

14036

## BEFORE THE HEARINGS OFFICER

KLAMATH COUNTY, OREGON. MAY 1982

3397

1 In the Matter of Request for )  
 2 Conditional Use Permit No. 27-82 ) Klamath County Planning  
 3 for Gary Thompson, Applicant ) Findings of Fact and Order  
 4

5 A hearing was held on this matter on July 1, 1982,  
 6 pursuant to notice given in conformity with Ordinance No. 45,  
 7 Klamath County, before the Klamath County Hearings Officer,  
 8 Jim Spindor. The applicant was present. The Klamath County  
 9 Planning Department was represented by Jonathan Chudnoff. The  
 10 Hearings Reporter was Barbara Thomson.

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

15 The following exhibits were offered, received and made  
 16 a part of the record:

17 Klamath County Exhibit A, Staff Report

18 Klamath County Exhibit B, Assessor's Map

19 Klamath County Exhibit C, Photos

20 Applicant's Exhibit No. 1, Plot Plan

21 The hearing was then closed, and based upon the evidence  
 22 submitted at the hearing, the Hearings Officer made the following  
 23 Findings of Fact:

24 FINDINGS OF FACT:

25 1. The site is adequate in size and shape to house the  
 26 proposed activity, and said activity will fit in with the  
 27 surrounding neighborhood, so long as the conditions set forth  
 28 hereinbelow are followed.

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1           2. The site has adequate access to streets and highways  
2 to carry the traffic flow which will be generated by the  
3 proposed use.

4           3. There was no evidence presented in opposition to  
5 this application and there will be no adverse effect on the  
6 abutting property owners so long as the conditions set forth  
7 hereinbelow are followed.

8           4. The granting of this conditional use permit is  
9 consistent with the goals of the L.C.D.C.

10           5. This conditional use permit is granted subject to  
11 the following conditions:

12           CONDITIONS:

13           a. Applicant shall not erect more than two signs with  
14 regard to this home occupation and said signs shall not be larger  
15 than 3' x 3', and they shall be erected so as to fit in with  
16 the surrounding area.

17           b. The applicant's home occupation shall operate only  
18 during the hours from 8:00 a.m. to 5:00 p.m.

19           c. No person shall work for applicant in regard to  
20 this home occupation other than the applicant, his wife, and  
21 any of his children.

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

24           That real property described as the

25           "parcel of land generally located southwest of the  
26           junction of Falvey Road and Court Drive,  
27           at the west end of the City of Merrill, and more  
28           particularly described as being Lots 19, 20, 21,  
            of Lost River Court Addition, being Tax Lots 21  
            and 22, NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 11, Township 41, Range 10,  
            Klamath County, Oregon."

9690

is hereby granted a Conditional Use Permit in accordance with  
the terms of the Klamath County Zoning Ordinance No. 45, and,  
henceforth, will be allowed a home occupation in an accessory  
building in the RR (Rural Residential) zone.

Entered at Klamath Falls, Oregon, this 28<sup>th</sup> Day  
of July, 1982.

KLAMATH COUNTY, HEARINGS DIVISION  
D. D. Spindler  
Hearings Officer

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record  
this 28 day of July A.D. 19 82 at 4:26 o'clock P.M. and  
duly recorded in Vol. M 82, of Deeds on a 9697

No Fee

By Evelyn Biehn  
EVELYN BIEHN, Clerk

COMMISSIONERS JOURNAL