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BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the matter of the request for a conditional use permit by

Conditional Use Permit Case No. CUP 69-95

DON KUCERA

This matter came before Michael L. Brant, Hearings Officer for Klamath County, Oregon, on October 6, 1995, in the Klamath County Museum 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 Klamath County Planning Department staff report was received. Based upon the evaluation of the staff report and consideration of the evidence received, the hearings officer makes the following findings of fact and conclusions and makes the following decision.

FINDINGS OF FACT

The applicant requests a conditional use permit to establish a Brewery per Section 54.030 A, on 29.67 acres zoned EFU-C. The project location is 13788 Matney Road, west of the road and 1/4 mile south of Highway 39, and is a Portion of the SW 1/4 SE 1/4 S 12, T 40S, R 9E. T.A. 4009-12-1500. Access is from Matney Road. The Applicant intends to convert a milking barn to a seven barrel brewhouse as an extension of an existing business, Mia and Pias