



**Oregon**

Theodore R. Kulungoski, Governor

**Department of Land Conservation and Development**

635 Capitol Street, Suite 150

Salem, OR 97301-2540

(503) 373-0050

Fax (503) 378-5518

[www.lcd.state.or.us](http://www.lcd.state.or.us)



**NOTICE OF ADOPTED AMENDMENT**

05/04/2009

**TO:** Subscribers to Notice of Adopted Plan  
or Land Use Regulation Amendments

**FROM:** Larry French, Plan Amendment Program Specialist

**SUBJECT:** City of Klamath Falls Plan Amendment  
DLCD File Number 006-08

The Department of Land Conservation and Development (DLCD) received the attached notice of adoption. A Copy of the adopted plan amendment is available for review at the DLCD office in Salem and the local government office.

Appeal Procedures\*

**DLCD ACKNOWLEDGMENT or DEADLINE TO APPEAL:** Friday, May 15, 2009

This amendment was submitted to DLCD for review prior to adoption. Pursuant to ORS 197.830(2)(b) only persons who participated in the local government proceedings leading to adoption of the amendment are eligible to appeal this decision to the Land Use Board of Appeals (LUBA).

If you wish to appeal, you must file a notice of intent to appeal with the Land Use Board of Appeals (LUBA) no later than 21 days from the date the decision was mailed to you by the local government. If you have questions, check with the local government to determine the appeal deadline. Copies of the notice of intent to appeal must be served upon the local government and others who received written notice of the final decision from the local government. The notice of intent to appeal must be served and filed in the form and manner prescribed by LUBA, (OAR Chapter 661, Division 10). Please call LUBA at 503-373-1265, if you have questions about appeal procedures.

**\*NOTE:** THE APPEAL DEADLINE IS BASED UPON THE DATE THE DECISION WAS MAILED BY LOCAL GOVERNMENT. A DECISION MAY HAVE BEEN MAILED TO YOU ON A DIFFERENT DATE THAT IT WAS MAILED TO DLCD. AS A RESULT, YOUR APPEAL DEADLINE MAY BE EARLIER THAN THE ABOVE DATE SPECIFIED.

**Cc:** Kelly O Neill, City of Klamath Falls  
Gloria Gardiner, DLCD Urban Planning Specialist

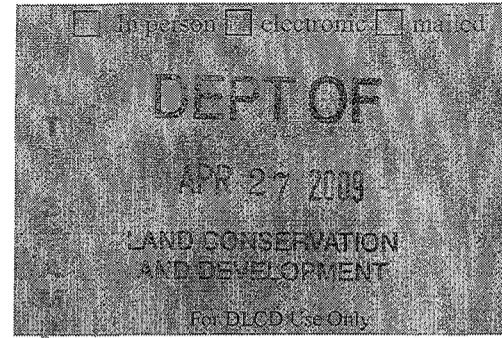
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MR OF 2

# DLCD

## Notice of Adoption

THIS FORM MUST BE MAILED TO DLCD  
WITHIN 5 WORKING DAYS AFTER THE FINAL DECISION  
PER ORS 197.610, OAR CHAPTER 660 - DIVISION 18



Jurisdiction: **City of Klamath Falls**

Local file number: **4-A-08**

Date of Adoption: **04/20/2009**

Date Mailed: **04/24/2009**

Was a Notice of Proposed Amendment (Form 1) mailed to DLCD? **Yes** Date: 12/19/2008

Comprehensive Plan Text Amendment

Comprehensive Plan Map Amendment

Land Use Regulation Amendment

Zoning Map Amendment

New Land Use Regulation

Other:

Summarize the adopted amendment. Do not use technical terms. Do not write "See Attached".

*ORS 222.170 and City of Klamath Falls procedures allow the City to annex property that has consented through an agreement. Properties annexed consented from 1981 through 2007. All properties are contiguous with City boundary lines. The total amount of acreage annexed is 48.59 acres.*

Does the Adoption differ from proposal? Yes, Please explain below:

*The proposal included another 24.66 acres. After hearing public testimony the acreage was reduced from 73.25 to 48.59 acres.*

Plan Map Changed from: **N/A**

to: **N/A**

Zone Map Changed from: **N/A**

to: **N/A**

Location: **See Maps**

Acres Involved: **48.59**

Specify Density: Previous: **N/A**

New: **N/A**

Applicable statewide planning goals:

**1**  **2**  **3**  **4**  **5**  **6**  **7**  **8**  **9**  **10**  **11**  **12**  **13**  **14**  **15**  **16**  **17**  **18**  **19**

Was an Exception Adopted?  YES  NO

Did DLCD receive a Notice of Proposed Amendment...

45-days prior to first evidentiary hearing?

Yes  No

If no, do the statewide planning goals apply?

Yes  No

If no, did Emergency Circumstances require immediate adoption?

Yes  No

DLCD file No. 006-08 (17290) [15496]

Please list all affected State or Federal Agencies, Local Governments or Special Districts:

CITY OF KLAMATH FALLS, Klamath County, Klamath County & Klamath Falls School Districts,  
South Suburban Sanitary, Qwest, PP&L, ODOT, Klamath County Fire District #1 & #4,  
Charter Communications, Basin Transit, Avista Gas

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Local Contact: Kelly O'Neill

Phone: (541) 883-5361 Extension: 369

Address: 226 S. 5th Street

Fax Number: 541-883-5390

City: Klamath Falls

Zip: 97601

E-mail Address: [koneill@ci.klamath-falls.or.us](mailto:koneill@ci.klamath-falls.or.us)

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### ADOPTION SUBMITTAL REQUIREMENTS

This form **must be mailed** to DLCD **within 5 working days after the final decision**  
per ORS 197.610, OAR Chapter 660 - Division 18.

1. Send this Form and TWO Complete Copies (documents and maps) of the Adopted Amendment to:

**ATTENTION: PLAN AMENDMENT SPECIALIST**  
**DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT**  
**635 CAPITOL STREET NE, SUITE 150**  
**SALEM, OREGON 97301-2540**

2. Electronic Submittals: At least **one** hard copy must be sent by mail or in person, but you may also submit an electronic copy, by either email or FTP. You may connect to this address to FTP proposals and adoptions: [webserver.lcd.state.or.us](http://webserver.lcd.state.or.us). To obtain our Username and password for FTP, call Mara Ulloa at 503-373-0050 extension 238, or by emailing [mara.ulloa@state.or.us](mailto:mara.ulloa@state.or.us).
3. Please Note: Adopted materials must be sent to DLCD not later than **FIVE (5) working days** following the date of the final decision on the amendment.
4. Submittal of this Notice of Adoption must include the text of the amendment plus adopted findings and supplementary information.
5. The deadline to appeal will not be extended if you submit this notice of adoption within five working days of the final decision. Appeals to LUBA may be filed within **TWENTY-ONE (21) days** of the date, the Notice of Adoption is sent to DLCD.
6. In addition to sending the Notice of Adoption to DLCD, you must notify persons who participated in the local hearing and requested notice of the final decision.
7. **Need More Copies?** You can now access these forms online at <http://www.lcd.state.or.us/>. Please print on **8-1/2x11 green paper only**. You may also call the DLCD Office at (503) 373-0050; or Fax your request to: (503) 378-5518; or Email your request to [mara.ulloa@state.or.us](mailto:mara.ulloa@state.or.us) - ATTENTION: PLAN AMENDMENT SPECIALIST.

