

LAND USE  
BOARD OF APPEALS

Nov 6 1 10 PM '81

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

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HARRY L. YOUNT,	)	
	)	
Petitioner, "	)	LUBA NO. 81-101,
	)	
v.	)	FINAL OPINION
	)	AND ORDER
CITY OF DAYTON,	)	
	)	
Respondent.	)	

Appeal from City of Dayton.

Harry L. Yount, Dayton, petitioner.

Stan Bunn, Newberg, attorney for City of Dayton.

Bagg, Referee; Reynolds, Chief Referee; Cox, Referee;  
participated in the decision.

Dismissed. 11/06/81

You are entitled to judicial review of this Order.  
Judicial review is governed by the provisions of Oregon Laws  
1979, ch 772, sec 6(a).

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Bagg, Referee.

Based upon Petitioner's Notice of Withdrawal, a copy of which is attached hereto, it is ordered this appeal is dismissed.

Also, based upon petitioner's request for return of his \$150 deposit for costs and Respondent's letter of October 23 indicating it has no objection thereto, it is hereby ordered petitioner shall be returned his \$150 deposit for costs.

Dismissed.

LAND USE  
BOARD OF APPEALS  
Nov 5 11 54 AM '81

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

Harry L. Yount )  
 )  
Petitioner, )  
 )  
vs. ) LUBA No. \_\_\_\_\_  
 )  
City of Dayton, )  
 )  
Respondent. )

NOTICE OF WITHDRAWAL OF APPEAL

I.

Notice is hereby given that Harry L. Yount does withdraw his appeal of that Land Use Decision of the City of Dayton entitled Yamhill County Housing Authority Site Plan Approval.

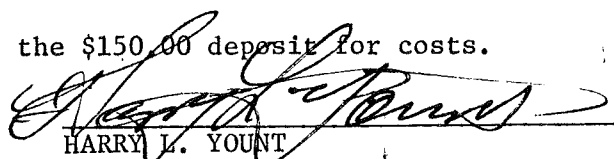
II.

As the City of Dayton has refused to issue a building permit to the Yamhill County Housing Authority for the above mentioned site plan, the Petitioner does not have a need to proceed with his appeal.

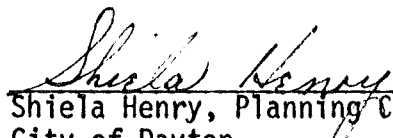
III.

In accordance with Section 4(B) Filing Fee and because the City of Dayton has not yet expended any funds, Petitioner, Harry L. Yount respectfully requests the return of the \$150.00 deposit for costs.

DATED: Nov 3 81

  
\_\_\_\_\_  
HARRY L. YOUNT

ATTEST:

  
\_\_\_\_\_  
Shiela Henry, Planning Coordinator  
City of Dayton