

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
KLAMATH COUNTY**

**IN THE MATTER OF THE APPEAL OF PLANNING DEPARTMENT DENIAL OF  
A SITE PLAN APPLICATION FOR CARON L. REIS (APP #97-1866)**

**1. NATURE OF THE CASE:**

The referenced application, an application for a "Bath House 8 X 10" was DENIED by the Planning Department on AUGUST 7, 1997. The applicant/appellant filed an appeal of this decision. A hearing on this appeal was conducted by the Board of County Commissioners SEPTEMBER 29, 1997.

The appeal was heard pursuant to the procedure set out in Article 33 of the Klamath County Land Development Code.

**2. THOSE WHO PARTICIPATED:**

A listing of those who participated at this Hearing is on file with the Planning Department. The Planning Department was represented by Kim Lundahl, Senior Planner. Karen Burg, Planning Assistant, was the recording secretary. Members of the Board who heard the appeal were: Al Switzer, William R. Garrard, and M. Steven West.

**3. CASE DESCRIPTION:**

The Senior Planner sent a letter dated August 7, 1997 DENYING the Site Plan Application as "the owner of record, Constance Wood, has submitted a letter disallowing any improvement of the property." The property is known as KCTA 3511-0000-6900, an 80 acre property in Sec. 36, T 35S R 11E..

The appellant, in her letter of appeal, argued, in part, the owner of record, Constance Woods "rescinded transaction in March, '97 and has no ownership rights and the assertion of such is fraudulent."

**4. FINDINGS:**

The Board finds after consideration of the record and argument entered that:

The Planning Department correctly interpreted the available records and acted appropriately in denying the Site Plan Application.

**5. ORDER:**

The Board of Commissioners, upon review of the record, testimony and argument presented, hereby **UPHOLDS** the Planning Department decision **DENYING** the Site Plan Application. Further, the Board **ORDERS** the appeal fee be **REFUNDED** to the appellant.

DATED this 2<sup>nd</sup> day of Oct, 1997

  
Al Switzer, Chair

  
William R. Garrard, Commissioner

Out of Office Today

M. Steven West, Commissioner

APPROVED AS TO FORM:

  
Reginald R. Davis, County Counsel

**APPEAL RIGHTS**

This decision may be appealed to the Land Use Board of Appeals within 21 days of the date of execution by the BOCC. Please contact the Planning Department for information as to this procedure. Failure to file an appeal within the allowed timeframe may affect your right to appeal this decision.

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STATE OF OREGON: COUNTY OF KLAMATH : ss.

Filed for record at request of Klamath County B.C.C. the 3rd day  
of October A.D., 19 97 at 2:02 o'clock P. M., and duly recorded in Vol. M97  
of Deeds on Page 32601

Return: Commissioners Journal

FEE No Fee

By Bernetha G. Letsch, County Clerk  