2DD

**ORDINANCE NO. 09-06**

**A SPECIAL ORDINANCE ANNEXING CERTAIN PARCELS OF PROPERTY TO THE CITY OF KLAMATH FALLS, LOCATED ADJACENT TO LAKESHORE DRIVE, OLD FORT ROAD, HOMEDALE ROAD, STURDIVANT AVENUE, MALLARD LANE, GREENSPRINGS DRIVE, EMERALD STREET, CREGAN AVENUE, BALSAM DRIVE, AND ORINDALE ROAD, ESTABLISHING THE CITY ZONING DESIGNATIONS OF SINGLE FAMILY RESIDENTIAL, MEDIUM DENSITY RESIDENTIAL, AND INDUSTRIAL AS APPLICABLE TO EACH PARCEL, DECLARING AN EFFECTIVE DATE FOR THE ANNEXATION OF JANUARY 1, 2010 AND PROVIDING FOR LIMITED, PARTIAL CITY TAX ABATEMENTS PURSUANT TO ORS 222.111(3)**

**WHEREAS**, there has been submitted to the City of Klamath Falls a written proposal for annexation of certain parcels of real property by the City of Klamath Falls; all such parcels are hereinafter described; and

**WHEREAS**, the current or previous owners of all the affected parcels have entered into annexation agreements consenting to annexation in exchange for immediate access to City utilities and memoranda of all such agreements have been recorded in the property records of Klamath County; and

**WHEREAS**, hearing notices were duly given and a public hearing was held on February 9, 2009, at which time the Planning Commission considered all evidence and objection regarding the proposed annexation of the described parcels and recommended approval of the annexation to City Council; and

**WHEREAS**, hearing notices were duly given and the City Council held a public hearing on March 2, 2009, on the recommendation of and including the record of the Planning Commission concerning the proposed annexations; and

**WHEREAS**, pursuant to such record and hearing the City Council has determined the annexation of the parcels described herein to be in compliance with the Community Development Ordinance and the Comprehensive Plan; and

**WHEREAS**, pursuant to ORS 222.111(3) the City has agreed to partial City property tax abatements for a period of five (5) fiscal years; and

**WHEREAS**, the City Council adopted the findings of the Planning Commission, as modified by City staff, which are attached hereto as Exhibit C and incorporated by this reference; **NOW, THEREFORE,**

**THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:**

**Section 1.**

The following parcels of property, consisting of approximately 48.59 acres as shown on the maps attached hereto as Exhibits A and B and legally described below, are hereby annexed to the City of Klamath Falls, with the City zoning designations as indicated with each parcel:

1. **Abell (R-3908-012DB-02000)** *(See Assessor's map at Page 15)*  
**Zoning: Single Family Residential**  
Northerly 120 feet of East 120 feet Lot 10 De Witt Home Tract, located in the NW ¼ SE ¼, Section 12, T39S, R8E, WM, Klamath County, Oregon.
2. **Anderson (R-3809-035DB-04100 through 05102)** *(See Assessor's map at Page 9)*  
**Zoning: Single Family Residential**  
Tract 1420-Sherwood Forest Subdivision, according to the official plat thereof on file in the office of the Klamath County Clerk, situated in the NW¼ SE¼ of Section 35, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.
3. **Cooper (R-3909-007BC-01000)** *(See Assessor's map at Page 13)*  
**Zoning: Single Family Residential**  
Lots 90, 91, 92 and 130 of Cregan Park Addition, located in the SW ¼ NW ¼, Section 7, T39S, R9E, WM, Klamath County, Oregon.
4. **Greater Klamath Development Corporation (R-3909-005D0-01000 & 01002)** *(See Assessor's map at Page 11)*  
**Zoning: Industrial**  
Parcel 1 and Parcel 2 of Land Partition No. 63-97, according to the official plat thereof on file in the office of the Klamath County Clerk, situated in the SE¼ SE¼ of Section 5, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.
5. **Massey (R-3909-007BC-00305)** *(See Assessor's map at Page 13)*  
**Zoning: Single Family Residential**  
Lots 175 and 176 of Cregan Park, located in the SW ¼ NW ¼, Section 7, T39S, R9E, WM, Klamath County, Oregon.
6. **Merkel (R-3808-025DA-02700)** *(See Assessor's map at Page 7)*  
**Zoning: Single Family Residential**  
Easterly ½ Lot 9, Lakeshore Gardens, Tax Lot 2700, located in the NE ¼ SE ¼, Section 25, T38S, R8E, WM, Klamath County, Oregon.
7. **Mitchell (3808-025DA-00900)** *(See Assessor's map at Page 7)*  
**Zoning: Single Family Residential**  
Lot 13 B Lakeshore Gardens, located in the NE ¼ SE ¼, Section 25, T38S, R8E, WM, Klamath County, Oregon 97603.

**8. Mouchawar (R-3909-005CD-08901 & 09000) (See Assessor's map at Page 12)**

**Zoning: Medium Density Residential**

All of Blocks 8 and 9 and Lots 1, 2, 3, 4, 5, and 6 in Block 10 of Vacated Fairfield Subdivision, situated in the SE1/4 SW1/4 of Section 5, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon. Together with all of the vacated alleys running through said Block 8 and 9; all of vacated Elk (Ailsa) Avenue, between Greensprings Drive and Lilac (Kesterson) Street; all of vacated Lilac (Kesterson) Street, between the south right of way line of Dover (Fairfield) Avenue and the south right of way line of vacated Elk (Ailsa) Avenue.

**9. Smith, David and Hesla (R-3909-011DD-04600 through 05800) (See Assessor's map at Page 10)**

**Zoning: Single Family Residential**

Tract 1412 – Lauren Estates, situated in the SE ¼ SE ¼ of Section 11, T39S, R9EWM, Klamath County, Oregon. Beginning at a 2" iron pipe marking the initial point, said point being the intersection of the south line of said Section 11 bears S89°55'40"E 20.00 feet; thence N89°55'40"W, along the said south line, 647.47 feet to the southeast corner of "Tract 1072 – Third Addition to Cypress Villa"; thence, along the east boundary of said "Tract 1072", N00°04'20"E 150.00 feet, N04°41'20"E 60.20 feet and N00°04'20"E 120.00 feet; thence leaving said boundary, S89°55'30"E 640.57 feet to the said west line of the USBR A-3 Lateral; thence S00°17'02"E 330.00 feet to the point of beginning. The total area of this subdivision is 3.95 acres, more or less.

