

96 NOV -5 P3:15

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the matter of the
conditional use permit for

JERRY SAVAGE Respondent

)
) Conditional Use Permit
) Case No. CUP 54-92/VC100-95
)
)
)

This matter came before Michael L. Brant, Hearings Officer for Klamath County, Oregon, on November 1, 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. Carl Shuck and the recording secretary was Assistant Planner 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 obtained a conditional use permit on August 10, 1992 together with conditional approval to connect to the existing non-standard septic system which was to be upgraded or replaced by January 1996. On January 11, 1996 Mr. Savage stated that a new home and septic system would be in place by August 30, 1996. Unanticipated expenses have delayed the acquisition of the new home and installation of the new septic system. Mr. Savage contends that

the present non-conforming system is working satisfactorily.

CONCLUSION

Mr. Savage is in violation.

ORDER

It is hereby ordered that Mr. Savage shall install a new septic system, have his dwelling connected to it and obtain the required written Health and Building Department approvals or vacate the property by January 3, 1997. This matter is continued to January 3, 1997 at 9:00 AM, at which time Mr. Savage shall appear and confirm compliance.

Dated this 4th day of November 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 5th day
of November A.D., 19 96 at 3:15 o'clock P. M., and duly recorded in Vol. M96
of Deeds on Page 34989.

Bernetha G. Letsch, County Clerk

By Kathleen Rose

FEE No Fee: Return:
Commissioners Journal