

BEFORE THE LAND USE BOARD OF APPEALS
OF THE STATE OF OREGON

JAN 29 2 50 PM '82

1
2
3 CHARLES BOTTGER and PATRICIA)
4 BOTTGER, husband and wife,)
5 et al,)
6)
7 Petitioners,)
8)
9 v.)
10)
11 LINCOLN CITY, a municipal)
12 corporation, and GEORGE)
13 MARSHALL COMPANY, an Oregon)
14 corporation,)
15)
16 Respondents.)

LUBA NO. 81-133
FINAL OPINION
AND ORDER

10 Appeal from Lincoln City.

11 Robert Blackmore
12 Thompson, Adams & Debast
13 Hall Street Station
14 4500 SW Hall Blvd.
15 Beaverton, R 97005

Peter C. Richter
Richard A. Cantlin, Jr.
900 SW Fifth Avenue
Portland, OR 97204

14 Dennis L. Bartoldus
15 Attorney at Law
16 PO Box 1270
Newport, OR 97365

Fred Ronnau
Legal Counsel
Star Route S, Box 195
South Beach, OR 97366

17 Cox, Referee; Reynolds, Chief Referee; Bagg, Referee;
18 participated in the decision.

19 Dismissed.

1/29/82

20 You are entitled to judicial review of this Order.
21 Judicial review is governed by the provisions of Oregon Laws
22 1979, ch 772, sec 6(a).
23
24
25
26

1 COX, Referee.

2 Based upon the stipulation of the parties agreeing that
3 petitioners have withdrawn their objection to the issuance of a
4 permit for the construction of a 650-unit multi-family
5 residence to be located in Lincoln Ciy, Lincoln County Oregon,
6 as set forth in their notice of intent to appeal, and that such
7 construction may continue without interruption, interference or
8 objection by petitioners, it is ordered the above matter is
9 dismissed with prejudice, and petitioners shall be returned
10 their \$150 deposit for costs.

11 Dismissed.

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26