**10. Smith, Theodore and Jacqueline (R-3909-00700-02000 and R-3909-007CB-10800)**

*(See Assessor's maps at Pages 16 and 17)* **Zoning: Single Family Residential**

The W ½ SW ¼ SW ¼ of Section 7, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon. Also, all that portion of the NW ¼ of SW ¼ of Section 7, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon described as follows: Beginning at the Northwest corner of SW ¼ of SW ¼ of said section; thence East along the South line of NW ¼ of SW ¼ of said section, 40 feet; thence North to the highway through said NW ¼ of SW ¼; thence West along the Highway to point North of the point of beginning; thence South to the point of beginning, said parcel also being described as the West 40 feet of Lot 15, Block 8, Lenox Addition, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

**11. Thompson, Bernie and Patricia (R-3909-007BC-02800) (See Assessor's map at Page 13)**

**Zoning: Single Family Residential**

Lots 16, 17, 34, and 35 of Cregan Park Subdivision according to the official plat thereof on file in the office of the Klamath County Clerk, situated in the SW1/4 NW1/4 of Section 7, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

**12. United Pentecostal Church (R-3809-028DB-00101, 00400, & 00500) (See Assessor's map at Page 8)**

**Zoning: Medium Density Residential**

A tract of land situated in the N 1/2 SE 1/4 of Section 28, Township 38 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the Southerly right-of-way line of Loma Linda Drive, from which the CE 1/16 corner of said Section 28 bears North 15° 13' West 631.40 feet and South 89° 10' East 106.09 feet; thence South 15° 13' East, 177.74 feet to the Northerly right-of-way line of Loma Linda Drive; thence South 34° 59' West, along said Northerly right-of-way line, 368.28 feet to the beginning of a 542.96 foot radius curve to the right; thence southwesterly along the arc of said curve (central angle = 04°21'31") a distance of 41.30 feet, to a point on the north right of way line of Old Fort Road; thence South 46° 29' West, along said Old Fort Road right of way line, 120.36 feet; thence North 15°13' West, 366.4 feet; North 46°29' East, 138.38 feet to the southerly right of way line of Loma Linda Drive and a point on the arc of a 160.22 foot radius curve to the left; thence northeasterly along the arc of said curve (central angle= 60°01'02") a distance of 167.83 feet; thence North 45° 36' East 118.68 feet to the beginning of a 65.49 foot radius curve to the right; thence northeasterly along the arc of said curve (central angle = 32° 41' 12") a distance of 37.36 feet to the Point of Beginning, containing 2.72 acres more or less. Bearings based on record of survey No. 4362 as filed in the office of the Klamath County Surveyor.

#### **Section 2.**

The effective date for the annexation of all parcels described herein shall be January 1, 2010.


#### **Section 3.**

Pursuant to ORS 222.111(3), the rate of taxation by the City for City real property taxes due in the annexed territory, as described in Section 1 of this Ordinance, (hereinafter collectively referred to as "City Taxes") shall be as follows:

- Tax Year 1 (July 1, 2010 – June 30, 2011): Owner pays \$.80 of City tax rate per \$1,000.00 of taxable assessed property value;
- Tax Year 2 (July 1, 2011 – June 30, 2012): Owner pays \$1.60 of City tax rate per \$1,000.00 of taxable assessed property value;
- Tax Year 3 (July 1, 2012 – June 30, 2013): Owner pays \$2.40 of City tax rate per \$1,000.00 of taxable assessed property value;
- Tax Year 4 (July 1, 2013 – June 30, 2014): Owner pays \$3.20 of City tax rate per \$1,000.00 of taxable assessed property value;
- Tax Year 5 (July 1, 2014 and thereafter): 0% abatement of City Taxes; Owner pays 100% of City tax rate.

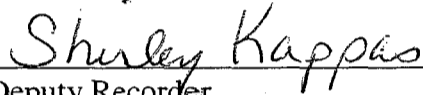
Passed by the Council of the City of Klamath Falls, Oregon, the 20<sup>th</sup> day of April, 2009.

Presented to the Mayor, approved and signed this 21<sup>st</sup> day of April, 2009.



\_\_\_\_\_  
Mayor

ATTEST:



\_\_\_\_\_  
Deputy Recorder

STATE OF OREGON                    }  
COUNTY OF KLAMATH            }       SS  
CITY OF KLAMATH FALLS        }

I, \_\_\_\_\_, Recorder (Deputy Recorder) for the City of Klamath Falls, Oregon, do hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted by the Council of the City of Klamath Falls, Oregon at the meeting on the 20<sup>th</sup> day of April, 2009 and therefore approved and signed by the Mayor and attested by the Deputy Recorder.

\_\_\_\_\_  
City Recorder (Deputy Recorder)

