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BOARD OF COUNTY COMMISSIONERS

KLAMATH COUNTY, OREGON

IN THE MATTER OF AMENDING)
 THE LAND DEVELOPMENT CODE)
 TEXT TO MAKE CHANGES TO)
 ARTICLE 82 – CAMPING)

ORDINANCE 45.89

WHEREAS, the Klamath County Board of Commissioners has the authority and desires to amend the Land Development Code text; and

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

WHEREAS, a public hearing was held on May 23, 2017, and public testimony was considered before the Klamath County Planning Commission and Board of County Commissioners; and

WHEREAS the Klamath County Planning Commission forwarded a recommendation of approval; and

WHEREAS, on May 23, 2017, based on testimony entered and in consideration of the whole record, the Klamath County Board of Commissioners voted unanimously to approve the request in File No. CLUP 3-17.

NOW, THEREFORE, the Klamath County Board of Commissioners ordains that the amendments to the adopted Klamath County Land Development Code text, attached as Exhibit "1," and incorporated herein by reference are hereby adopted.

DATED this 31 day of May, 2017.

FOR THE BOARD OF COMMISSIONERS

Not Present

Chairman

Commissioner

Commissioner

County Counsel

Approved as to form

5/31/2017

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.

BEFORE THE KLAMATH COUNTY BOARD OF COMMISSIONERS

IN THE MATTER OF FILE NUMBER CLUP 3-17

FINAL ORDER

WHEREAS, Klamath County, applicant, proposed language amendments to Article 82 – Camping to the Klamath County Land Development Code; and

WHEREAS, the Klamath County Planning Department provided proper notice of a public hearing held on May 23, 2017 before the Klamath County Planning Commission and Board of County Commissioners; and

WHEREAS, the applicant submitted said request for the Land Development Code text amendment 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, the Planning Commission forwarded a recommendation for approval to the Board of County Commissioners; and

WHEREAS, the Board of County Commissioners concluded the application was in conformance with State Law, Klamath County Comprehensive Plan and Land Development Code, and acting within their authority unanimously APPROVED the request of Planning File CLUP 3-17.

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

The Klamath County Planning Director shall prepare for adoption by the Board of County Commissioners an ordinance amending the Klamath County Land Development Code text to reflect the proposed revisions as shown on attached Exhibit 1.

Dated this 31ST day of May, 2017

FOR THE BOARD OF COMMISSIONERS

Not Present

Chairman


Commissioner


Commissioner


County Counsel
Approved as to form

5/31/2017

NOTICE OF APPEAL RIGHTS

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EXHIBIT 1

Camping Amendment Language

Language to be deleted is enclosed in brackets and ~~struck out~~. Language to be added is shown in **bold**. All other language is from the current Land Development Code. Breaks in code language are indicated by ...

82.010 – PURPOSE

The purpose of this article is to establish standards for camping on private property, which is allowed in all zones, including inside Urban Growth Boundaries.

Camping is the occupancy of private property within a tent, tent-trailer, shelter (**not larger than 100 square feet**), vehicle, or recreational vehicle not within an authorized/designated camping facility.

Camping on public or private property beyond the time limits described in this section is prohibited, except for hunters with a current hunting license during an Oregon Dept. of Fish and Wildlife sanctioned hunting season.

82.20 – STANDARDS

~~[Camping is allowed for not more than 120 days in a calendar year. The camp must be in full compliance with all applicable health and sanitation regulations.]~~

- A. Camping on private property is allowed for up to 21 days in any 6 month period. No permit is required for the first 7 days. A permit is required for any stay between 8 and 21 days and must be posted at the property entrance for the duration of the stay. A minimum of 14 days is required between camping stays. The total number of days counted is per all contiguous property under the same ownership.**
- B. Camping is limited to the property owner or those who have written permission from the property owner.**

Outside of Urban Growth Boundaries, no more than a total of 2 vehicles, trailers with tow vehicles, or tents and a maximum of 12 people are allowed when a permit is required. Inside Urban Growth Boundaries, no more than 1 vehicle, trailer with tow vehicle or tent and a maximum of 4 people are allowed when a permit is required.

- C. Sewage disposal requires the following when a permit is required:**
 - a. Porta Potty, or Pit Privy (outhouse) which requires a septic evaluation prior to installation.**
 - b. Gray water disposal sump or recycled gray water.**

Where there is a public sewer system, no connection is allowed when camping.

- D. If a permit has not been issued and a complaint regarding camping for more than 7 days is received, the number of days counted toward camping will start at day 8 when the complaint is received.**
- E. RV's and any shelter or tent must meet the basic setbacks of the zone.**
- F. If garbage or trash accumulates at the site, including in trailers or vehicles, or is left at the site, the County may revoke the camping permit and/or not issue any future camping permits until the site is cleaned up.**