

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3  
4 COLUMBIA EMPIRE FARMS, INC.,

5 *Petitioner,*

6  
7 vs.

8  
9 YAMHILL COUNTY,

10 *Respondent,*

11  
12 and

13  
14 OREGON DEPARTMENT

15 OF TRANSPORTATION,

16 *Intervenor-Respondent.*

17  
18 LUBA Nos. 2004-177 and 2004-188

19  
20 FINAL OPINION

21 AND ORDER

22  
23 Appeal from Yamhill County.

24  
25 Jeffrey G. Condit, Portland, represented petitioner.

26  
27 Fredric Sanai, Assistant County Counsel, McMinnville, represented respondent.

28  
29 Bonnie E. Heitsch, Assistant Attorney General, Salem, represented intervenor-  
30 respondent.

31  
32 RYAN, Board Member; BASSHAM, Board Chair; HOLSTUN, Board Member,  
33 participated in the decision.

34  
35 DISMISSED

10/29/2009

36  
37 You are entitled to judicial review of this Order. Judicial review is governed by the  
38 provisions of ORS 197.850.

1 Ryan, Board Member.

2 Petitioner requests that this appeal be dismissed. Accordingly, this appeal is

3 dismissed.