Exhibit A  
VICINITY MAP

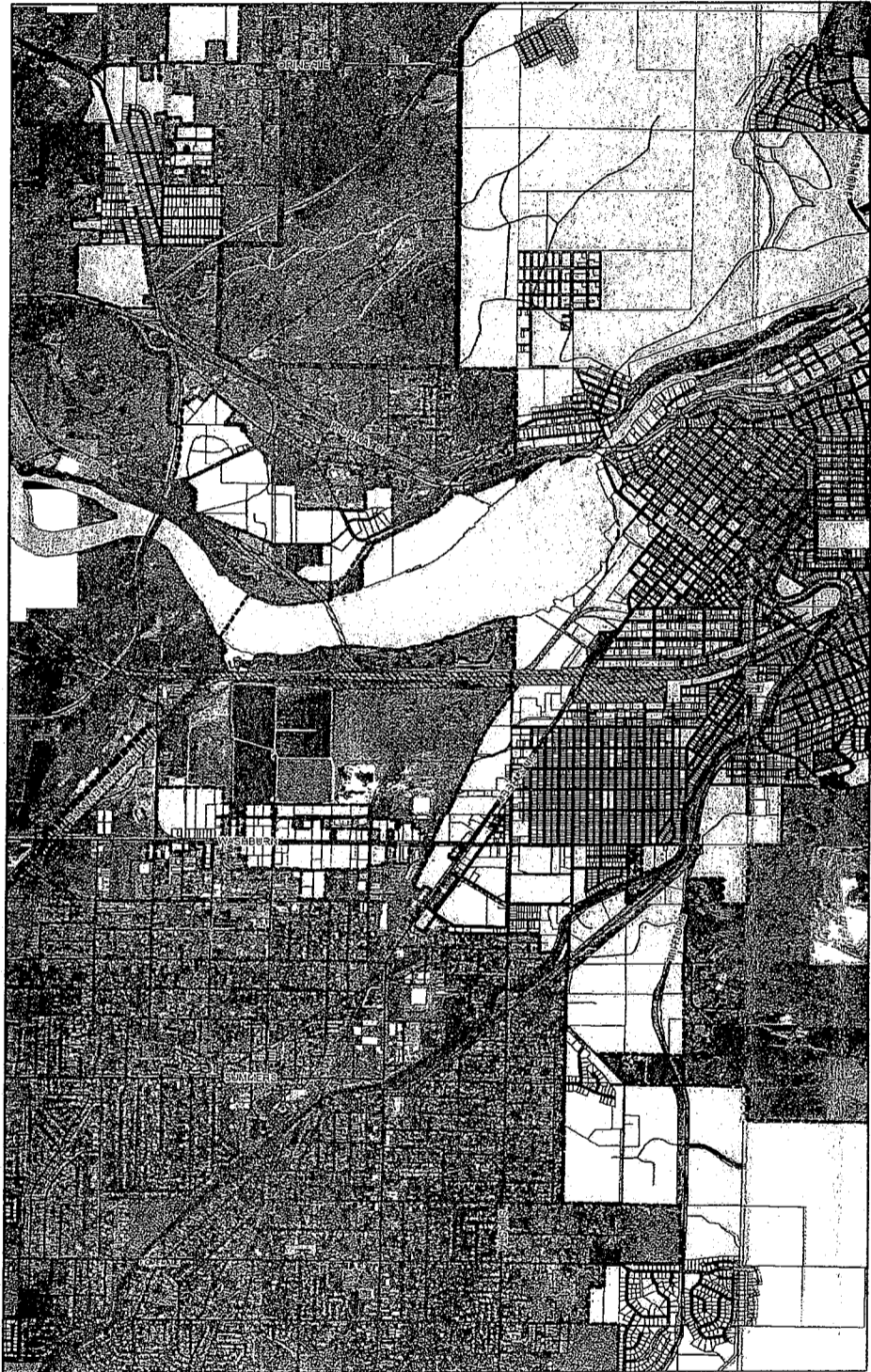
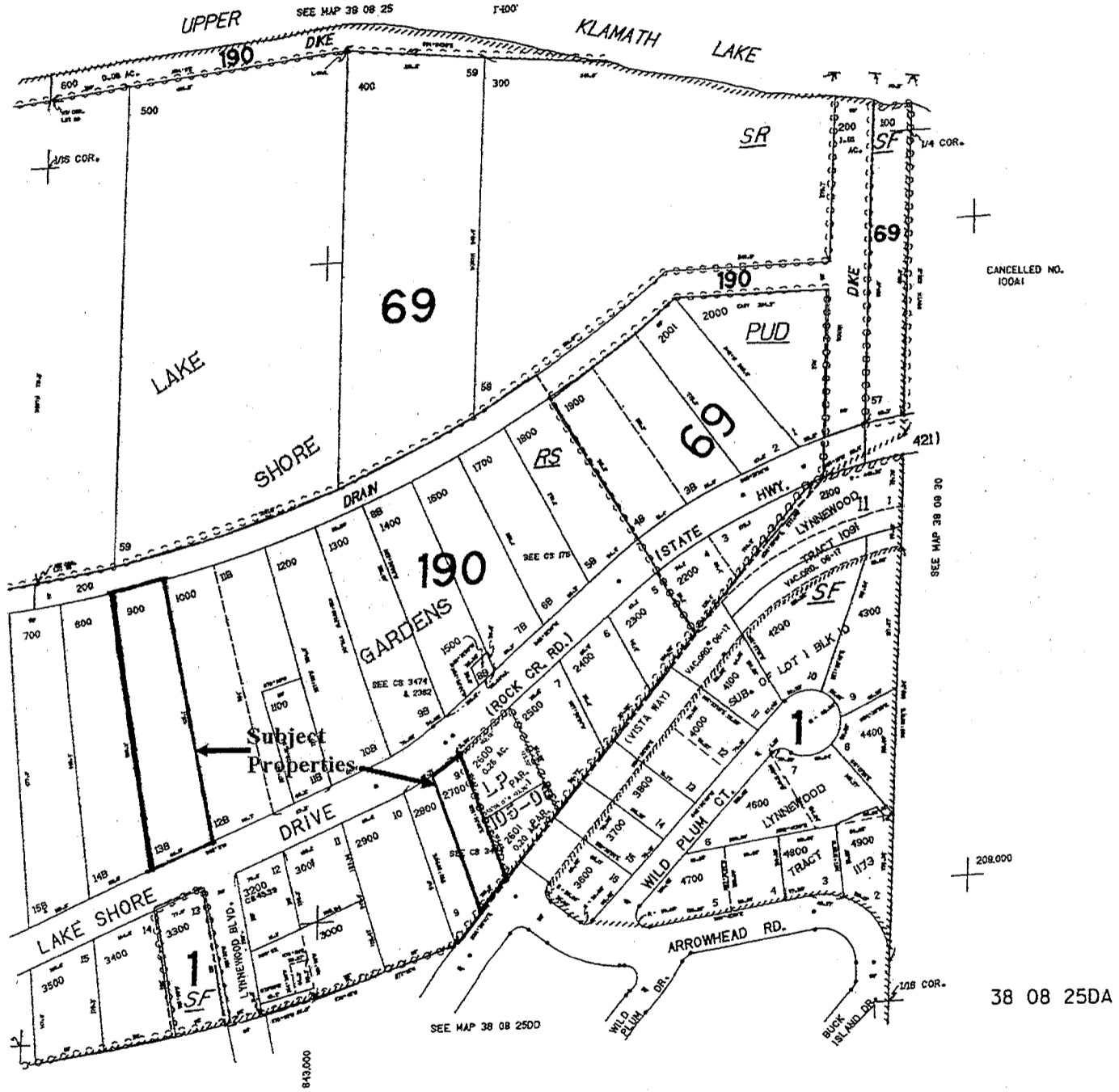


Exhibit B  
10 Assessor Maps

REVISED 3-6-08  
THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY.

