

95 JAN -9 P2:23

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

| | | |
|---------------------------------|---|--------------------|
| In the matter of the violation/ |) | |
| citation of |) | VIOLATION/CITATION |
| |) | NO. VC 80-95 |
| ALBERT and/or STACIE PEUGH |) | AMENDED ORDER |
| Respondent |) | |
| |) | |

This matter came before Michael L. Brant, Hearings Officer for Klamath County, Oregon, on December 1, 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 Mrs Karen Burg. The Klamath County Planning Department Staff Report was received. Respondents did not appear. On December 28, 1995 Attorney Gary Hedlund, representing the Respondents, requested additional time for Respondents to comply with the order requiring the removal of all but four (4) dogs.

FINDINGS OF FACT

The Respondents were cited for maintaining a kennel without the required Conditional Use Permit on property generally located at 2988 Hope Street, Klamath Falls, Oregon, T.A. 3909-11BA-2800. This matter was continued from October 20, 1995 at the request of Gary Hedlund, attorney for Respondents. Albert Peugh acknowledged having more than four dogs but stated the Respondents own four dogs and that the other dogs belong to other people.

CONCLUSION

Respondents are in violation as alleged. Respondents' request for additional time is reasonable.

ORDER

The Respondents shall obtain the required Conditional Use Permit or remove all but four dogs by January 24, 1996. In the event the Respondents fail to comply with this order the Code Enforcement Officer shall cite the Respondents to appear in the Klamath County District Court to show cause why the Code should not be enforced. Bail shall be set at \$1000.00.

Dated this 5th day of January, 1996.

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."

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 9th day
of Jan A.D., 19 96 at 2:23 o'clock P M., and duly recorded in Vol. M96,
of Deeds on Page 733

FEE none RETURN: Commissioners Journal

By Bernetha G. Fetsch County Clerk
Bernetha G. Fetsch