

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Violation/Citation)
 of)
) VIOLATION 25-95
)
 JAMES MOODY,)
)
) ORDER
 Respondent.)
 _____)

1. NATURE OF THE ASSERTED VIOLATION:

Respondent is alleged to be "camping" on property in violation of a Temporary Use Permit which allowed him to occupy his property while developing it to a permanent residential use, in violation of Article 42 (Temporary Use Permit) of the Klamath County Land Development Code.

2. NAMES OF THOSE WHO PARTICIPATED:

The matter was heard by the Hearings Officer July 25, 1997. The Hearings Officer in review of the violation was Neal G. Buchanan. The Respondent appeared and offered testimony. Witnesses who offered testimony were John Schlee and Benjamin Richardson. 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 Marcee Way, Klamath County.

4. FINDINGS OF FACT:

The Respondent appeared and testified that he was residing at the home of Shirley Bishop, that he parked his vehicles at the premises, and visited it at odd hours in order to deter vandalism.

5. ORDER:

IT IS ORDERED that a violation of Article 42 has not been proven to be in existence as of the date of the hearing, and the present complaint is dismissed.

Dated this 6th day of August, 1997.


 NEAL G. BUCHANAN
 Hearings Officer

97 AUG -7 P3:49

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, ss.
County of Klamath

Filed for record at request of:

Klamath County

on this 7th day of August A.D., 1997
at 3:49 o'clock P. M. and duly recorded
in Vol. M97 of Deeds Page 26070

Bernetha G. Letsch, County Clerk

By Kathleen Ross

Fee, No Fee Return: Commissioners Deputy
Journal