

## BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Violation by:

JOHN BASS

Respondent

)  
 ) ORDER VIOLATION 83-96  
 )  
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 )

## 1. NATURE OF THE ASSERTED PROBLEM

Respondent is 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 Respondent appeared and offered testimony. The planning department was represented by Kim Lundahl. The recording secretary was Karen Burg.

## 3. LOCATION OF PROPERTY INVOLVED

The property is located at 28812 Lewis St, TL 06200

## 4. EVIDENCE RECEIVED

All evidence consisted of the oral testimony given in both proceedings and the staff reports.

## 5. FINDINGS OF FACT

The Hearings officer FINDS AS FOLLOWS:

- a Respondent has been camping and building un-permitted structures on the subject property
- b That a previous order in this case was only partially complied with.
- c That the problems still exist and that the premises have been occupied in violation of the previous order.
- d That if respondent does not remedy the problems this time and comply with this order he will be ordered removed from the premises and cited into the Justice Court with a minimum bail of \$1,000.
- e That the respondent failed to appear at the last proceeding but did come to the March 5<sup>th</sup> proceeding and was given a second chance to comply with the laws requiring proper septic service.

## 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.

If each and every deadline of this order is not complied with, the enforcement officer is directed to cite the Respondent to appear in the Wood River Justice Court with a minimum bail of \$1,000 and to have the respondent and all other occupants removed from the premises within 5 days of any deadline being missed.

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The Respondent is ordered to comply with the previous order and to apply for a septic evaluation by April 5, 1999, to apply for the permit by May 15, 1999 and to have the septic system completely installed and approved for use by July 25, 1999.

The Respondent is further ordered to maintain Porta-Potty service and to provide proof of such service to the department by April 15, and again by June 15, 1999.

Dated this 27<sup>th</sup> day of April, 1999

Jean Marie Michelsen  
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 26th day  
of March A.D. 1999 at 11:57 o'clock A. M. and duly recorded in Vol. M99  
of Deeds on Page 10713

Return: Commissioners Journal

Linda Smith, County Clerk

FEB

No Fee

by Kathleen Rose