

## BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Violation/Citation	)	
of	)	TUP 17-94
	)	
DAVID STONE and PATRICIA STONE,	)	ORDER
	)	
Respondents.	)	
	)	

This matter came before Neal G. Buchanan, Hearings Officer for Klamath County, Oregon, on February 17, 1995, in the library conference 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 applicant, David Stone, appeared in person. Also present was Robert Baggett, of Klamath County Environmental Health. Testimony was received from the applicant and from Robert Baggett.

## FINDINGS OF FACT

The applicant is in non-compliance with the conditions of approval required to establish a manufactured dwelling as a temporary use. However, Mr. Baggett has indicated that there are a limited number of "windows of opportunity" when the conditions are such as to allow for installation of a cap and fill septic system.

## CONCLUSIONS OF LAW

The applicant is in violation of the Klamath County Land Development Code. The applicant can cure the violation by applying for and receiving approval of a temporary use permit, by

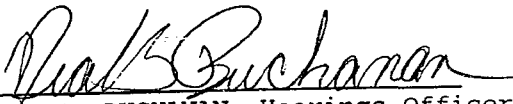
obtaining clearance from the Health Department for installation of a septic system, and by applying for and receiving approval of a Building Department placement permit.

## ORDER

The applicant is in violation of the Klamath County Land Development Code. The applicant shall be required to:

1. Obtain final approval from the Building Department of a placement permit by May 15, 1995; or
2. Vacate the property by May 15, 1995; or
3. Be cited to appear in Klamath County District Court to show cause why the code provision should not be enforced.

Dated this 14 day of March, 1995.

  
NEAL G. BUCHANAN, Hearings Officer

## NOTICE OF APPEAL RIGHTS

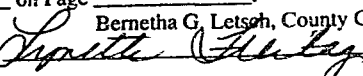
You are hereby notified that this Order may be appealed to the Klamath County Board of Commissioners by filing with the Klamath County Planning Department a notice of appeal as set out in Section 33.040 of the Klamath County Land Development Code, together with the fee required within seven (7) days of the mailing date of this Order. Failure to file a notice of appeal within the time provided will result in the loss of your right to appeal this decision.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of \_\_\_\_\_ Klamath County \_\_\_\_\_ the 16th day  
of March \_\_\_\_\_ A.D., 19 95 at 11:26 o'clock A M., and duly recorded in Vol. M95  
of \_\_\_\_\_ Deeds \_\_\_\_\_ on Page 5908

FEE NONE

RETURN TO:  
Commissioners Journal

By  Bernetha G. Letsch, County Clerk