

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3  
4 WAL-MART STORES, INC.,

5 *Petitioner,*

6  
7 and

8  
9 ROCKY YOUNGER and JANICE YOUNGER,

10 *Intervenors-Petitioner,*

11  
12 vs.

13  
14 CITY OF OREGON CITY,

15 *Respondent,*

16  
17 and

18  
19 HILLTOP PROPERTIES, LLC,

20 *Intervenor-Respondent.*

21  
22 LUBA No. 2004-124

23  
24 FINAL OPINION

25 AND ORDER

26  
27 Appeal on remand from the Court of Appeals.

28  
29 E. Michael Connors, Portland, represented petitioner.

30  
31 James H. Bean, Portland, represented intervenors-petitioner.

32  
33 William K. Kabeiseman, Portland, represented respondent.

34  
35 Kelly S. Hossaini, Portland, represented intervenor-respondent.

36  
37 BASSHAM, Board Chair; HOLSTUN, Board Member, participated in the decision.

38  
39 AFFIRMED

07/19/2006

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

