

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the Request for a Conditional Use)

Permit by KLEOS MINISTRIES.)

ORDER

CASE NUMBER CUP—35-99

1. NATURE OF THE REQUEST

The applicant, has applied for a permit to allow an existing building to be designated a non-farm home on 1.21. The properties are Zoned EFU-CG.. This request was heard by the hearings officer June 7, 1999. The request was reviewed for conformance with Klamath County Land Development Code article 54.

2. NAMES OF PARTICIPANTS

The hearings officer reviewing this application is Joan-Marie Michelsen. The applicant chose not to appear and offered testimony beyond the application. The planning department was represented by Kim Lundahl. The recording secretary was Karen Burg.

3. LOCATION AND GENERAL DESCRIPTION OF PROPERTY

The property in question is pors. Govt Lots 18 + 23, Sec. 20 T 35S R 7E. TA 3507-20-0600

4. MATERIALS CONSIDERED

All evidence submitted by the applicant and the Staff Report were considered.

5. FINDINGS

The Hearings officer FINDS AS FOLLOWS:

- a. The granting of this permit is not included in the permitted uses for this zoning, however the LDC permits non-farm residences subject to certain findings.
- b. There was no testimony regarding when the parcel was created. Section 54 requires such information.
- c. Approval of the requested structure may create conditions or circumstances that are contrary to the purposes or intent of county planning laws.
- d. Active resource use has occurred on the subject property and the adjacent properties. There was no testimony about why this parcel was inadequate for farming or ranching.

6. ORDER

Therefore, it is hereby ordered that the applicants request to designate the existing structure as a NON FARM HOME is denied.

Dated this June 23, 1999

Joan-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.

Return to Commissioner's Journal

State of Oregon, County of Klamath
Recorded 6/28/99, at 10:42 a. m.
In Vol. M99 Page 25428
Linda Smith,
County Clerk Fee \$ 71.70