

96 JAN -9 P2:23

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the matter of the violation/)
citation of)
JASON TOLLESON) CUP 93-95
Respondent)
_____)

This matter came before Michael L. Brant, Hearings Officer for Klamath County, Oregon, on January 5, 1996, 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 Staff Report was received.

FINDINGS OF FACT

Mr. Tolleson is operating an automotive repair facility and wrecking yard at 5645 Highway 97, T.A. 3809-7C-4900. The Applicant was previously cited and found to be in violation, (VC 81-95). The application before this Hearings Officer is to resolve the violation. The subject property is accessed directly from Highway 97. An automotive repair facility is a permitted use and a wrecking yard is a conditional use in the CT zone. The proposed uses meet the criteria described in KCLDC Article 44, Section 44.030 A,B,C.

CONCLUSION

The application should be approved.

ORDER

The CUP is approved upon the following conditions:

1. The Applicant shall obtain approval of his site plan before activating his wrecking yard operation, as required by the KCLDC Article 41.
2. The site plan approval must be obtained by February 15, 1996.

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 735

FEE none RETURN: Commissioners Journal

By Bernetha G. Leisch County Clerk