

BEFORE THE HEARINGS OFFICER FOR KLAMATH COUNTY

In the matter of the request
for a Conditional Use Permit

Conditional Use Permit

Case No. CUP 66-97

Dan Duncan for McKeen
Applicant

9/ 10.20 P137

This matter came before Michael L. Brant, Hearings Officer for Klamath County, Oregon, on November 7, 1997, 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. Kim Lundahl 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. The Applicant appeared. Based upon the evaluation of the Staff Report and consideration of the other evidence received, the Hearings Officer makes the following findings of fact and conclusions and makes the following decision.

FINDINGS OF FACT

The Applicant requests a permit to establish a LOT OF RECORD DWELLING on 1.0 acres zoned EFU-C north of Malin. The subject

property is separated from other agriculture land by the D Canal and cannot be reasonably farmed because its small size, shape and location are not conducive to either irrigated or dry land farming. The requested use will have no impact upon agricultural activities.

Authority for permitting the proposed use is Klamath County Land Development Code Article 53, Section 53.230A and Article 44, Section 44.030.

CONCLUSION

The record reveals that the proposed use meets the criteria set out in L.D.C. Article 54, Sections 54.070B 1-7, 54.080B 1-3 and Article 44, Section 44.030.

ORDER

The requested Conditional Use Permit No. 66-97 is granted subject to compliance by obtaining all required permits and approvals from the Klamath County Building, Health and Planning Departments and compliance with the requirements 54.070C and 54.080D.

Dated this 18th day of November 1997

Michael L. Brant
Michael L. Brant
Hearings Officer

KLAMATH COUNTY LAND DEVELOPMENT CODE SECTION 24.060 PROVIDES:

38146

"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 Hearings Officer the 20th day
of November A.D., 19 97 at 1:37 o'clock P. M., and duly recorded in Vol. M97
of Deeds on Page 38144.

FEE No Fee

Return: Commissioners Journal

By Bernetha G. Letsch, County Clerk
Kathleen Kross