

BEFORE THE HEARINGS OFFICER OF CLATSOP COUNTY, OREGON

In the Matter of the Violation by:

PHIPPS/REALVEST

Respondent

ORDER VIOLATION # 101-98

1. NATURE OF THE ASSERTED VIOLATION

Respondent is alleged to have been storing or using a trailer without permits to do so.

2. NAMES OF PARTICIPANTS

The hearings officer reviewing this violation is Jean Marie Michelsen. The Respondent failed to appear. The hearing department was represented by Kim Lundahl. The recording secretary Karen Elung. The alleged violator failed to appear at the hearing.

3. LOCATION OF PROPERTY INVOLVED

Lot 26 Blk 35, KFFE #2, Ely Mtn.

4. EVIDENCE RECEIVED

All evidence consisted of the oral testimony given and the staff report.

5. FINDINGS OF FACT

The Hearings officer FINDS AS FOLLOWS:

- The respondent Phipps failed to appear.
- That Realvest did appear.
- That Realvest stated that it has ownership of the property now and is going to remove the trailer.

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 Clatsop County Land Development Code.

The enforcement officer is directed to cite the Respondent to appear in the Wood River Justice Court with bail of no less than \$1000 if this order is not complied with.

The Respondent is ordered to remove all unpermitted structures no later than July 15, 1999.

Dated this January 25, 1999

Joan Marie Michelsen
Hearing 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 filing date of this order.

STATE OF OREGON: COUNTY OF KLAMATH

Filed for record at request of Klamath County ss. the 23th day
of January A.D., 1999 at 11:48 o'clock A.M. and duly recorded in Vol. 899
of Deer or Page: 3158

Return: Chambers Journal

Linda Smith, County Clerk

FEE

No Fee

by Kathleen Riss