

BEFORE THE KLAMATH COUNTY BOARD OF COMMISSIONERS

IN THE MATTER OF APPEAL OF HOME OCCUPATION
PERMITTED USE 1-91 FOR RICHARD/KIM RAGAN

ORDER

THIS MATTER came before the Board of Commissioners on August 26, 1991, as an appeal by Ernest/Laura Lister with Enver Bozgoz as their representative. Appeal was filed on July 12, 1991, four(4) days after Planning Directors decision of July 8, 1991 for approval. The Home Occupation Permit was for owner operated heating service, located in the RS (Suburban Residential) zone on a parcel of land approximately .70 acre in size. Home Occupation Use was located within an existing garage which was an accessory building. Site for proposed use located north side of Donegal St, being in Skyline View Subdivision and more particularly located in portion of Section 6 of TS 39, R10, Tax Lot 3900.

Staff report, exhibits and the order dated July 8, 1991, were made part of the record as well as appellants exhibits B-1 through B-3, reasons for appeal.

Notice and Opportunity to Comment was mailed out per notice requirements of Article 32 of the Land Development Code.

On August 26, 1991, The Board of Commissioners considered relevant information, data and evidence that concerned the appeal of HOPU 1-91. After hearing testimony from the applicants representative, the applicants, the appellants and the appellants representative the Board of Commissioners continued the appeal to August 28, 1991 for decision only.

On August 28, 1991, at The Board of Commissioners Action Agenda, the Board of Commissioners made the following findings as to the accessory building and the Home Occupation Permit:

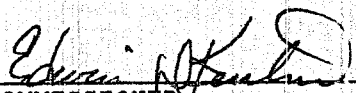
- A. The accessory building was not an issue for review by the Board of Commissioners.
- B. The use was not compatible with the neighborhood.
- C. The home occupation was not self-contained in the accessory building.


Based upon the findings of fact, the relevant information, and the data and evidence of the appeal, the Board of Commissioners hereby denies Home Occupation Permitted Use 1-91 for Richard/Kimberly Ragan.

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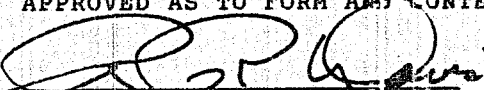
Dated this 4th day of September 1991

Out of Office Today
CHAIRMAN OF THE BOARD


COMMISSIONER


COMMISSIONER

APPROVED AS TO FORM AND CONTENT:


Rod Davis, County Counsel

NOTICE OF APPEAL:


You are hereby notified that this decision may be appealed to the Land Use Board of Appeals within 21 days following the mailing of this order. Failure to do so in a timely manner may affect your right to appeal the decision.

STATE OF OREGON, ss.
County of Klamath

Filed for record at request of:

on this 6th day of Sept A.D., 19 91
at 10:05 o'clock A M. and duly recorded
in Vol. M91 of Deeds Page 17750

Evelyn Biehn County Clerk

By 

Deputy.

Fee, None

Return: Commissioners Journal