

LAND USE
BOARD OF APPEALS

BEFORE THE LAND USE BOARD OF APPEALS ~~OF THE STATE OF OREGON~~ ^{Oct 28 9 26 AM '80}

OF THE STATE OF OREGON

3 MICHAEL D. ELTON,)
4 Petitioner,)
5 vs.))
6 CITY OF TIGARD,))
7 Respondent,))
8 vs.))
9 HOME BUILDERS ASSOCIATION)
OF METROPOLITAN PORTLAND,))
10 Respondent-Intervenor)

FINAL OPINION
AND ORDER

LUBA NO. 80-022

11 Appeal from City of Tigard.

12 Edward I. Engel
13 Goldsmith, Siegel,
Engel & Littlefield
14 Attorneys at Law
875 Boise Cascade Bldg.
Portland, OR 97201
15 Attorney for Petitioner

Joe D. Bailey
City Attorney
P.O. Box 23397
Tigard, OR 97223
Attorney for Respondent

16 Kevin Hanway
17 Home Builders Assn.
of Metropolitan Portland
18 3140 NE Broadway
Portland, OR 97232
19 Attorney for Respondent-Intervenor

20 Bagg, Referee; Reynolds; Chief Referee; Cox, Referee;
21 participated in the decision.

22 Dismissed.

10/28/80

23
24 You are entitled to judicial review of this Order.
25 Judicial review is governed by the provisions of Oregon Laws
1979, ch 772, sec 6(a).

Oct 21 3 51 PM '80

BEFORE THE LAND USE BOARD OF APPEALS

FOR THE STATE OF OREGON

MICHAEL D. ELTON,

Petitioner,

vs.

CITY OF TIGARD,

Respondent,

vs.

HOME BUILDERS ASSOCIATION OF METROPOLITAN PORTLAND,

Respondent-Intervenor

LUBA NO. 80-022

STIPULATED ORDER OF DISMISSAL

The above entitled matter, having come on regularly to be heard, based upon the Stipulation of the parties by and through their attorneys of record herein and it appearing to the satisfaction of the Court that the above entitled cause has been fully settled and compromised and good cause having been shown,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED: that the above entitled cause be and the same hereby is dismissed with prejudice and without costs to any party herein.

DATED this 28th day of October, 1980.

JOHN T. BAGG Hearings Referee

IT IS SO STIPULATED EDWARD I. ENGEL Of Attorneys for Petitioner

JOE BAILEY Of Attorneys for Respondent

KEVIN HANWAY Of Attorneys for Intervenor

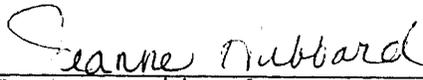
1 CERTIFICATE OF MAILING

2 I hereby certify that I served the foregoing Final Opinion
3 and Order for LUBA No. 80-022, on October 28, 1980, by mailing
4 to said parties or their attorney a true copy thereof contained
in a sealed envelope with postage prepaid addressed to said
parties or their attorney as follows:

5 Edward I. Engel Joe D. Bailey
6 Goldsmith, Siegel, City Attorney
Engel & Littlefield P.O. Box 23397
7 Attorneys at Law Tigard, OR 97223
875 Boise Cascade Bldg. Attorney for Respondent
Portland, OR 97201
8 Attorney for Petitioner

9 Kevin Hanway
10 Home Builders Assn.
of Metropolitan Portland
11 3140 NE Broadway
Portland, OR 97232
12 Attorney for Respondent-Intervenor

13 Dated this 28th day of October, 1980.

14 
15 Jeanne Hubbard
16 Secretary to the Board
17
18
19
20
21
22
23
24
25
26