

2016-002470

Klamath County, Oregon



00183442201600024700030039

03/07/2016 11:47:54 AM

Fee: NO FEE

BOARD OF COUNTY COMMISSIONERS

KLAMATH COUNTY, OREGON

IN THE MATTER OF GRANTING )  
AN EXCEPTION TO STATEWIDE )  
PLANNING GOAL 3 AND )  
ADDING THE LIMITED USE )  
OVERLAY TO THE SUBJECT 90 )  
ACRE PROPERTY TO ALLOW A )  
SOLAR POWER GENERATING )  
FACILITY ON MORE THAN 20 )  
ACRES OF ARABLE LAND. )

ORDINANCE 44.106

**WHEREAS**, the Klamath County Board of Commissioners has the authority and desires to grant an exception to Statewide Planning Goal 3 and add the Limited Use Overlay to the subject property; and

**WHEREAS**, the Klamath County Planning Department provided written notice of the public hearing as required in KC Land Development Code Article 31; and

**WHEREAS**, a quasi-judicial public hearing was held on February 23, 2016, and a Staff Report was provided, and public testimony was considered before the Klamath County Planning Commission and Board of County Commissioners; and

**WHEREAS**, based on testimony entered and in consideration of the whole record, the Klamath County Planning Commission adopted as its own the findings of fact provided in the Application and Staff Report and, with the proposed Conditions of Approval, recommended approval of the exception to Statewide Planning Goal 3 and the addition of an Limited Use Overlay to the subject property to allow the proposed use; and, said recommendation was forwarded to the Klamath County Board of Commissioners; and

**WHEREAS**, the Klamath County Board of Commissioners voted to approve the Planning Commission recommendation to grant the exception and add the Limited Use Overlay to the subject property; and

**NOW, THEREFORE**, the Klamath County Board of Commissioners ordains that the exception to Statewide Planning Goal 3 is approved and adding the Limited Use Overlay to the subject property, as shown on the attached map marked as Exhibit "A," and incorporated herein by reference is hereby adopted.

DATED this 18<sup>th</sup> day of March 2016.

**FOR THE BOARD OF COMMISSIONERS**

**Out of Office Today**

Chairman

James Bellet  
Commissioner

Tom McLean  
Commissioner

3/1/2016  
County Counsel  
Approved as to form

**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 by mail at 550 Capitol Street NE, Suite 235, Salem Oregon 97301-2552). Failure to do so in a timely manner may affect your rights.

2,900  
Feet  
1 inch = 1,276 feet

R-3510-03300-00300-000

R-3510-00000-03400-000

Subject \_\_\_\_\_  
Site \_\_\_\_\_

R-3510-034D0-01100-000

EFU-CG

R-3610-00300-00700-000

R-3610-00000-00600-000  
EFU-CG

## Klamath County

- Vicinity -

Date Printed: 12-28-15

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