

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the matter of the request for)
a Home Occupation Permitted Use) Home Occupation
for R.J. SIMINGTON) Permitted Use
) Case No. HOPU 5-96
)
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This matter came before Michael L. Brant, Hearings Officer for Klamath County, Oregon, on October 18, 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 who also served as the recording secretary. 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. The Applicant testified and neighbors testified in opposition.

FINDINGS OF FACT

The applicant requests a Home Occupation Permitted Use to establish a Taxidermy Business on property zoned RS- Suburban Residential at 3025 Debbie Drive, Klamath Falls, Oregon, 97601. The proposed use will be conducted in an existing building on the rectangular property. All of the operation will be confined to the interior of the building. The Applicant does not intend to have customers come to the premises, however because of a mistake in

yellow pages advertising which listed the address some customers have come to the Applicant's home. The opposition to the requested Home Occupation Permitted Use were complaints relating to the appearance and physical condition of the Applicant's property and were not relevant to issues related to the proposed use.

The proposed use meets all of the Home Occupation Permitted Use criteria and requirements of the Klamath County Land Development Code.

CONCLUSION

There is no legal basis upon which to deny the requested Home Occupation Permitted Use.

ORDER

It is hereby ordered that the requested Home Occupation Permitted Use Permit HOPU 5-96 is granted subject to the requirements of the Klamath County Land Development Code.

Dated this 29th day of October 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 Planning the 31st day of October A.D., 19 96 at 3:13 o'clock P. M., and duly recorded in Vol. M96 of Deeds on Page 34387.

FEE \$none

Bernetha G. Letsch, County Clerk

By *Bernetha Letsch*