

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

3
4 PENNY COX,
5 *Petitioner,*

6
7 vs.

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9 POLK COUNTY,
10 *Respondent,*

11 and

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14 CITY OF DALLAS,
15 *Intervenor-Respondent.*

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17 LUBA No. 2000-030

18
19 FINAL OPINION
20 AND ORDER

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22 Appeal from Polk County.

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24 Penny Cox, Rickreall, represented herself.

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26 David Doyle, Polk County Legal Counsel, Dallas, represented respondent.

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28 Mark Irick, Dallas, represented intervenor-respondent.

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30 Mark D. Shipman, Salem, represented *amicus* Oregon Farm Bureau Federation.

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32 William K. Kabeiseman and Marnie Allen, Portland, represented *amicus* League of
33 Oregon Cities.

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35 HOLSTUN, Board Member; BRIGGS, Board Chair; BASSHAM, Board Member,
36 participated in the decision.

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38 AFFIRMED

11/15/2001

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

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Opinion by Holstun.

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This matter is before us on remand from the Court of Appeals. *Cox v. Polk County*, 39 Or LUBA 1 (2000), *rev'd and rem'd* 174 Or App 332, 25 P3d 970 (2001). In accordance with the Court of Appeals' decision, the county's decision is affirmed.