

'96 NOV -5 P3:15

## BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the matter of the violation/  
citation of

TUP 7-93

ELIZABETH BROWN, Respondent

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

Respondent Elizabeth Brown appeared and testified. The Respondent was required to obtain the required Health and Building Department permits by August 28, 1996 but failed to do so. Neighbors testified that unpleasant odors come from the subject property and there are numerous animals and three recreational vehicles on the property. The Respondent testified that only one RV is used for human occupancy and one houses the animals at night. The Respondent stated that she had not been in compliance because

she did not understand what she was required to do. Prior to completion of the hearing Respondent acknowledged that she now understands what she must do to comply with the Code.

### CONCLUSION

The Respondent is in violation.

### ORDER

It is hereby ordered that this matter is continued to November 15, 1996 at 9:00 AM to review Respondents progress toward compliance. At that time the Hearings Officer will decide whether additional time should be allowed for Respondent to proceed or be required to vacate the property.

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  
of November A.D., 19 96 at 3:15 o'clock P.M., and duly recorded in Vol. M96,  
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FEE No Fee: Return:  
Commissioners Journal

Bernetha G. Letsch County Clerk  
By Kathleen Rose