



BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR KLAMATH COUNTY, OREGON

IN THE MATTER OF VACATION OF A LOT)
LINE COMMON TO LOTS 3 AND 4 OF)
BLOCK 25, OREGON SHORES – UNIT 2)
(TRACT 1113) SITUATED IN THE SE1/4 OF)
THE SE1/4 OF SECTION 18, TOWNSHIP 35)
SOUTH, RANGE 7 EAST OF THE)
WILLAMETTE MERIDIAN, KLAMATH)
COUNTY, OREGON.)

FINAL ORDER

No. OR 2014-002

WHEREAS in accordance with the provisions of ORS 368.351, a petition containing the acknowledged signatures of 100% of the owners of the property (David and Linda Kalus) identified in Exhibit "A" attached where the lot line is to be vacated, has been submitted and accepted by the Board of County Commissioners; and

WHEREAS the Board of County Commissioners directed the Planning Director to submit a report regarding the petition for lot line vacation; and

WHEREAS the Planning Director filed with the Board of County Commissioners a report regarding the petition for lot line vacation which was accepted; and

WHEREAS after duly considering the report and other documentation presented, the Board of County Commissioners finds that the vacation of the lot line within the property identified in Exhibit "A" is acceptable and should be granted;

NOW, THEREFORE IT IS ORDERED that the petition is hereby granted and the identified lot lines within the property are vacated.

DONE AND DATED THIS 2 day of July, 2013.


