon, on May 13, 1981, pursuant to notice given in conformity
 10 with Ordinance No. 35, Klamath County, before the Klamath County
 11 Hearings Officer, Jim Spindor. The applicants were present.
 12 The Klamath County Planning Department was represented by Jonathan
 13 Chudnoff. The Hearings Reporter was Barbara Thomson.

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

18 The following exhibits were offered, received, and made
 19 a part of the record:

- 20 Klamath County Exhibit A, the Staff Report
 21 Klamath County Exhibit B, photos of the subject property
 22 Klamath County Exhibit C, Klamath County Assessor's map
 23 of subject property
 24 Applicant's Exhibit No. 1, plot plan
 25 Applicant's Exhibit No. 2, detailed plot plan
 26 Applicant's Exhibit No. 3, explanatory letter

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

81 JUL 20 PM 1 42

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 will fit in with the surrounding
5 neighborhood so long as the conditions set forth hereinbelow are
6 followed.

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

9 3. There would be no adverse effect on the abutting
10 property owners, nor did anyone testify in objection to the
11 granting of this permit.

12 4. The granting of this permit is consistent with the
13 goals of the L. C. D. C.

14 5. This Conditional Use Permit is granted subject to
15 the following conditions:

16 CONDITIONS:

17 1. There shall be no unreasonable noise as a result of
18 the granting of this Conditional Use Permit.

19 2. There shall be no unreasonable smell as a result
20 of the granting of this Conditional Use Permit.

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

23 That real property described as the

24 "parcel of land generally located southeast
25 of the intersection of Gale Road and East
26 Langell Valley Road, and more particularly
27 described as being Tax Lot 1600, in Section
2, Township 40, Range 13, Klamath County,
Oregon"

28 is hereby granted a Conditional Use Permit in accordance with

C.U.P. 81-11

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1 the terms of the Klamath County Zoning Ordinance No. 35, and,
2 henceforth, will be allowed a distillery in the AF (Agricultural
3 Forestry) zone.

4 Entered at Klamath Falls, Oregon, this 17th Day of

5 July, 1981.

6
7
8 KLAMATH COUNTY HEARINGS DIVISION

9 *D. D. D.*

10 Hearings Officer

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

14 Filed for record at request of Klamath County

15 this 20th day of July A. D. 19 81 at 1:42 o'clock P. M., and

16 duly recorded in Vol. M81, of Deeds on Page 12926

17 EVELYN BIEHN, County Clerk.

18 By *S. L. Litch*

19 No Fee

20 Commissioners Journal