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KLAMATH COUNTY, OREGON

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In the Matter of Request for) Klamath County Planning
Variance No. 8-82 for) Findings of Fact and Order
Geo-Thermal Investments)

A hearing was held on this matter on May 25, 1982 pursuant to notice given in conformity with Ordinance No. 45, Klamath County, before the Klamath County Planning Commission. Testimony and information produced at the hearing by the applicant, Planning Staff and others in attendance became part of the record. The hearing was then closed, and based upon the evidence submitted at the hearing, the Planning Commission made the following Findings of Fact:

FINDINGS OF FACT:

1. The Planning Commission found there are exceptional and extraordinary circumstances which apply in that, by granting the Variance in height for distribution shafts and elevator, this would allow the flow of malt and grain by gravity which would reduce costs of the Malt House.

2. The Planning Commission also found per testimony from applicant that by allowing the height Variance, applicant would not have to change the design of the Malt House, therefore reducing both energy and costs.

3. The Planning Commission found no one testified in opposition to the granting of the Variance and testimony indicated that there wouldn't be any detrimental effect to the public health, safety or welfare or any detrimental effect to any abutting property owners.

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1 4. The Planning Commission found the requested Variance
2 is the minimum Variance which will alleviate a hardship, due to
3 the placement of the grain bins and Malt House.

4 5. The Planning Commission found the requested Variance
5 is consistent with the relevant policies of the LCDC Goals of the
6 Comprehensive Plan.

7 The Planning Commission, based on the foregoing Findings
8 of Fact, accordingly orders as follows:

9 That real property described as

10 That parcel of land generally located approximately
11 two miles northeast of Olene Store and approximately
12 seven miles east of Klamath Falls' Lakeview Junction
13 and west side of the OC&E Railroad, and more
particularly described as NE ¼ of Section 14,
Township 39, Range 10, portion of Tax Lot 100,
Klamath County, Oregon.

14 is hereby granted a Variance to reduce heighth limitation from
15 150' to 215', a difference of 65' for the purpose of constructing
16 a Malt House.

17 Done and Dated this 24th Day of August,
18 1982.

19 KLAMATH COUNTY PLANNING COMMISSION

20 Gordon DeArmond
21 Chairman Gordon DeArmond

22 John Monfore
23 Member John Monfore

24 Gil Moty
25 Member Gil Moty

26 Dick Nellipowitz
27 Member Dick Nellipowitz
28

Georgia Dehlinger
Member Georgia Dehlinger

APPROVED AS TO FORM
BOIVIN AND BOIVIN

Robert D. Dorn

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record .

this 25 day of August A.D. 1982 at 11:07 o'clock A.M., and
duly recorded in Vol. M 82, of Deeds on Page 11104

No Fee

EVELYN B. EHN, County Clerk

By Joyce M. Dine

COMMISSIONERS JOURNAL