

BEFORE THE BOARD OF COUNTY COMMISSIONERS
KLAMATH COUNTY

IN CONSIDERATION OF THE LUBA REMAND (94-209) OF CUP 78-92, FOR
BERNARD SIMONSEN FOR A LIVESTOCK SALES FACILITY

1. HISTORY:

This Hearing was scheduled to consider issues directed for REMAND per LUBA case 94-209 in a FINAL ORDER AND OPINION dated January 23, 1995. Applicant Bernard Simonsen, through his Attorney, William P. Brandsness, entered request February 7, 1995 asking the Board of County Commissioners grant permission to withdraw CUP 78-92 without prejudice. This request was considered by the Board at Hearing FEBRUARY 28, 1995.

2. THOSE WHO PARTICIPATED:

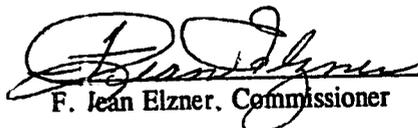
The Planning Department was represented by Kim Lundahl, Senior Planner. Karen Burg, Administrative Secretary, was the recording secretary. Members of the Board who considered the petition were: C. H. McMillan, III, F. Jean Elzner, and Dave Henzel.

3. ORDER:

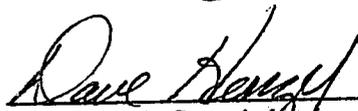
The Board of Commissioners GRANTS the request, in the interest of maintaining local land use control, and ALLOWS the applicant to WITHDRAW CUP 78-92 without prejudice.

DATED this 3rd day of MARCH, 1995

C. H. McMillan, III, Chair

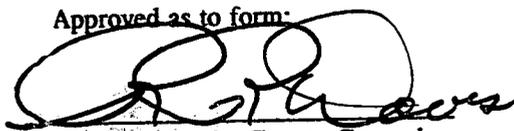


F. Jean Elzner, Commissioner



Dave Henzel, Commissioner

Approved as to form:



Reginald R. Davis, County Counsel

APPEAL RIGHTS

This decision may be appealed to the Land Use Board of Appeals within 21 days of the date of mailing. Please contact the Planning Department for information as to this procedure. Failure to file an appeal within the allowed timeframe may affect your right to appeal this decision.

STATE OF OREGON: COUNTY OF KLAMATH : ss.

Filed for record at request of Klamath County the 7th day
of March A.D., 19 95 at 10:39 o'clock A. M., and duly recorded in Vol. M95
of Deeds on Page 5015

Bernetha G. Letsch, County Clerk

FEE none

By Douglas MacLennan