

KLAMATH COUNTY, OREGON

1
2 IN THE MATTER OF CLUP)
3 & ZC 22-83 FOR MICHAEL)
4 JAGER)

O R D E R

5 This Comprehensive Land Use Plan Map Change and Zone Change
6 No. 23-83 for Michael Jager, came on for hearing before the
7 Klamath County Planning Commission with public hearing having
8 been heard on December 20, 1983, wherefrom the testimony, reports
9 and information produced at the hearing by the applicant,
10 planning staff and other persons in attendance, on January 24,
11 1984, the Planning Commission denied the CLUP and Zone Change
12 request from EFU (Exclusive Farm Use) to R (Rural) to allow a
13 5-acre minimum lot size in the area.

14 The Planning Commission makes the following Findings of
15 Fact:

FINDINGS OF FACT:

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17 1. The Planning Commission finds the applicant to be
18 Michael Jager.
- 19 2. The property for change in Comprehensive Land Use Plan
20 and Zone was located in the W 1/2, NE 1/4 and SE 1/4, NE 1/4 of
21 Section 31, Township 37, Range 11, being a portion of Tax Lot
22 2500.
- 23 3. The parcel for change was rectangular in shape and
24 approximately 15 acres in size.
- 25 4. Testimony indicated with a five-acre minimum being
26 applied to the proposed site, the possibility of three more
27 parcels could be partitioned out.
- 28 5. It was pointed out to the Planning Commission from

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1 testimony that in the surrounding area it was basically an area
2 where agricultural units were 40 acres and larger in size.

3 6. It was pointed out to the Planning Commission that the
4 site was near a low density deer winter range and by further
5 development and subsequent partitioning, the proposed use could
6 affect the deer winter range.

7 7. By allowing this change to be approved, the Planning
8 Commission felt that the proposed use would not be compatible
9 with the surrounding area.

10 8. The Planning Commission felt that the exceptions paper
11 did not include enough solid factors to take an exception to this
12 property.

13 The following Conclusions of Law are based on the foregoing
14 Findings of Fact:

15 CONCLUSIONS OF LAW:

16 1. The Planning Commission concludes that this change in
17 Comprehensive Land Use Plan and Zone would not permit orderly and
18 beneficial development, and would not protect the character of the
19 neighborhood.

20 2. The Planning Commission concludes that this request for
21 change would not further the goals and policies of the Klamath
22 County Comprehensive Plan as adopted by the Board of Commissioners
23 on December 21, 1982.

24 NOW, THEREFORE, It is hereby ordered that the application
25 for the Comprehensive Land Use Plan Change from///
26
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6770

1 Agricultural to Rural and a zone change from EFU (Exclusive Farm
2 Use) to R (Rural) for Michael Jager is to be denied.
3 DONE AND DATED THIS 24th DAY OF April, 1984.
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KLAMATH COUNTY PLANNING COMMISSION

Richard Nellipowitz, Chairman

Gilbert Moty
Gilbert Moty, Member

Gordon DeArmond
Gordon DeArmond, Member

Nona Hagelstein, Member

Mildred Brooks, Member

Steven A. Miller
Steven Miller, Member

Edward Livingston
Edward Livingston, Member

John Monfore
John Monfore, Member

Georgia Dehlinger, Member

APPROVED AS TO FORM:

Boivin & Boivin

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Return: Commissioners Journal

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 April A.D., 19 84 at 8:55 o'clock A M,
and duly recorded in Vol M84, of Deeds on page 6768.

Fee: \$ None

EVELYN BIEHN, COUNTY CLERK
by: Ram Smith, Deputy