

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

JUDITH A. HOILAND and)
CHARLOTTE C. BROWN,)
)
Petitioners,)
) LUBA No. 90-119
vs.)
) FINAL OPINION
CITY OF PORTLAND,)
) AND ORDER
)
Respondent.)

Appeal from City of Portland.

John W. Shonkwiler, Lake Oswego, represented petitioners.

Kathryn Imperati, Portland, represented respondent.

KELLINGTON, Referee; SHERTON, Chief Referee; HOLSTUN, Referee, participated in the decision.

DISMISSED 09/24/90

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

Kellington, Referee.

Petitioners move for dismissal of this appeal proceeding, and for return of their filing fee and deposit for costs. Respondent does not object.

There is no provision in our rules or in ORS 197.805 et seq. authorizing return of petitioners' filing fee, and that portion of petitioners' motion is denied.

This appeal proceeding is dismissed, and petitioners' deposit for costs shall be returned by the Board.