

LAND USE
BOARD OF APPEALS

BEFORE THE LAND USE BOARD OF APPEALS ~~MAY~~ 5 4 19 PM '82
OF THE STATE OF OREGON

CHARLES C. HEDGES and FLORENCE)
L. HEDGES, husband and wife,)

Petitioners,)

v.)

CURRY COUNTY BOARD OF)
COMMISSIONERS,)

Respondent.)

LUBA NO. 82-018
FINAL OPINION
AND ORDER

Appeal from Curry County.

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& Babin
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Brookings, Oregon 97415

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

Dismissed. 5/5/82

You are entitled to judicial review of this Order.
Judicial review is governed by the provisions of Oregon Laws
1979, ch 772, sec 6(a).

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1 COX, Referee.

2 Petitioners have filed a motion to dismiss on the grounds
3 and for the reasons that the Respondent has voided its grant of
4 variance complained of in Petitioners' Notice of Intent to
5 Appeal and has further directed the real party in interest,
6 Mrs. Margaret Ogg, to conform to the setback requirements of
7 the Curry County Zoning Ordinance. Therefore, based upon
8 petitioners' motion and the order of the Curry County Board of
9 Commissioners voiding the variance granted to the applicant,
10 Mrs. Margaret Ogg, this appeal is dismissed.

11 Further, Respondent shall reimburse petitioners for the \$50
12 filing fee and petitioners' \$150 deposit for costs shall be
13 returned.

14 Dismissed.

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