

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the matter of violation)

of R. L. SMITH)

VIOLATION
NO. 37-88

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This matter came before Neil D. Smith, Hearings officer for Klamath County, Oregon on 27 July 1990 in the County Commissioners' Meeting Room in Klamath Falls Oregon. The Klamath County Planning Department was represented by Mr. Kim Lundahl the recording secretary was Ms. Karen Burg. The Klamath County Planning Department file and all the exhibits and other contents therein is incorporated by this reference into this matter.

The Hearing was held pursuant to notice given in conformity with the Klamath County Land Development Code and related Statutes and Ordinances.

The report by staff was received and photographs were received and examined by the hearings officer.

Evidence was given by Mr. R. L. Smith and noted upon the record.

FINDINGS OF FACT :

1. The Applicant is substantial compliance with the order made by hearings officer Whitlock on 2 February 1990. Mr. Smith has used his best efforts to comply with the order but has apparently been frustrated in his attempt to remove the tires still upon the site. Mr. Smith was given assistance by staff and Mr. Steve Reidy so that he can transport the tires to a disposal site.

2. This hearing was continued to October 19, 1990 at 9:00 AM. at which time the issue of Mr. Smith's compliance will again be examined.

CONCLUSION

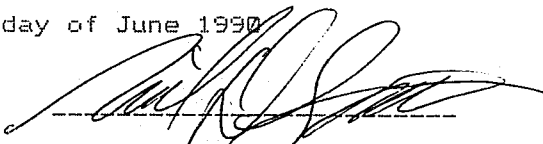
The hearings officer is convinced that Mr. Smith has used his best efforts to comply with the last order in this violation and that it is in the best interest of the parties that this matter be continued.

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ORDER

It is therefore ordered that this matter be reset to October 19, 1990 at 9:00AM unless Mr. Smith wishes to appear sooner in which case the matter may be reset at a time which will be in compliance with the "notice" requirements.

DATED this 27th day of June 1990


Neil D. Smith, 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 30th day
of July A.D., 19 90 at 3:42 o'clock P.M., and duly recorded in Vol. M90,
of Deeds on Page 15186.

FEE none
Evelyn Biehn County Clerk
By Pauline Muellerdore

Return: Commissioners Journal