Chairman

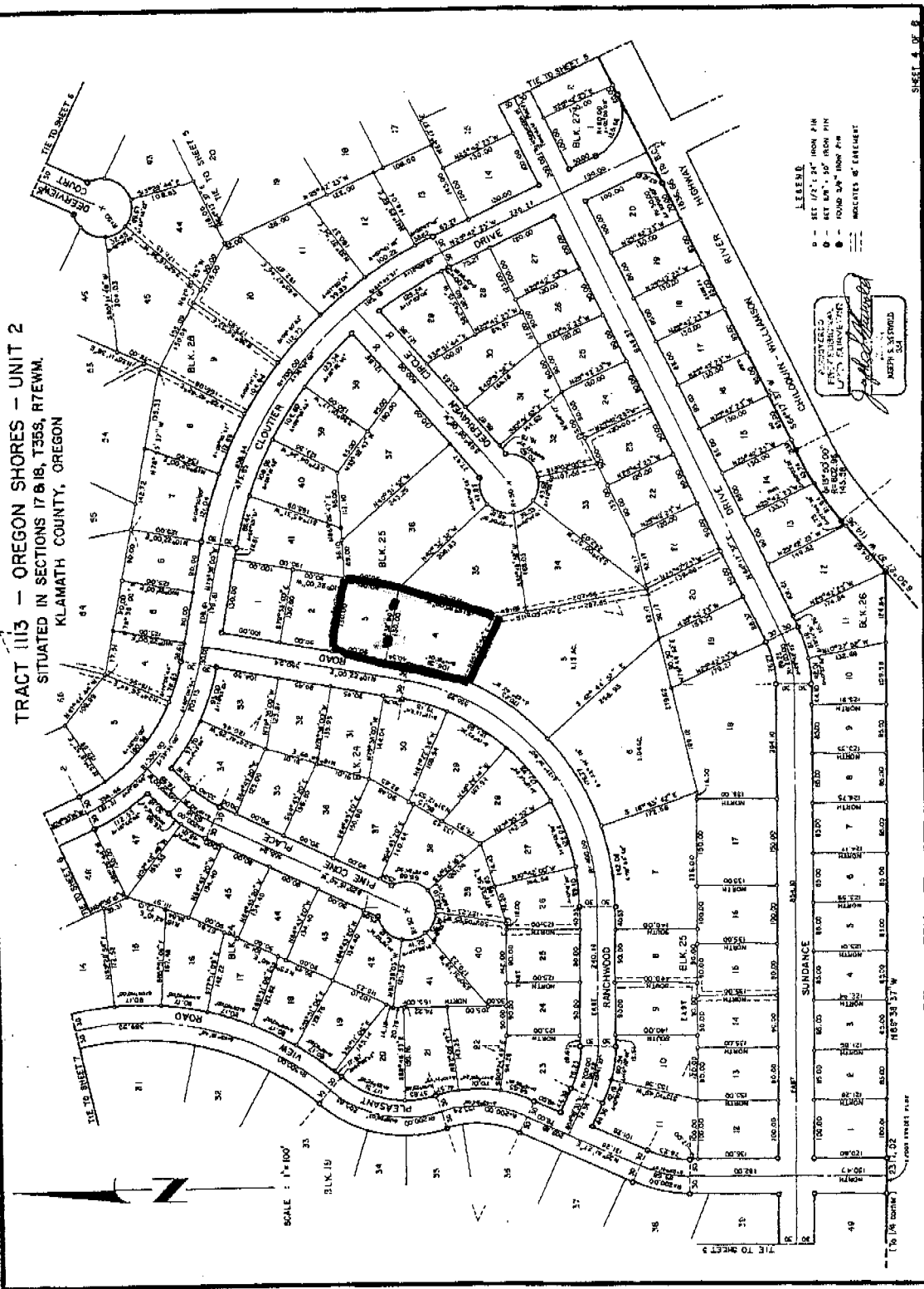

Commissioner

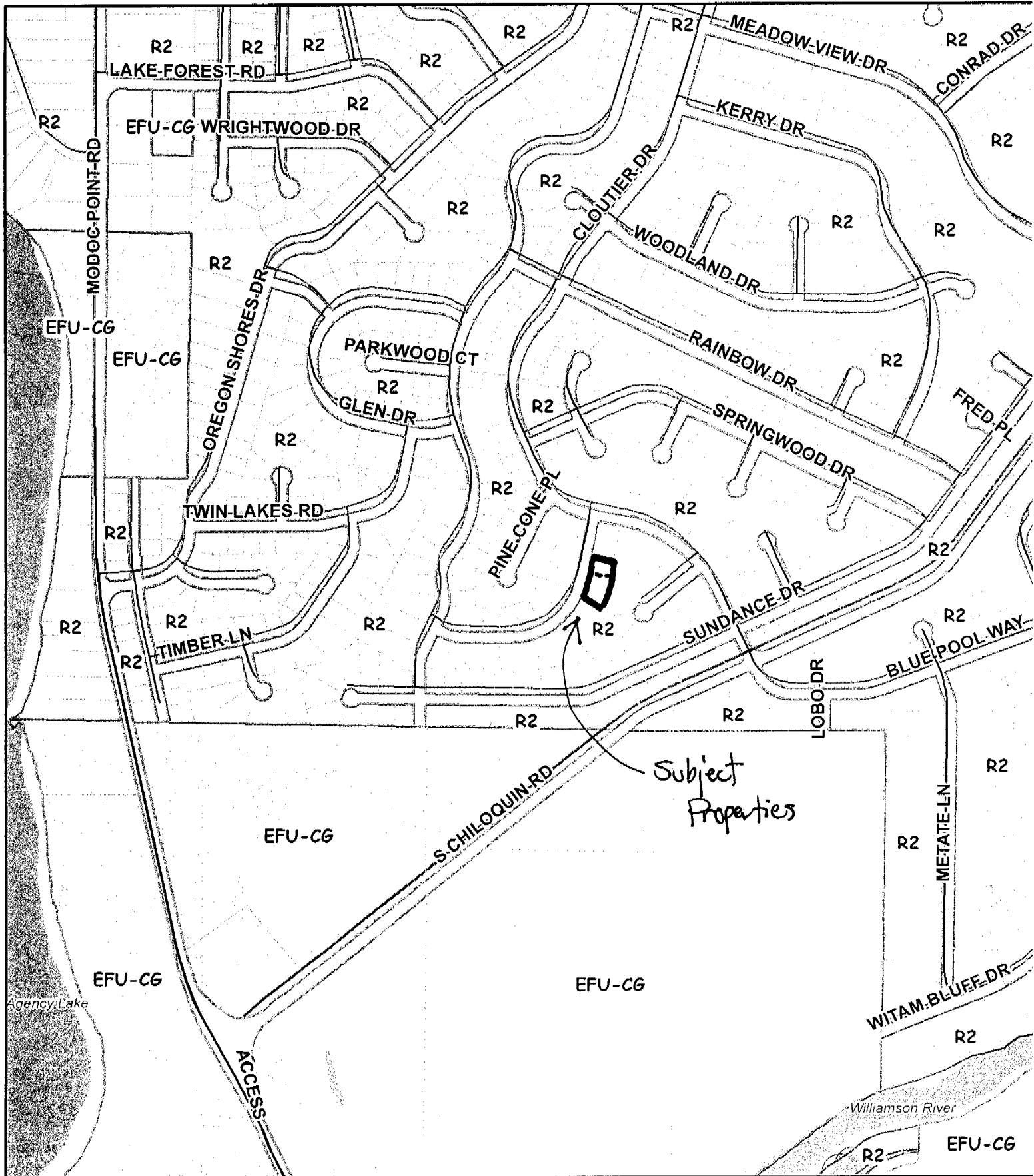

Commissioner

EXHIBIT "A"

