

2021-016989

Klamath County, Oregon



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11/10/2021 03:30:09 PM

Fee: NO FEE

BOARD OF COUNTY COMMISSIONERS

KLAMATH COUNTY, OREGON

IN THE MATTER OF CHANGING)
THE ZONING MAP)
DESIGNATION FROM RURAL)
RESIDENTIAL (R5) TO RURAL)
(R2) WITH AN OVERLAY)
RESTRICTING THE SIZE OF THE)
ANY FUTURE LOTS OR)
PARCEL TO MAXIMUM SIZE OF)
4.5 ACRES AND A MINIMUM)
SIZE OF 4 ACRES.

ORDINANCE 44.159

WHEREAS, the Klamath County Planning Commission has the authority and desires to amend the Official Klamath County Zoning Map; and

WHEREAS, the applicants submitted said request for the zone change in due form for consideration; and

WHEREAS, the subject property is described as Tax Lot 00202 in Section 13 in Township 23 South, Range 9 East Willamette Meridian; 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 quasi-judicial public hearing was held on September 28, 2021, and a Staff Report was provided, and public testimony was considered before the Klamath County Planning Commission; and


WHEREAS, based on testimony entered and in consideration of the whole record, the Klamath County Planning Commission adopted as its own findings of fact the applicant's statements provided in the Burden of Proof and the findings in the Staff Report and voted to **APPROVE** the amendment to the Zoning Map; and,

WHEREAS, the Klamath County Planning Director was directed by Final Order No. ZC 6-21 to draft this Ordinance to be approved by the Board of County Commissioners; and


NOW, THEREFORE, the Klamath County Board of Commissioners ordains that the amendment to the Klamath County Zoning Map, which is attached hereto and marked as Exhibit "A" and incorporated herein by reference, is hereby adopted changing the zone of the subject property from Rural Residential (R5) to Rural Residential (R2) with overlay restricting the size of the any future lots or parcel to a maximum size of 4.5 acres and minimum size 4 acres as shown on attached Exhibit A.

DATED this 9th day of November, 2021.

FOR THE BOARD OF COMMISSIONERS



Chair



Commissioner



Commissioner



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.

Exhibit "A"

Zone Change: Rural Residential (R5) to Rural Residential (R2) with overlay restricting the size of the any future lots or parcel to a maximum size of 4.5 acres and minimum size 4 acres

Map: 2309-01300 Tax Lot: 00202

REVISED 10-08-13

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

SECTION 13 T.23S. R.09E. W.M.
KLAMATH COUNTY

1"=100'

23 09 13
& INDEX

Subject Property of ZC 6-21
Zone change from R5 to R2 with
overlay restricting the size of the any
future lots or parcel to a maximum
size of 4.5 acres and minimum size 4
acres.

