

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

3  
4 HARRY OLDS,  
5 *Petitioner,*

6  
7 vs.

8  
9 CITY OF CORVALLIS,  
10 *Respondent,*

11 and

12  
13 SAFEWAY INC.,  
14 *Intervenor-Respondent.*

15  
16 LUBA No. 2001-094

17  
18 FINAL OPINION  
19 AND ORDER

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21 Appeal from City of Corvallis.

22  
23 William H. Sherlock, Eugene, represented petitioner.

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25 James K. Brewer, Corvallis, represented respondent.

26  
27 Roger A. Alfred, Portland, represented intervenor-respondent.

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29  
30 HOLSTUN, Board Member; BRIGGS, Board Chair; BASSHAM, Board Member,  
31 participated in the decision.

32  
33 DISMISSED

08/08/2001

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

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Holstun, Board Member.

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2 **MOTION TO INTERVENE**

3 Safeway, Inc., the applicant below, moves to intervene in this appeal on the side of  
4 respondent. There is no opposition to the motion and it is allowed.

5 **DECISION**

6 Petitioner requests that this appeal be dismissed. Accordingly, this appeal is  
7 dismissed.