

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the application and violation by: )  
The Meier family ) ORDER  
)  
)

VIOLATION NUMBER 57-98

1. NATURE OF THE ASSERTED VIOLATION/CUP

Respondents are alleged to have been camping as defined by Article 11.

2. NAMES OF PARTICIPANTS

The hearings officer reviewing this violation is Joan-Marie Michelsen. The Respondents failed to appear. The planning department was represented by Kim Lundahl. The recording secretary Karen Burg.

3. LOCATION OF PROPERTY INVOLVED

The property is located at 9638 Canary Dr Lot 2, Block 84, KFFE #3, Bly Mountain

4. EVIDENCE RECEIVED

3811 - 38 - 26 00

All evidence consisted of the oral testimony given October 16, 1998 and the staff report.

5. FINDINGS OF FACT

The Hearings officer FINDS AS FOLLOWS:

- The respondents failed to appear.
- Respondent has either been living in the premises or have been allowing others to live in the premises without proper sanitation and therefore have allowed camping on the subject property.
- The testimony established that while the respondent has electricity to the premises it does not have any sanitary facilities which have been approved.

6. ORDER

THEREFORE, IT IS HEREBY ORDERED THAT:

- The hearings officer finds that as a matter of law the Respondent is in violation of the Klamath County Land Development Code.
- The enforcement officer is directed to cite the Respondent to appear in the Wood River Justice Court with bail to be set by the court, but to be no less than \$750, if the violation continues.

- c. The Respondent is ordered to cease camping immediately and allow NO occupancy of the dwelling which is located on the property until it has proper and approved sanitary facilities.
- d. The respondent, or his family, may occupy the premises on a temporary basis by installing a porta-poty and obtaining a maintenance contract for such by October 23, 1998.
- e. This matter will be reviewed by the hearings officer November 20, 1998. Respondent is directed to appear on that date to establish a permanent resolution of the problems.

Dated this 16th day of October, 1998

*Joan Marie Michelson*  
Hearings Officer

### NOTICE OF APPEAL RIGHTS

You are hereby notified this application 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 33.004 of the Klamath County Land Development Code together with the fee required within SEVEN DAYS (7) following the mailing date of this order.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 20th day  
of October A.D. 19 98 at 10:35 o'clock A. M., and duly recorded in Vol. M98  
of Deeds on Page 38367

Return: Commissioners Journal

FEE No Fee

By Bernetha G. Letsch County Clerk