

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

OREGON STATE POLICE,)
)
Petitioner,)
)
vs.)
) LUBA No. 90-115
LANE COUNTY,)
) FINAL OPINION
Respondent,) AND ORDER
)
and)
)
METROCOM OF OREGON, INC.,)
)
Intervenor-Respondent.)

Appeal from Lane County.

Gary M. Cordy, Salem, represented petitioner.

Stephen L. Vorhes, Eugene, represented respondent.

Charles M. Zennache, Eugene, represented intervenor-respondent.

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

DISMISSED 12/03/90

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

Opinion by Holstun.

Petitioner moves for an order allowing it to withdraw its notice of intent to appeal. No party objects, and we treat the motion as a motion to dismiss.

Petitioner's motion is allowed, and this appeal is dismissed. As no record was filed in this appeal proceeding, petitioner's deposit for costs will be returned to petitioner by the Board.