

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

APR 23 2 46 PM '85

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3 POGUE INTERNATIONAL, INC.)
4 PENSION AND PROFIT SHARING)
5 PROGRAM; JOHN P. ROSENWALD)
6 and BETTY G. ROSENWALD,)
7 husband and wife; LARRY M.)
8 PERKINS and SHIRLEY A.)
9 PERKINS, husband and wife;)
10 PAUL E. HORN and MARCIANN)
11 HORN, husband and wife,)
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Petitioners,

vs.

THE CITY OF CANNON BEACH)
and the PLANNING COMMISSION)
OF THE CITY OF CANNON BEACH,)
Respondents.

LUBA No. 84-082
FINAL OPINION
AND ORDER OF DISMISSAL

Appeal from the City of Cannon Beach.

Jeanyse R. Snow Attorney at Law P.O. Box 508 Astoria, OR 97103 Attorney for Petitioners	William R. Canessa Attorney at Law P.O. Box 27 Seaside, OR 97138 Attorney for Respondents
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KRESSEL, Referee; BAGG, Chief Referee; DUBAY, Referee.

DISMISSED 04/23/85

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

1 Kressel, Referee.

2 This matter is before the Board on motion of petitioners
3 for an order dismissing their appeal.

4 Respondents have filed no objection to the motion.

5 ORS 197.830(7) provides in part:

6 "If a petition for review is not filed with the Board
7 as required..., the filing fee and deposit shall be
8 awarded to the local government, special district or
9 state agency as cost of preparation of the record."

10 The record in this appeal was filed on November 19, 1984.

11 Accordingly, petitioners' filing fee and deposit are hereby
12 awarded to the City of Cannon Beach.

13 The appeal is dismissed.