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Fee: NO FEE

**BOARD OF COUNTY COMMISSIONERS  
KLAMATH COUNTY, OREGON**

IN THE MATTER OF APPROVAL OF	)	
AN EXCEPTION TO THE STATEWIDE	)	
FORESTRY GOAL (GOAL 4) AND THE	)	
ESTABLISHMENT OF A LIMITED USE	)	
OVERLAY TO ALLOW A 906-ACRE SOLAR	)	
FACILITY ON TWO TAX LOTS WITH A	)	
COMBINED ACREAGE OF 22,608 ACRES.	)	

**ORDINANCE 44.165**

**WHEREAS**, the Klamath County Board of Commissioners has the authority and desires to grant an exception to the Statewide Forestry Goal and to establish a limited use overlay to allow a solar facility; and

**WHEREAS**, the subject property is described as Tax Lot 100 in Section 33 of Township 40 South and Range 5 East Willamette Meridian, and Tax Lot 1100 in Section 4 and 9 of Township 41 South, Range 5 East Willamette Meridian; and

**WHEREAS**, a quasi-judicial public hearing was held before the Planning Commission on September 27, 2022 and a Staff Report was provided; and

**WHEREAS**, public testimony and the whole record was considered by the Klamath County Planning Commission and Board of County Commissioners at a second public meeting held on October 25, 2022; and

**WHEREAS**, based on oral and written testimony entered and in consideration of the whole record, the Klamath County Planning Commission accepted the applicant's responses to each criterion provided in the applicant's application narrative and supplemental submittals as Findings of Fact and, together with the Findings in the Staff Report, recommended approval to grant an exception to the Statewide Forestry Goal and establishment of a limited use overlay to allow a solar facility 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's recommendation to grant an exception to the Statewide Forestry Goal and establishment of a limited use overlay to allow a solar facility.

**NOW, THEREFORE,** the Klamath County Board of Commissioners ordains that the Amendments to the adopted Klamath County Comprehensive Plan and Zoning Map which are attached hereto, marked as Exhibit "A," and incorporated herein by reference are hereby adopted.

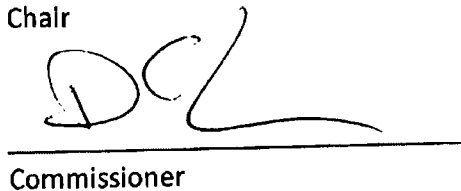
1. ***The Klamath County Comprehensive Plan – General Land Use Plan Map and Zoning Map are amended to reflect the exception to the Statewide Forestry Goal and establishment of a limited use overlay to allow a solar facility as proposed in File No. CLUP 3-22.***

DATED this 29 day of Nov, 2022.

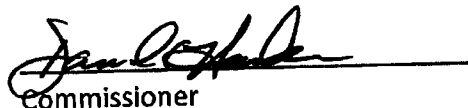
**FOR THE BOARD OF COMMISSIONERS**



Chair



Commissioner



Commissioner

**Out of Office Today**

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.