

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45

JOHN S. CARLSON,)
)
Petitioner,)
)
and)
)
ROBERT ANDERSON,)
)
Intervenor-Petitioner,)
)
vs.)
)
CITY OF DUNE CITY,)
)
Respondent,)
)
and)
)
HARRY R. WILKES and SCOTT B.)
ROBBINS,)
)
Intervenors-Respondent.)

LUBA No. 95-020

FINAL

OPINION

AND ORDER

WILLIAM A. PARSHALL,)
)
Petitioner,)
)
and)
)
ROBERT ANDERSON,)
)
Intervenor-Petitioner,)
)
vs.)
)
CITY OF DUNE CITY,)
)
Respondent,)
)
and)

LUBA No. 95-023

1)
2 HARRY R. WILKES and SCOTT B.)
3 ROBBINS,)
4)
5 Intervenor-Respondent.)

6
7
8 On remand from the Court of Appeals.

9
10 William A. Parshall, Eugene, represented himself.

11
12 John S. Carlson, Westlake, represented himself.

13
14 Robert Anderson, Florence, represented himself.

15
16 No appearance by respondent.

17
18 Paul V. Vaughan, Eugene, represented intervenor-
19 respondent Wilkes.

20
21 Joseph J. Leahy, Springfield, represented intervenor-
22 respondent Robbins.

23
24 HANNA, Chief Referee; LIVINGSTON, Referee, participated
25 in the decision.

26
27 REVERSED 09/12/96

28
29 You are entitled to judicial review of this Order.
30 Judicial review is governed by the provisions of ORS
31 197.850.

1 Opinion by Hanna.

2 Pursuant to the instructions of the Court of Appeals,
3 the city's approval of the tentative subdivision plat is
4 reversed. Petitioners are awarded the cost of their filing
5 fees, in the amount of \$50 each, to be paid by respondent
6 and intervenors-respondent. The Board shall return each
7 petitioners' \$150 deposit for costs.