Vacation of a Lot Line common to Lots 3 and 4 of Block 25, Oregon Shores - Unit 2 (Tract 1113) located in Klamath County, Oregon

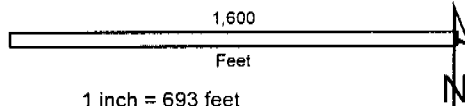
TRACT 1113 - OREGON SHORES - UNIT 2
SITUATED IN SECTIONS 17 & 18, T35S, R7EWM,
KLAMATH COUNTY, OREGON





Klamath County

- Vicinity -



Date Printed: 5-17-13

This map is for planning purposes only. This map has been prepared for internal use by Klamath County only. Accuracy and completeness is not guaranteed to any other agency, public or private.

AGENDA REPORT
BOARD OF COUNTY COMMISSIONERS

OR 2014-002

Agenda Category:	ORDER	Item No: J.2
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ORIGINATING DEPARTMENT: BOCC/ CDD-PLANNING

DATE ACTION REQUESTED: ^{7/2/13} ~~June 25, 2013~~ **Date Action Taken:**

ISSUE: Approve the Final Order for the vacation of the lot line between lots 3 and 4 of Block 25, Oregon Shores - Unit 2 (Tract 1113 - Map Numbers R-3507-018DD-04900 & 05000).

BACKGROUND & CONCLUSIONS: The property owners are David and Linda Kalus. The property owners have signed a petition requesting this action. The vacation should pose no public harm. The Planning Director's Report recommends the vacation of the lot line. This will finalize the vacation.

FISCAL IMPACT: None. \$583 Lot Line Vacation fee to Planning Dept
+ 15 surveyor fee to Mike Markus -

RECOMMENDED MOTION: Approve the Final Order for the vacation of the above described property located in Klamath County, Oregon. (Record original Order with Exhibit A) lg

DEPARTMENT HEAD APPROVAL: Barry Magnus for Mark Magnus
BUDGET OFFICER APPROVAL: [Signature] 6/20/2013
COUNTY COUNSEL REVIEW: [Signature] 6/22/2013
CONTRACT SPECIALIST: P. Shepherd
COMMISSIONER LIAISON APPROVAL: James Bellet 7/1/2013

APPROVED THIS _____ **DAY OF** _____

by the Klamath County Board
of Commissioners.

(SEAL)

CERTIFIED By _____
Recording Secretary

DISTRIBUTION:
1 - ORIGINAL - CLERK
1 - FILE
1 - PLANNING
1 -
1 -
1 -
1 -
Total _



Klamath County Planning Department

Klamath County Government Center
305 Main Street, Klamath Falls, Oregon 97601

Phone 1-541-883-5121 Option #4
Toll Free in Oregon 1-800-426-9763
Fax 1-541-885-3644

PLANNING DIRECTOR'S REPORT

DATE: June 13, 2013

TO: Board of County Commissioners

FROM: Bill Adams, Planning Director *mg for*

RE: Request from David and Linda Kalus to vacate the lot line between lots 3 and 4 of Block 25 Oregon Shores - Unit 2 (Tract 1113) (Map numbers R-3507-018DD-04900 & 05000).

ORS Chapter 368 provides as follows:

368.351 Vacation without hearing. A county governing body may make a determination about a vacation of property under ORS 368.326 to 368.366 without complying with ORS 368.346 if the proceedings for vacation were initiated by a petition under ORS 368.341 that indicates the owners' approval of the proposed vacation and that contains the acknowledged signatures of owners of 100 percent of private property proposed to be vacated and acknowledged signatures of owners of 100 percent of property abutting public property proposed to be vacated and either:...

(2) The planning director of the county files a written report with the county governing body in which the planning director, upon review, finds that an interior lot line vacation affecting private property complies with applicable land use regulations and facilitates development of the property subject to interior lot line vacation.

The purpose of the above referenced interior lot line vacation request is to remove interior lot lines established by Oregon Shores - Unit 2 (Tract 1113) situated in Section 18, Township 35 South, Range 7 East Willamette Meridian (see attached map) so the property owner can build structures across the entire area. The two existing lots are two separate tax lots (TL 4900 & 5000) being less than 1/2 acre in size each and zoned Rural Residential - 2 acre minimum lot size (R-2). Once the interior lot lines are vacated, they will become one unit of land.

I find that vacating the interior lot lines of the above referenced private property complies with all applicable land use regulations, is not detrimental to the public interest, and facilitates development of the property. No negative comments were received from agency review.