

BEFORE THE KLAMATH COUNTY PLANNING COMMISSION AND  
BOARD OF COMMISSIONERS OF KLAMATH COUNTY, OREGON

IN THE MATTER OF REQUEST FOR )  
COMPREHENSIVE LAND USE PLAN AND )  
ZONE CHANGE 5-89 FOR WILLIAM AND )  
PAULINE MERRILL )  
\_\_\_\_\_ )

ORDER 90-001

I. NATURE OF APPLICATION

A hearing was held on this application June 27, 1989, being a joint hearing before the Planning Commission and Board of Commissioners. The request was for a change of land use plan from Urban Residential and zone change from Suburban Residential (RS) to Light Industrial (IL). This application was reviewed pursuant to Articles 47 and 48 of the Land Development Code, Ordinance \_\_\_\_\_.

II. NAMES OF THOSE PRESENT

William and Pauline Merrill were the applicants, with Rod and Cynthia Owens being the representatives for the applicants. No written or oral testimony was received in opposition. The Planning Department was represented by Carl Shuck, Planning Director. Karen Burg was the recording secretary. A quorum of the Planning Commission and the Board of Commissioners was present.

III. FINDINGS OF FACT

1. Site is located in a portion of Section 15, Township 39S, Range 9, being Tax Lots 500, 600, and 700, with acreage of site being approximately 9.2 acres.

2. The contents of the file including Exhibits A-F were incorporated into the record as evidence.

3. The Planning Commission recommended approval of

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applicant's Exhibit D, Findings Document, to the Board of Commissioners with the Board of Commissioners approving exhibit.

4. Exhibit D addresses Section 47.003 and 48.003 of the Klamath County Land Development Code and applicable criteria for approval. Document addresses Goal 1 - Citizen Involvement, Goal 2 - Land Use Planning, Goal 9 - County Economy, Goal 10 - Housing, Goal 11 - Public Facilities, Goal 12 - Transportation, Goal 13 - Energy Conservation, and Goal 14 - Urbanization.

5. Notice was forwarded to the Department of Land Conservation and Development. No response was received from this agency.

6. The Board of Commissioners accepted and approved criteria of Section 47.003 and 48.003 as set out by applicant in the Findings Document.

#### IV. RELEVANT CRITERIA

A. The proposed change is in conformance with all relevant policies of the Klamath County Comprehensive Plan.

B. The proposed change is supported by specific studies or other factual information for that change.

C. The change of zone is in conformance with the Comprehensive Plan, and all other provisions of the Land Development Code.

D. The property affected by the change is adequate in size and shape to facilitate those uses that are normally allowed in conjunction with such zoning.

E. The property affected by the proposed change is

properly related to streets to adequately serve the type of traffic generated by such uses that may be permitted therein.

F. The proposed change will have no adverse effect on the appropriate use and development of abutting properties.

#### V. CONCLUSIONS

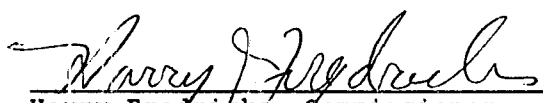
This application has satisfied the review criteria in that notice was given, all relevant Plan policies and review criteria have been complied with.

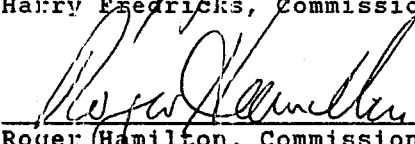
#### VI. ORDER

Therefore, the Board of Commissioners grants the recommendation of the Planning Commission and request for a Change of Land Use Plan from Urban Residential to Industrial and Zone Change from Suburban Residential to Light Industrial, and Findings Document filed as Exhibit D in the application of CLUP/ZC 5-89.

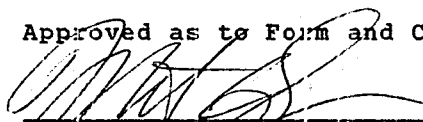
DATED THIS 11<sup>th</sup> DAY OF July, 1989.  
BOARD OF COUNTY COMMISSIONERS

  
Ted Lindow, Chairman of the Board

  
Harry Fredricks, Commissioner

  
Roger Hamilton, Commissioner

Approved as to Form and Content:

  
Michael L. Spencer, County Legal Counsel

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STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 13th day of July A.D., 19 89 at 3:27 o'clock P.M., and duly recorded in Vol. M89 of Deeds on Page 12848.

FEE none

Evelyn Biehn County Clerk

By Pauline M. Anderson

Return: Commissioners Journal