

In the matter of the request for  
Conditional Use Permit for

JOHN and TERRIE MUMFORD.

CONDITIONAL USE PERMIT  
NO. 67-93

This matter came before Michael L. Brant, Hearings Officer for Klamath County, Oregon, on November 19, 1993, in the Klamath County Commissioner's Meeting 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 and 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 applicants were represented by Mr. Bob Dortch.

## FINDINGS OF FACT

1. The applicants are requesting a conditional use permit to establish a second residence on a 10.06 acre property zoned R-5. The primary residence of the property will be the conventional single family residence and the second will be a one-bedroom, one-bath cottage to be occupied by friends and/or relatives and is not intended to be rented or leased to the property.
2. The property is situated at 11628 Overland Drive, west of Kenoworden Road, south of Keno, and is legally described as portion of Southeast 1/4 Southeast 1/4 Southwest 1/4, Section 21, Township 40 South, Range East of Willamette Meridian. Tax account no. is 4008-21C-



2000, and is accessed by a gravel private easement. The property is zoned rural/R-5.

3. The authority for granting the requested conditional use permit is found in Article 51.2, section 51.230(c).

4. The applicants and their proposed use meet the requirements of Article 44 for establishing the conditional use in conjunction with the rural zone.

#### CONCLUSIONS

There is no reasonable basis upon which to refuse the applicants' request.

#### ORDER

Based upon the findings and conclusions herein, the conditional use permit application is approved upon the following conditions:

Final clearance for this use must be obtained from the Environmental Health Services Division and the Klamath County Building Department by November 19, 1995, unless an extension of time is requested and approved.

DATE this 30<sup>th</sup> day of November, 1993.

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."

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STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 3rd day  
of Dec. A.D., 19 93 at 2:56 o'clock P M., and duly recorded in Vol. M93  
of Deeds on Page 32197  
By Evelyn Biehn County Clerk  
Wendy M. M. M.

FEE none