

**BEFORE THE HEARINGS OFFICER
KLAMATH COUNTY**

**IN THE MATTER OF THE HEARINGS OFFICER DECISION
CONCERNING VC 134-97, Paul PETERSEN, RESPONDENT**

1. NATURE OF THE CASE:

The referenced case, a violation case alleging initiated construction of a dwelling without required approvals was heard by the Hearings Officer JANUARY 16, 1998 and continued to MARCH 20, 1998 at which time the Officer considered additional testimony.

The case was heard pursuant to the procedure set out in Article 14 of the Klamath County Land Development Code.

2. THOSE WHO PARTICIPATED:

A listing of those who participated in these Hearings is on file with the Planning Department. The Planning Department was represented by Kim Lurdahl, Code Enforcement Officer. Karen Burg, Planning Assistant, was the recording secretary. The hearings were conducted by Neal Buchanan, Hearings Officer.

3. CASE DESCRIPTION:

The County alleged the respondent had initiated construction on real property located south of Klamath Country Estates, Sprague River. This property is covered under CUP 16-95 wherein a complete description of the property is filed.

The respondent has admitted to initiating the construction of a 1000 Sq. Ft. self described cabin.

Consideration of this case was continued to March 20 based on the respondent's assurance the required permits would be obtained.

The Environmental Health Services Division was contacted March 17 and stated they have not received an application for Septic Evaluation from the respondent.

4. FINDINGS:

The Hearings Officer upon consideration of the record and testimony finds:


A violation has been demonstrated in that the respondent has failed to secure approvals from the Environmental Health Services Division and Building Department for the admitted residential construction.

5. ORDER:

The Hearings Officer Orders:

The respondent comply with the required Health and Building Department Codes by **MAY 1, 1998** with fees at double or CUP 16-95 is declared void and the respondent cited to Wood River Justice Court **MAY 18, 1998** with fine set at \$1000.00 and completed construction ordered dismantled by **JULY 1, 1998**.

DATED this 20th day of March, 1998

 For
Neal BUCHANAN, Hearings Officer

APPEAL RIGHTS

This decision may be appealed to the Board of County Commissioners within 7 days of the date of execution. 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.

STATE OF OREGON: COUNTY OF KLAMATH : ss.

Filed for record at request of Klamath County the 23rd day
of March A.D., 19 98 at 1:42 o'clock P M., and duly recorded in Vol. M98
of Deeds on Page 9242.

Bernetha G. Letsch, County Clerk

FEE None

By 