

BEFORE THE LAND USE BOARD OF APPEALS

AUG 4 4 24 PM '82

OF THE STATE OF OREGON

ARTHUR DANIEL DORITY, JR., )  
THEO M. DORITY, DIANE M. )  
DORITY, DERI C. DORITY, A.E. )  
DORITY, III, and MERILEE )  
DORITY CLARKE, )

LUBA No. 82-029

Petitioners, )

vs. )

FINAL OPINION  
(ORDER OF DISMISSAL)

LINCOLN COUNTY, )

Respondent. )

Appeal from Lincoln County.

Stephen T. Janik  
900 S.W. 5th Avenue  
Portland, OR 97204  
Attorney for  
Petitioners

Nancy Craven  
225 W. Olive  
Newport, OR 97365  
Attorney for  
Respondent

REYNOLDS, Chief Referee; COX, Referee; BAGG, Referee.

DISMISSED

8/04/82

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).

1 REYNOLDS, Chief Referee.

2 Petitioners appealed the land use decision of respondent  
3 known as Ordinance No. 168 and Resolution No. 82-24-2.  
4 Respondent Lincoln County filed a motion to dismiss on the  
5 grounds that the Lincoln County Board of Commissioners on June  
6 7, 1982 repealed Ordinance 168 and amended Resolution 82-24-2  
7 by Resolution 82-7-6. Petitioners have filed no objection to  
8 the motion to dismiss. Because such ordinance and resolution  
9 have been repealed and amended, respectively, this appeal is  
10 moot. Therefore, it is ordered that the foregoing appeal is  
11 dismissed.

12 It is also ordered petitioners shall be refunded their \$150  
13 deposit for costs.