

## BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the matter of the request for a )  
Conditional Use Permit for )  
LARRY JESPERSON, ) CONDITIONAL USE  
PERMIT NO. 85-92

This matter came before Michael L. Brant, Hearings officer for Klamath County, Oregon on December 18, 1992 in the County Commissioners' Hearing Room in Klamath Falls, Oregon. The hearing was held pursuant to notice given in conformity with the Klamath County Land Development Code and related statutes and ordinances. 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. Mr. Larry Jesperson, representing the applicant for the above-referenced Conditional Use Permit, was present and testified. Mr. Jesperson's information was received and found to be in favor of the permit. No objections were presented to the granting of the permit.

## FINDINGS OF FACT

1. The applicant is requesting a conditional use permit for the purpose of establishing a pellet mill as agricultural/packing processing of alfalfa, straw and wood on a parcel of land consisting of approximately 393.64 acres.

2. The property is located east of Swan Lake Road, 9 miles north of Highway 140 East in Klamath County, Oregon, legally described as follows:

"A portion of the East 1/2 North 1/2 Northwest  
1/4, Section 20, Township 37 South, Range  
10 East of the Willamette Meridian"

3. Authority for the proposed Conditional Use Permit is found in LDC Section 54.030 A and reviewed in accordance with Section 54.040.

4. The property is within an EFU Zone and the applicant's requested Conditional Use Permit is conditionally permitted in this zone.

5. The location, size, design, and operating characteristics of the proposed use are in conformance with the Klamath County Comprehensive Plan.

#### CONCLUSION

The resulting change which would be made by installing a pole building on an existing 40' x 60' asphalt slab and the assembly of necessary pelleting equipment for the dual purpose of hay or wood pellet mill and bagging facility will not affect the present use of the surrounding property and is not inconsistent with the uses which the adjacent properties are being used.

#### ORDER

Based upon the findings and conclusions herein the Conditional Use Permit is granted.

DATED THIS 18th day of December, 1992.

*Michael L. Brant*

Michael L. Brant  
Hearings Officer

KLAMATH COUNTY LAND DEVELOPMENT CODE SECTION 24.060 PROVIDES:  
"An Order of the Hearings Officer may be appealed to the Board of County Commissioners within seven (7) days of its mailing as set forth in Article 33."

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 28th day  
of Dec. A.D., 19 92 at 2:32 o'clock P.M., and duly recorded in Vol. M92  
of Deeds on Page 30781

FEE none

Evelyn Biehn County Clerk

By *David M. Mullins*

Return: Commissioners Journal