

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

JAN14'10 PM 1:24 LUBA

3  
4 WILLAMETTE OAKS, LLC,  
5 *Petitioner,*

6  
7 vs.

8  
9 CITY OF EUGENE,  
10 *Respondent,*

11  
12 and

13  
14 GOODPASTURE PARTNERS, LLC,  
15 *Intervenor-Respondent.*

16  
17 LUBA No. 2008-173

18  
19 FINAL OPINION  
20 AND ORDER

21  
22 Appeal on remand from the Court of Appeals.

23  
24 Zack P. Mittge and William H. Sherlock, Eugene, filed the petition for review and  
25 argued on behalf of petitioner. With them on the brief was Hutchinson, Cox, Coons,  
26 DuPriest, Orr & Sherlock, PC.

27  
28 No appearance by City of Eugene.

29  
30 Seth J. King and Michael C. Robinson, Portland, filed the response brief and argued  
31 on behalf of intervenor-respondent. With them on the brief was Perkins Coie LLP.

32  
33 RYAN, Board Member; BASSHAM, Board Chair; HOLSTUN, Board Member,  
34 participated in the decision.

35  
36 REMANDED

01/14/2010

37  
38 You are entitled to judicial review of this Order. Judicial review is governed by the  
39 provisions of ORS 197.850.

