1 BEFORE THE LAND USE BOARD OF APPEALS OF THE STATE OF OREGON 2 3 4 HOWARD HOUSTON, ) 5 ) 6 Petitioner, LUBA No. 95-164 ) 7 ) FINAL OPINION 8 vs. ) AND ORDER 9 ) 10 CITY OF HOOD RIVER, ) 11 ) 12 Respondent. ) 13 14 15 Appeal from City of Hood River. 16 17 Michael C. Robinson, Portland, represented petitioner. 18 19 Alexandra Sosnkowski, The Dalles, represented 20 respondent. 21 HANNA, Referee; LIVINGSTON, Chief Referee; GUSTAFSON, 22 Referee, participated in the decision. 23 24 25 02/06/96 DISMISSED 26 27 You are entitled to judicial review of this Order. 28 Judicial review is governed by the provisions of ORS 29 197.850.

1 Hanna, Referee.

Petitioner moves to dismiss this appeal and requests return of his deposit for costs. Accordingly, this appeal dismissed and the Board shall return petitioner's \$150 deposit for costs.