

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Citation
for Code Violation 23-88
PAUL WILSON.

) FINDINGS OF FACT, CONCLUSIONS
) OF LAW AND ORDER

THIS MATTER came before Deputy Hearings Officer Michael C. Miller on August 3, 1989 in the Klamath County Commissioners' Hearing Room. The hearing was held pursuant to notice given in conformity with the Klamath County Land Development Code and related ordinances. Myona Wilson testified on behalf of the property owner. The Klamath County Planning Department was represented by Mr. J. Kim Lundahl and there was no Recording Secretary. The Klamath County Planning Department file, including Exhibits A and B, 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 Order:

FINDINGS OF FACT:

1. Myona Wilson admitted to the large number of vehicles located on the subject property. She testified that she was attempting to complete construction of a wooden fence to screen them from view, but had been delayed by a lack of materials until now. She further indicated a willingness to cooperate with the Planning Department and agreed to permit access to the property by the Planning Department staff and the Building Department's Code Enforcement Officer. Finally, she agreed to comply with an order encompassing the recommendations of the Planning Department staff report.

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CONCLUSION AND ORDER:

1. Paul Wilson and Myona Wilson are found to be in violation of the Klamath County Land Development Code by permitting an automobile wrecking yard as defined in Section 93.005 J in the exclusive farm use grazing zone. An auto wrecking yard is not a permitted use in that zone.

2. Imposition of sanctions is stayed on condition that the property owners do the following:

(a) provide a list of all wrecked and inoperable vehicles on the property to the hearing officer at the next meeting on August 17, 1989;

(b) provide a written plan for bringing the property into compliance by October 1, 1989. Said plan shall be submitted to the hearings officers at the next meeting on August 17, 1989.

DATED THIS 10th day of August, 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, ss.
County of Klamath

Filed for record at request of:

Klamath County
on this 15th day of Aug. A.D., 19 89
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Evelyn Biehn County Clerk
By Douglas Mullender
Deputy.

PAUL WILSON, CODE VIOLATION 23-88

Return: Commissioners Journal

Fee, none