

LAND USE
BOARD OF APPEALS

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

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TERRY ASHLEY,)
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Petitioner,)
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vs.)
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CITY OF NEWPORT,)
)
Respondent,)
)
and)
)
THIEL CREEK DEVELOPMENT)
COMPANY,)
)
Participant.)

LUBA No. 87-066

FINAL OPINION
AND ORDER OF DISMISSAL

Appeal from the City of Newport.

Terry Ashley
P.O. Box 19204
Seattle, WA 98109

Evan Boone
Legal Counsel
236 W. Olive Street
Newport, OR 97365

Petitioner

Attorney for
Respondent City

Gregory S. Hathaway
Niehaus, Hanna, Murphy,
Green, Osaka & Dunn
11th Floor Benj. Franklin Plaza
Portland, OR 97258

Attorney for Respondent-Participant,
Thiel Creek Development Company

BAGG, Referee; DuBAY, Chief Referee; HOLSTUN, Referee.

DISMISSED 10/02/87

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

1 Bagg, Referee.

2 All parties to this appeal agree the appeal may be
3 dismissed, and without costs to any party.

4 The appeal is dismissed.

5 Petitioner's deposit for costs shall be refunded.

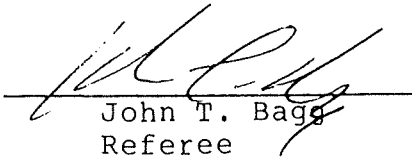
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7 Dated this 2nd day of October, 1987.

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John T. Bagg
Referee

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