

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

3
4 TERRA HYDR INC.,
5 TONQUIN INDUSTRIAL LLC,
6 BOB ALBERTSON, DONNA ALBERTSON,
7 ALBERTSON TRUCKING INC., MARK BROWN,
8 MCCAMMANT PROPERTIES INC.,
9 BROWN TRANSFER INC., MCGUIRE BROTHERS LLC.
10 and STEVE MCGUIRE,
11 *Petitioners,*

12
13 vs.

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15 CITY OF SHERWOOD,
16 *Respondent.*

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18 LUBA No. 2013-019

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20 FINAL OPINION
21 AND ORDER

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23 Appeal from City of Sherwood.

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25 Wendie L. Kellington, Lake Oswego, represented petitioners.

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27 Christopher D. Crean, Portland, represented respondent.

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29 BASHAM, Board Member; HOLSTUN, Board Chair; RYAN, Board Member,
30 participated in the decision.

31
32 REMANDED

08/23/2013

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34 You are entitled to judicial review of this Order. Judicial review is governed by the
35 provisions of ORS 197.850.

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2 **NATURE OF THE DECISION**

3 Petitioners appeal a resolution that concerns a Metro trail master plan.

4 **DISPOSITION**

5 The parties stipulate to remand the challenged decision. The parties also stipulate that
6 petitioners' deposit for costs in LUBA No. 2013-019 should be returned to petitioners.

7 Accordingly, LUBA No. 2013-019 is hereby bifurcated from LUBA No. 2013-025 and
8 remanded. LUBA will return petitioners' \$200 deposit for costs.