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08/16/2010 10:41:17 AM

Fee: NO FEE

Klamath County Clerk

**BEFORE THE KLAMATH COUNTY
BOARD OF COMMISSIONERS**

2010 AUG -4 AM 10: 53

IN THE MATTER OF FILE NUMBER CLUP/ZC 2-10

FINAL ORDER

WHEREAS, Mike Hardie & USDA Forest Service applicants, requested approval of an Amendment to the rural community boundary of Crescent Lake and associated Comprehensive Plan designations and zoning on approximately 0.58 acres that is the subject of a property line adjustment.; and

WHEREAS, the subject properties are described as Tax Lot 400, in Section 1 of Township 24 South, Range 06 East Willamette Meridian and Tax Lot 1600, in Section 1CA of Township 24 South, Range 06 East Willamette Meridian; and,

WHEREAS, the Klamath County Planning Department provided proper notice of a public hearing held on June 22, 2010 before the Klamath County Planning Commission and Board of County Commissioners; and

WHEREAS, the applicant submitted said request for the plan amendment and associated zone change in due form for consideration; and

WHEREAS, based on testimony entered and consideration of the whole record, and making the proposed Findings of Fact in the Staff Report their own, and including the minor revision to the proposed rural community boundary added at the public hearing (Memo dated June 22, 2010), the Klamath County Planning Commission concluded the application was in conformance with State Law, Klamath County Land Development Code and Comprehensive Plan, and forwarded a unanimous recommendation of Approval for Planning File CLUP/ZC 2-10 to the Board of County Commissioners; and

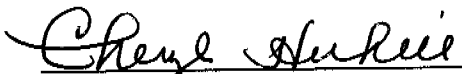
WHEREAS, based on testimony entered and after consideration of the whole record; and, with a unanimous recommendation from the Klamath County Planning Commission, the Klamath County Board of Commissioners acting within their authority, accepted the Planning Commission's recommendation (as amended by the Staff Memorandum dated June 22, 2010), and unanimously APPROVED Planning File CLUP/ZC 2-10.

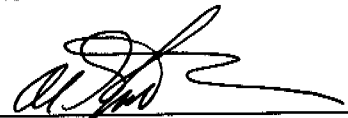
NOW, THEREFORE, THE KLAMATH COUNTY BOARD OF COMMISSIONERS
ORDER AS FOLLOWS:

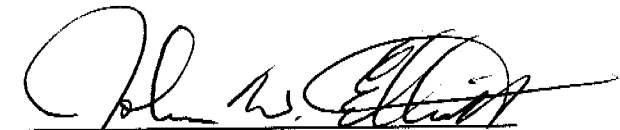
The Klamath County Planning Director shall draft for adoption by the Board of County Commissioners an ordinance amending the Klamath County Comprehensive Plan - General Land Use Plan Map and Zoning Map to reflect the proposed revision to the rural community boundary of Crescent Lake and associated plan designation and zoning changes as shown on attached Exhibit A.

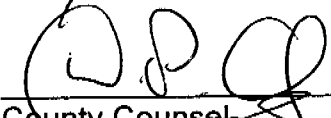
Dated this 14th day of July 2010

FOR THE BOARD OF COMMISSIONERS


Chairman


Commissioner


Commissioner


County Counsel
Approved as to form 7/13/10

NOTICE OF APPEAL RIGHTS

This decision may be appealed to the Oregon Land Use Board of Appeals (LUBA) within 21 days following the date of the mailing of this order. Contact LUBA for information as how to file this appeal (LUBA by phone 1-503-373-1265 or mail at 550 Capitol Street NE, Suite 235, Salem, Oregon 97301-2552). Failure to do so in a timely manner may affect your rights.

EXHIBIT 'A'
FILE # LUP/ZC 2-10