NE 1/4 SE 1/4 SEC. 25 T.38S. R.08E. WM.  
KLAMATH COUNTY

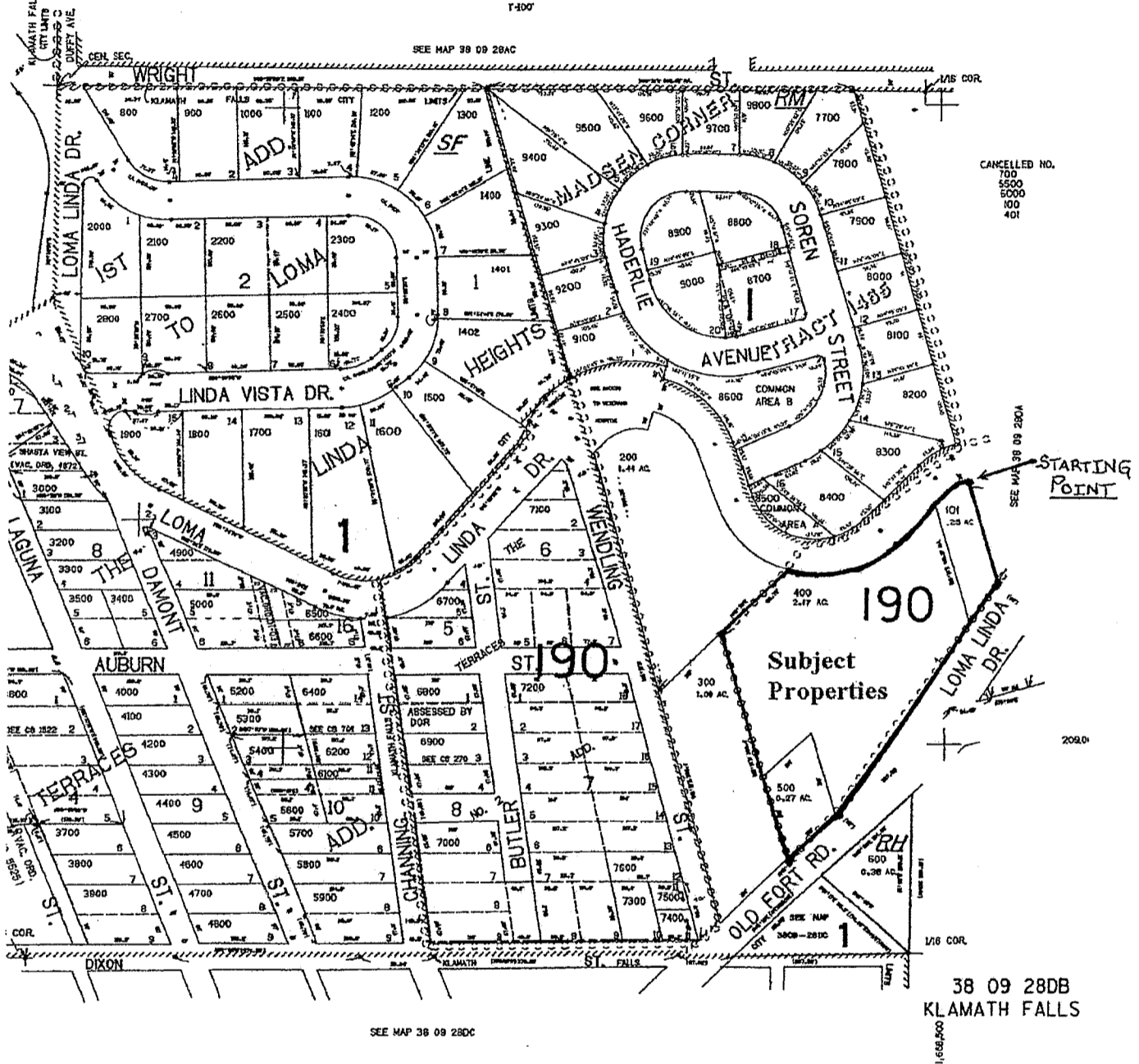
38 08 25DA



REVISED 7-9-08  
THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

NW1/4 SE1/4 SEC. 28 T.38S. R.09E. W.M.  
KLAMATH COUNTY

38 09 28DB  
KLAMATH FALLS



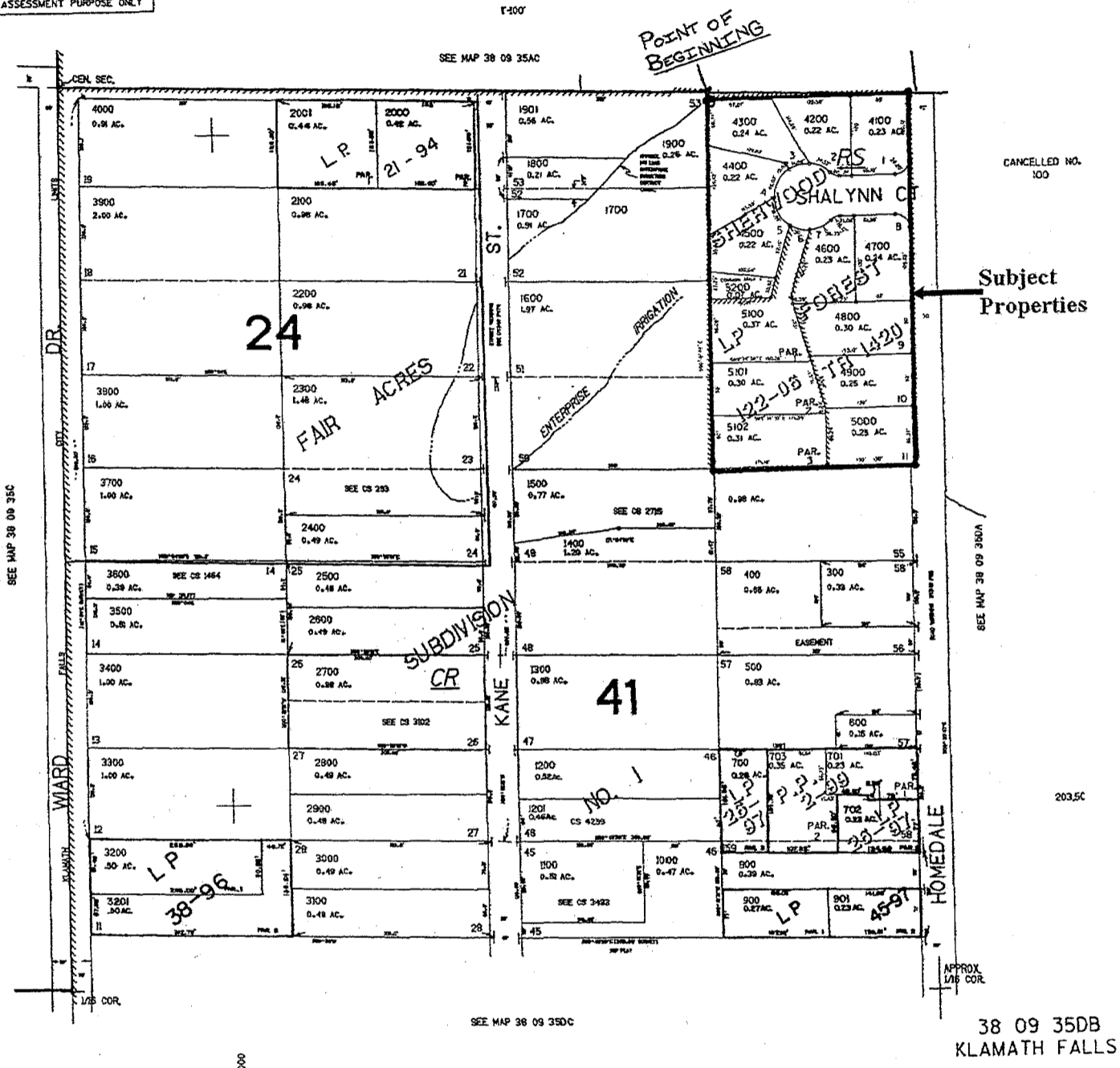
SEE MAP 38 09 28DC

38 09 28DB  
KLAMATH FALLS

REVISED 10-19-07  
THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

NW1/4 SE1/4 SEC. 35 T.38S. R.09E. W.M.  
KLAMATH COUNTY

38 09 35DB  
KLAMATH FALLS







REVISED 6-27-08

