

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Request for) C.U.P. NO. 16-88
 a Conditional Use Permit for) FINDINGS OF FACT, CONCLUSIONS
 JEAN MARKS.) OF LAW AND DECISION

This matter came before William M. Ganong, the Hearings Officer of Klamath County, Oregon, on June 16, 1988 in the Klamath County Commissioner's Hearing Room. The Hearing was held pursuant to Notice given in conformity with the Klamath County Land Development Code and related ordinances. Jean Marks was represented by Sandra Marks. The Klamath County Planning Department was represented by J. Kim Lundahl and the Recording Secretary was Karen Burg. The Klamath County Planning Department file and all contents thereof were incorporated in the record as evidence. The County Hearings Officer, after reviewing the evidence presented, makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT:

1. This application is for a Conditional Use Permit to place an additional mobile home for occupation by the applicant's son and daughter-in-law on land zoned R-5. The subject parcel is located west of Highway 97 N. at milepost 176, and near Crescent, Oregon. It is Klamath County Assessor's tax lot 2309-24B-700.

2. The subject parcel contains nine acres and is presently improved with a domestic water well, septic system and mobile home occupied by the Applicant and a large shop used in the Applicant's trucking business. The Additional mobile home would share the well, but would have its own septic system.

KLAMATH COUNTY LAND DEVELOPMENT CODE CRITERIA

Code Section 51.003 sets forth the permitted and conditional uses allowed in the R-5 zone. Paragraph C of that section allows an additional mobile home for use by a relative as a conditional use.

KLAMATH COUNTY LAND USE GOALS AND POLICIES COMPLIANCE

The Goals and Policy Findings set forth in the Klamath County Planning Department Staff Report are adopted and incorporated herein by this reference.

KLAMATH COUNTY CODE FINDINGS OF FACT AND CONCLUSIONS

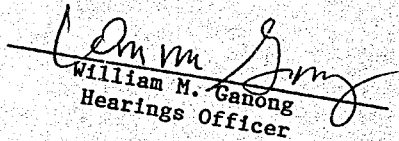
Klamath County Land Development Code Section 44.003 requires the following Findings and Conclusions:

1. The proposed use is conditionally permitted in the R-5 zone.
2. The location, size, design and operating characteristics of the proposed use are in conformance with the Klamath County Comprehensive Plan.
3. The location, size, design and operating characteristics of the proposed use is compatible with and will have no significant adverse effect on the use and development of abutting properties and the neighborhood.

ORDER

The subject application for a Conditional Use Permit to locate an additional mobile home for use by a relative on the subject property is granted subject to other applicable ordinances, codes, regulations and laws.

DATED this 22nd day of June, 1988.


William M. Ganong
Hearings Officer

Klamath County Land Development Code Section 24.007 provides:

"An Order of the Hearings Officer shall be final unless appealed within ten (10) days of its mailing by a party having standing in accordance with the procedures set forth in Chapter 3, Article 33 of the Code."

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County
of June A.D., 19 88 at 9:07 o'clock A.M., and duly recorded in Vol. M88 day
of June on Page 9966
FEE None By Evelyn Biehn County Clerk
Pauline Mullendale