

1 BEFORE THE LAND USE BOARD OF APPEALS
2 OF THE STATE OF OREGON
3

4 DAVE PILATE, ROBERT WHITCOMB,)
5 RICHARD TRAMP, and COALITION FOR)
6 RESPONSIBLE GROWTH, INC.,)

7)
8 Petitioners,)
9)

10 vs.)

11)
12 CITY OF BANKS,)

13)
14 Respondent,)
15)

16 and)

17)
18 PRESIDENTIAL DEVELOPMENT CORP.)
19 and CHRIS LIU as Trustee of)
20 E. B. S. TRUST,)

21)
22 Intervenors-Respondent.)
23

LUBA No. 94-238

FINAL OPINION
AND ORDER

24
25 Appeal from City of Banks.

26
27 Robert S. Simon, Oregon City, represented petitioners.

28
29 Jim Lucas, City Attorney, Banks, and Timothy Sercombe,
30 Portland, represented respondent.

31
32 John W. Shonkwiler, Tigard, represented intervenors-
33 respondent.

34
35 LIVINGSTON, Referee; HANNA, Chief Referee; GUSTAFSON,
36 Referee, participated in the decision.

37
38 DISMISSED 11/15/96

39
40 You are entitled to judicial review of this Order.
41 Judicial review is governed by the provisions of ORS
42 197.850.

1 Livingston, Referee.

2 Petitioners move to dismiss their appeal. Accordingly,
3 this appeal is dismissed.