BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Violation/Citation)

TUP 21-92

RUSS BOWER, ORDER

Respondent.

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 was present. 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 violation of the Klamath County Land Development Code, and in violation of the provisions of his renewal approval dated February 10, 1994.

CONCLUSIONS OF LAW

The applicant is in violation of the Klamath County Land Development Code. The applicant can cure the violation by applying to renew TUP 21-92 and by applying for and receiving approval for placement of a farm dwelling.

ORDER

The applicant is in violation of the Klamath County Land Development Code. Russ Bower, as he has agreed, shall apply to the Klamath County Planning Department for renewal of TUP 21-92 immediately. Russ Bower shall also be required to apply to the Klamath County Planning Department and receive approval for placement of a farm dwelling on or before April 1, 1995. In the event that Russ Bower shall fail to accomplish the provisions of this Order, then he shall be required to abandon residential use of the RV on or before April 1, 1995; or be cited to appear in Klamath County District Court to show cause why code provisions 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.

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