

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Violation/Citation)
of)

DANIEL DIMMICK,

VIOLATION 132-95

ORDER

Respondent.)

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1. NATURE OF THE ASSERTED VIOLATION:

Respondent is alleged to have brought a significant collection of salvage materials and vehicle parts to a location on Edsall Street, Bly, Oregon. The Respondent is also alleged to have allowed occupancy of a shed on the property as a "residence."

2. NAMES OF THOSE WHO PARTICIPATED:

The matter was heard by the Hearings Officer February 16, 1996. The Hearings Officer in review of the violation was Neal G. Buchanan. The Respondent did not appear in person, although his letter dated January 3, 1996 was introduced in evidence. The Planning Department was represented by Kim Lundahl, and the recording secretary was Karen Burg.

3. LOCATION:

The property under consideration is generally located on Edsall Street, Bly, Oregon.

4. FINDINGS OF FACT:

A. The Respondent's letter dated January 3, 1996 does not appear to contest, but rather to concede that the alleged violations exist.

B. The Respondent is in violation of the Klamath County Land Development Code.

5. ORDER:

A. The Respondent is required to remove any persons utilizing the shed on the property as a shelter or "residence" immediately; and

B. The Respondent is ordered to remove the salvage materials, vehicle parts, inoperable vehicles, and related materials from the property on or before April 1, 1996, and not to again place such salvage materials, vehicle parts, and inoperable vehicles on the

property unless such placement is in strict conformity with the Klamath County Land Development Code.

C. Should the foregoing Order be violated, the enforcement officer is directed to cite the Respondent to District Court with fine set at \$1,000.00 to show cause why the provisions of the Code should not be enforced.

Dated this 18 day of March, 1996.

Neal G. Buchanan
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 21st day
of March A.D., 19 96 at 10:54 o'clock A M., and duly recorded in Vol. M96
of Deeds on Page 7700.

FEE No Fee Commissioners Journal

Bernetha G. Letsch, County Clerk
By Cheryl Russell