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

SE1/4 SW1/4 SEC. 05 T.39S. R.09E. W.M.  
KLAMATH COUNTY

39 09 05CD

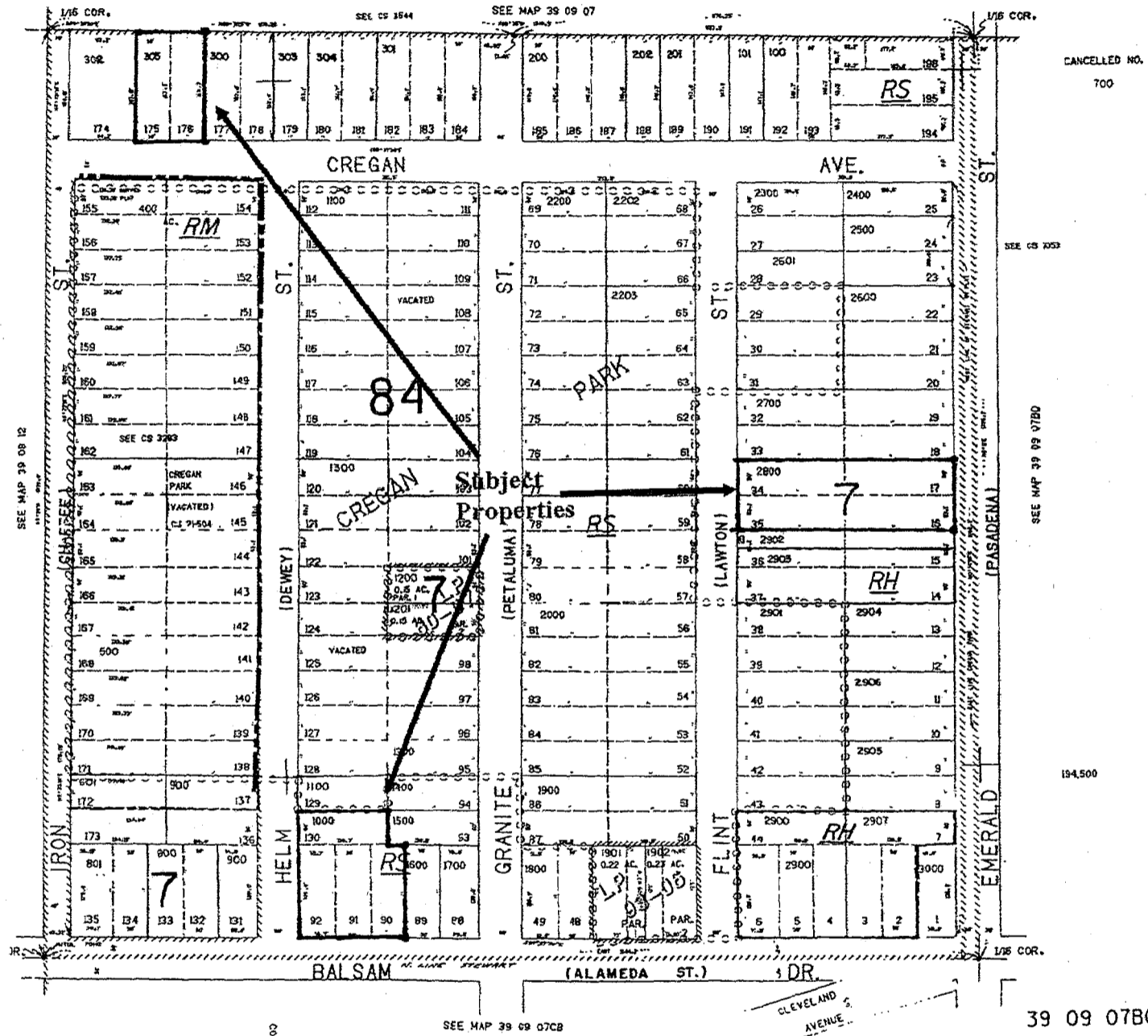


REVISED 2-28-08  
THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

SW1/4 NW1/4 SEC. 07 T.39S. R.09E. W.M.  
KLAMATH COUNTY

39 09 07BC

1-409



CANCELLED NO.  
700

194,500

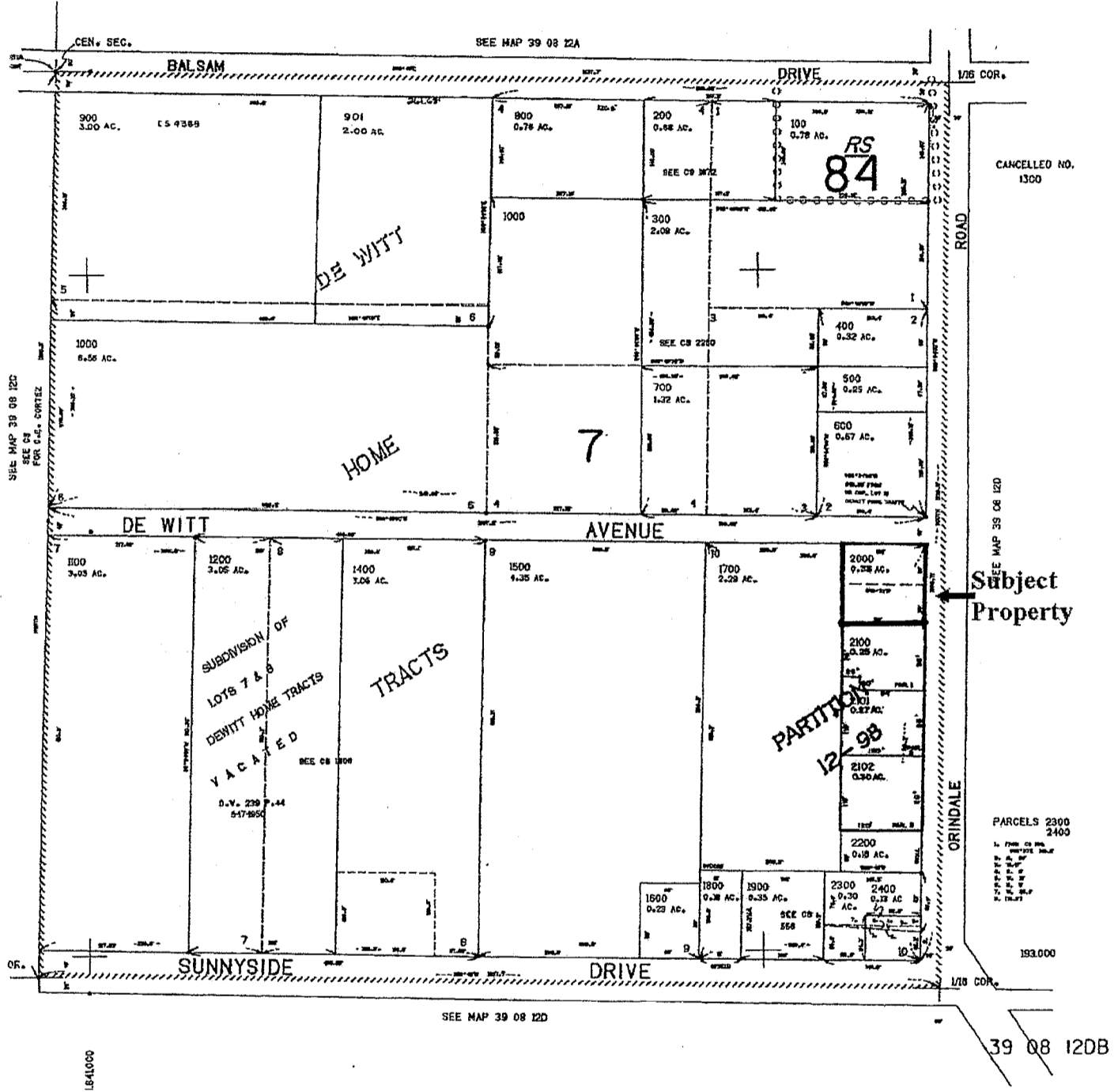
39 09 07BC

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

NW1/4 SE1/4 SEC. 12 T.39S. R.08E. W.M.  
KLAMATH COUNTY

39 08 12DB

1"=400'

