

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

3
4 HAWKINS INVESTMENTS, INC.,)
5)
6 Petitioner,)
7)
8 vs.)
9)
10 CITY OF INDEPENDENCE,)
11)
12 Respondent,)
13)
14 and)
15)
16 INDEPENDENCE CONCERNED AIRPARK)
17 NEIGHBORS (ICAN) and OREGON)
18 PILOTS ASSOCIATION,)
19)
20 Intervenors-Respondent.)

LUBA No. 97-027
FINAL OPINION
AND ORDER

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22
23 Appeal from City of Independence.

24
25 Steve C. Morasch, Portland, represented petitioner.

26
27 Richard Rodeman, Corvallis, represented respondent.

28
29 Mark Irick, Dallas, represented intervenor-respondent
30 ICAN.

31
32 Evan P. Boone, Newport, represented intervenor-
33 respondent Oregon Pilots Association.

34
35 HANNA, Administrative Law Judge; GUSTAFSON, Chief
36 Administrative Law Judge; LIVINGSTON, Administrative Law
37 Judge, participated in the decision.

38
39 DISMISSED 10/15/97

40
41 You are entitled to judicial review of this Order.
42 Judicial review is governed by the provisions of ORS
43 197.850.

1 Hanna, Administrative Law Judge.

2 Petitioner moves to withdraw its appeal We treat
3 petitioner's motion as a motion to dismiss. Accordingly,
4 this appeal is dismissed.