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Fee: NO FEE

## **BEFORE THE KLAMATH COUNTY BOARD OF COMMISSIONERS**

<b>IN THE MATTER OF FILE NUMBER CLUP/ZC 4-11</b>	<b>FINAL ORDER</b>
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WHEREAS, Perkins-Coie LLP on behalf of JWTR LLC, hereafter known as Applicant, requested approval of a Legislative Amendment to the Land Development Code for the purpose of amending Article 59.8 Limited Use Overlay; and

WHEREAS, the request is a legislative amendment and applies to all lands within unincorporated Klamath County; and

WHEREAS, the Klamath County Planning Department provided proper notice prescribed by law for a public hearing held on February 28, 2012, including required notice to the Oregon Department of Land Conservation and Development prior to the initial evidentiary hearing and coordinated with affected governmental entities by providing notice of the hearing and an opportunity to review the application, an opportunity to comment on the application and considering received comments for inclusion in the decision before the Klamath County Planning Commission and Board of County Commissioners; and

WHEREAS, the Planning Commission and the Board of Commissioners held a public hearing on February 28, 2012; and continued said hearing on May 22, 2012 for final deliberations and a decision; and

WHEREAS, based on testimony entered and consideration of the whole record, including the proposed Findings of Fact identified in the Staff Report and Supplemental Staff Report, the Klamath County Planning Commission concluded the application was in conformance with Article 49 of the Klamath County Land Development Code and Comprehensive Plan; including Oregon State Statutes and Administrative Rules; adopted said Findings of Fact as their own; and, forwarded a positive recommendation of Approval to amend Article 59.8 of the Land Development Code as referenced in Planning File CLUP/ZC 4-11 to the Board of County Commissioners; and

WHEREAS, based on testimony entered and consideration of the whole record, including the Planning Commission adopted Findings of Fact identified in the Staff Report and Supplemental Staff Report, the Board of County Commissioners APPROVED Planning File CLUP/ZC 4-11, adopting amendments to Article 59.8 of the Land Development Code, as described in the adopting Ordinance 45.82.

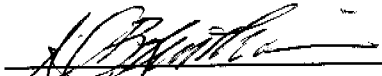
NOW, THEREFORE, THE BOARD OF COMMISSONERS OF KLAMATH COUNTY ORDERS AS FOLLOWS:

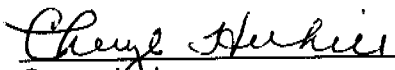
*The Klamath County Planning Director shall prepare an Ordinance for Board signature amending the Land Development Code to:*

*Amend Article 59.8 of the Land Development Code to implement the requested amendments listed in the application file CLUP/ZC 4-11 and listed in Ordinance 45.82*

Dated this 24 day of May, 2012

FOR THE BOARD OF COMMISSIONERS

  
Chairman

  
Commissioner

**Not Present**

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Commissioner

  
County Counsel

Approved as to form