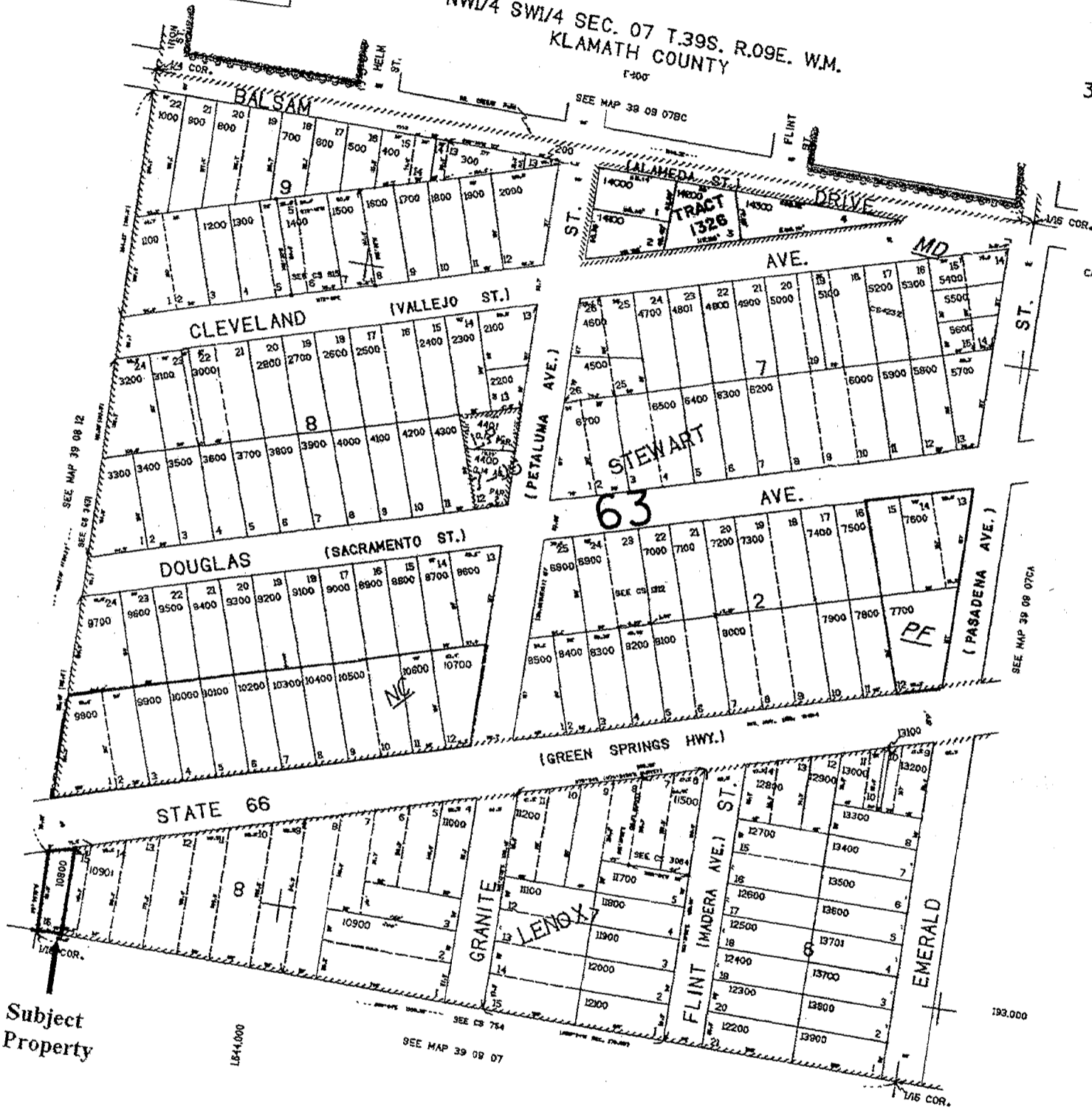


REVISED 1-30-07

HIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

NW1/4 SW1/4 SEC. 07 T.39S. R.09E. W.M.  
KLAMATH COUNTY

39 09 07CB



CANCELLED NO.  
 100  
 11300  
 11400  
 11500  
 5100  
 1201  
 6600

Subject Property

39 09 07CB

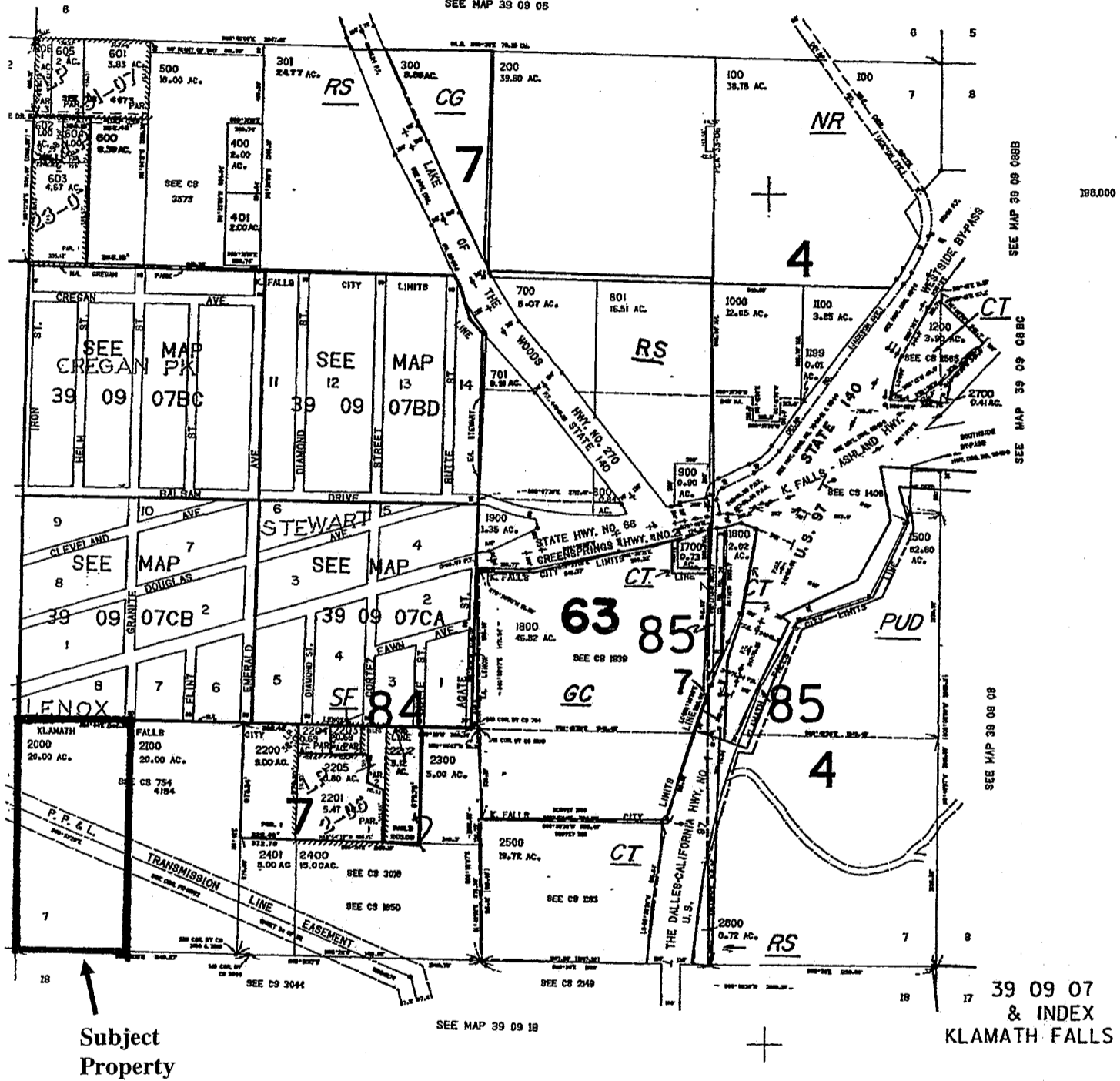
REVISED 1-10-08  
S MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

SECTION 07. T.39S. R.09E. W.M.  
KLAMATH COUNTY

39 09 07  
& INDEX  
KLAMATH FALLS

1"=400'

SEE MAP 39 09 06



**Exhibit C  
FINDINGS**

RELEVANT REVIEW CRITERIA AND PROPOSED FINDING

This proposal is being reviewed according to the provisions of the Klamath Falls Community Development Ordinance (Chapters 10-14), specifically Sections 13.105 to 13.140, regarding Annexations.

