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

NORMAN C. BENNETT, )  
 )  
Petitioner, )  
 ) LUBA No. 96-025  
vs. )  
 ) FINAL OPINION  
CITY OF SEASIDE, ) AND ORDER  
 )  
Respondent. )

Appeal from City of Seaside.

Norman C. Bennett, represented himself.

Dan Van Thiel, Astoria, represented respondent.

LIVINGSTON, Chief Referee; GUSTAFSON, Referee; HANNA,  
Referee, participated in the decision.

DISMISSED 06/11/96

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

1           Livingston, Chief Referee.

2           On February 20, 1996, the Board received City of  
3 Seaside's withdrawal of its decision for reconsideration.  
4 On April 26, 1996, the Board received respondent's decision  
5 on reconsideration. An amended notice of intent to appeal  
6 has not been filed, nor has an original notice of intent  
7 been refiled. Therefore, pursuant to OAR 661-10-021(5)(e),  
8 this appeal must be dismissed.

9           This appeal is dismissed.