

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR KLAMATH COUNTYIN THE MATTER OF THE APPEAL OF
PLANNING COMMISSION CONDITION OF
APPROVAL #8 RELATING TO TRACT 1325

ORDER

97 JUN 11 P156

This matter came before the Board of County Commissioners on May 27, 1997, in the Commissioner's Hearing 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 file and all the exhibits and other contents therein is incorporated by this reference into this matter. The applicants were represented by its attorney, Michael L. Spencer. Numerous individuals testified and their names and addresses are on file with the Planning Department.

FINDINGS OF FACT

The Board makes the following findings of fact, based upon the record of the proceedings:

1. The property affected by this subdivision application is mapped as a medium fire hazard in the County's Rural/Wildland Fire Safety map.
2. The property must comply with applicable Fire Codes, rules and regulations in order to comply with the requirements of the Land Development Code.

CONCLUSIONS OF LAW

Based upon the foregoing, the Board makes the following conclusions of law:

1. Condition #8 must be consistent with review criteria of Section 46.030 B. 2. of the Klamath County Land Development Code that provides that the subdivision plat is in conformance with all standards and criteria of this code and applicable state statutes.
2. A requirement that the subdivision meet all applicable Fire Codes, rules and regulations will satisfy the requirements of the Land Development Code.

ORDER

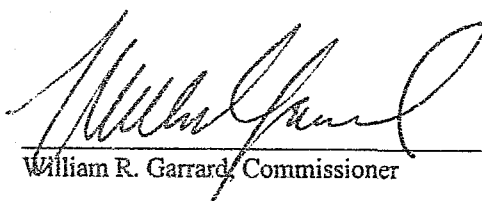
The Board of County Commissioners for Klamath County, Oregon hereby Orders condition #8 of the Planning Commission decision be changed to provide that the applicants must comply with all applicable fire codes, rules and regulations.

Dated this 10th day of June, 1997.

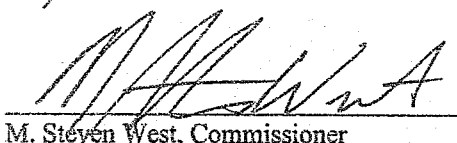
BOARD OF COUNTY COMMISSIONERS



Al Switzer, Chairman

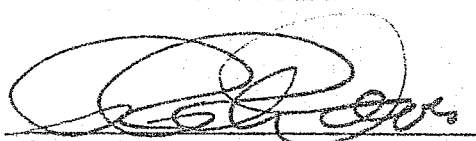


William R. Garrard, Commissioner



M. Steven West, Commissioner

APPROVED AS TO FORM:



County Counsel

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STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County BCC the 11th day
of June A.D., 19 97 at 1:56 o'clock P. M., and duly recorded in Vol. M97,
of Deeds on Page 17914.

FEE No Fee

By Bernetha G. Letsch, County Clerk
Kathleen Rose