

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Request) VARIANCE NO. 4-89
for a Variance for RON LARSON) FINDINGS OF FACT, CONCLUSIONS
and LORENA LARSON.) OF LAW AND ORDER

THIS MATTER came before Deputy Hearings Officer Michael C. Miller on July 6, 1989 in the Klamath County Commissioners' Hearing Room. Both applicants were present and represented themselves. The Klamath County Planning Department was represented by Mr. Carl Shuck and there was no Recording Secretary. The Klamath County Planning Department file and all contents thereof were incorporated into the record as evidence. The Deputy County Hearings Officer, after reviewing the evidence presented, makes the following Findings of Fact, Conclusions of Law and Decision:

FINDINGS OF FACT:

1. The notice was sent to surrounding property owners and agencies of concern and published in the Herald and News.
2. Literal enforcement of the code provision requiring a 30' driveway would result in a practical difficulty or unnecessary hardship to the applicants and would result in a greater private expense and public benefit from strict enforcement.
3. The granting of the variance will not be detrimental to the public health, safety, and welfare or to the use and enjoyment of adjacent properties and will not be contrary to the intent of the Klamath County Land Development Code.

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CONCLUSION AND ORDER:

The applicants are granted a variance to decrease the right-of-way width from 30' to 15' in order to access the mobile home located on the back portion of the property.

DATED THIS 13th day of July, 1989.

Michael C. Miller
Michael C. Miller
Deputy 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 this Code."

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 17th day
of July A.D. 19 89 at 4:01 o'clock PM., and duly recorded in Vol. M89
of Deeds on Page 13041.

FEE none

Return: Commissioners Journal

Evelyn Biehn County Clerk
By Carol Ann Mullins