

APPLICANT'S STATEMENT OF UNDERSTANDING

I, _____, have filed an application for the **alteration, restoration of replacement of a lawfully established dwelling** pursuant to Oregon Revised Statutes 215.283(1)(p) and 215.291 with the Malheur County Planning Department to be reviewed and processed according to State and County requirements. The location of the existing dwelling that will be altered, restored or replaced is tax lot # _____, Assessor's map # _____, Reference number # _____, My signature below affirms that I have discussed my application with the Planning Department, and that I acknowledge the following disclosures:

1. I understand that any representations, conclusions or opinions expressed by staff in the pre-application review of this request do not constitute final authority or approval, and that I am not entitled to rely upon any such expressions in lieu of formal approval of my request.
2. I understand I may ask questions and receive input from planning staff, but acknowledge that I am ultimately responsible for all information or documentation submitted with this application. I further understand that planning staff cannot legally bind the County to any fact or circumstance which conflicts with State and local laws, and in the event a conflict occurs, the statement or agreement is null and void.
3. I understand I have the burden of proving my request meets State Statutes and Malheur County ordinance requirements and that I must address all of the criteria that apply. The criteria for approving or denying my request for the **alteration, restoration or replacement of a lawfully established dwelling** have been furnished to me as part of this application.
4. I understand that the dwelling to be replaced was a lawfully established dwelling that has, or formerly had:
 - A. Intact exterior walls and roof structure;
 - B. Indoor plumbing consisting of a kitchen sink, toilet and bathing facilities connected to a sanitary waste disposal system;
 - C. Interior wiring for interior lights;
 - D. A heating system.
5. I understand that an application must be filed within three (3) years following the date that the dwelling last possessed all the features listed above.
6. I understand that in the case of replacement, the dwelling to be replaced will be removed, demolished or converted to an allowable nonresidential use within three months of the completion of the replacement dwelling.
7. I understand the construction of a replacement dwelling approved under this section must commence no later than four (4) years after the approval of the application under this section becomes final.

8. I understand that if the structure is to be converted to a nonresidential use, the kitchen and bathroom facilities will have to be removed from the structure.
9. I understand planning staff is entitled to ask for additional information or documentation any time after the submission of this application if it is determined such information is needed for review and approval.

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