Criterion: *The annexation conforms to the Comprehensive Plan.*

- 1) *The annexation will not encroach upon agricultural ground.*

Facts and Analysis

The proposed annexation involves land that is already developed or approved for development within the Urban Growth Boundary. Said land is not zoned Exclusive Farm Use (EFU) and is in conformance with Oregon Statewide Planning Goal 3: Agricultural Lands, OAR 660-015-0000(3). Property located at 3810 Emerald Street, otherwise known as R-3909-00700-02100, was removed from this proposed annexation because the 20 acre parcel is used for agricultural purposes. Since this 20 acre parcel will be used for farmland practices for the foreseeable future, allowing the property to remain in Klamath County jurisdiction is appropriate. Once the agricultural practices cease and the property becomes sub-dividable the 20 acres should be annexed.

- 2) *The annexation will not encroach upon forestland.*

Facts and Analysis

The proposed annexation involves land that is already developed or approved for development within the Urban Growth Boundary. Said land is not zoned Forestry/Range (FR) and is in conformance with Oregon Statewide Planning Goal 4: Forest Lands, OAR 660-015-0000(4).

- 3) *The annexation will help conserve open space and protect natural resources.*

Facts and Analysis

The proposed annexation involves land that is already developed or approved for development within the Urban Growth Boundary. Said land is not zoned for Open Space or Natural Resource Preservation and is in conformance with Oregon Statewide Planning Goal 5: Natural Resources, Scenic and Historic Areas, and Open Spaces, OAR 660-015-0000(5).

- 4) *The annexation will not adversely affect the quality of the community's air, water, and land resources.*

Facts and Analysis

The proposed annexation involves land that is already developed or approved for development within the Urban Growth Boundary. Annexation of said land will not adversely affect the quality of air, water, or land resources and is in conformance with

Oregon Statewide Planning Goal 6: Air, Water, and Land Resources Quality, OAR 660-015-0000(6).

- 5) *The annexation will not endanger life or property from natural disasters or hazards.*

Facts and Analysis

The proposed annexation will not increase the probability of endangering life or property from natural disasters or hazards. Annexation of said land is in conformance with Oregon Statewide Planning Goal 7: Areas Subject to Natural Hazards, OAR 660-015-0000(7).

- 6) *The annexation will help satisfy the citizen's recreation needs.*

Facts and Analysis

The proposed annexation will not affect the citizen's recreational needs. Annexation of said land is in conformance with Oregon Statewide Planning Goal 8: Recreational Needs, OAR 660-015-0000(8).

- 7) *The annexation will help satisfy the community's housing need.*

Facts and Analysis

The proposed annexation will not affect the community's housing needs. Annexation of said land is in conformance with Oregon Statewide Planning Goal 10: Housing, OAR 660-015-0000(10).

- 8) *The annexation will diversify and improve the community economy.*

Facts and Analysis

The proposed annexation will not affect the community's economic needs. Annexation of said land is in conformance with Oregon Statewide Planning Goal 9: Economic Development, OAR 660-015-0000(9).

- 9) *The annexation will create a timely, orderly, and efficient arrangement of public facilities and services.*

Facts and Analysis

The proposed annexation involves land and rights-of-way that are already developed or approved for development within the Urban Growth Boundary. Annexation of said land will create a timely, orderly, and efficient arrangement of public facilities and services and is in conformance with Oregon Statewide Planning Goal 11: Public Facilities and Services, OAR 660-015-0000(11). **“Local Governments should not allow the establishment or extension of sewer systems outside urban growth boundaries or unincorporated community boundaries.”** Land being annexed would be extended the full range of general fund City services, including City law enforcement.

- 10) *The annexation will help provide a safe, convenient and economic transportation system.*

Facts and Analysis

The proposed annexation involves land and rights-of-way that are already developed or approved for development within the Urban Growth Boundary. Annexation of said land will help provide a safe, convenient, and economic transportation system and is in conformance with Oregon Statewide Planning Goal 12: Transportation, OAR 660-015-0000(12).

*11) The annexation will aid in conserving energy*

Facts and Analysis

The proposed annexation will not affect the community's ability to conserve energy. Annexation of said land is in conformance with Oregon Statewide Planning Goal 13: Energy Conservation, OAR 660-015-0000(13).

*12) The annexation will promote an orderly and efficient transition from rural to urban land uses*

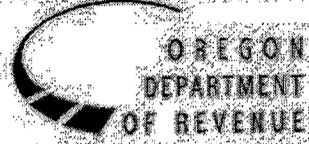
Facts and Analysis

The proposed annexation involves land that is already developed or approved for development within the Urban Growth Boundary. The proposed annexation will promote an orderly and efficient transition from rural to urban land uses. Annexation of said land is in conformance with Oregon Statewide Planning Goal 14: Urbanization, OAR 660-015-0000(14). **"Land within urban growth boundaries shall be considered available for urban development."** Land currently under County jurisdiction could become more urbanized/dense with the proposed annexation. For example, land in Suburban Residential (RS) in the County has to have a minimum lot size of 10,000 sq ft. However, land in Single Family Residential (SF) in the City can have a minimum lot size of 7,000 sq ft.

Findings

The proposed annexation conforms to the comprehensive plan. **This criterion is met.**

**DOR 18-P32-2009  
Preliminary Review**



Cadastral Information Systems Unit  
PO Box 14380  
Salem, OR 97309-5075  
(503) 945-8297, fax 945-8737

City of Klamath Falls  
Planning Department  
Attn: Kelly O'Neill  
P.O. Box 237  
Klamath Falls, OR 97601

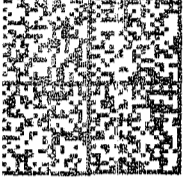
Date: 2/23/2009

This letter is to inform you that the map and description for your PLANNED Klamath Falls Proposed Annexation (4-A-08) in Klamath County have been reviewed per your request. They MEET the requirements for use with an Order, Ordinance, or Resolution which must be submitted in final form before March 31, 2009 per ORS 308.225.

**Preliminary  
Review**

If you have any questions please contact: Robert Ayers 503-945-8883

OF KLAMATH FALLS  
LANDS DEPARTMENT  
P.O. Box 237  
Klamath Falls, OR 97601



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04/24/2009

Mailed From 97601

US POSTAGE

ATTN: Plan Amendment Specialist  
Dept. of Land Conservation & Development  
635 Capitol Street NE, Suite 150  
SALEM, OR 97301-2540