

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3
4 DEPARTMENT OF LAND CONSERVATION)

5 AND DEVELOPMENT,)

6)

7 Petitioner,)

LUBA No. 92-028

8)

9 vs.)

FINAL OPINION

10)

AND ORDER

11 YAMHILL COUNTY,)

12)

13 Respondent.)

14

15

16 Appeal from Yamhill County.

17

18 Jane Ard, Salem, represented petitioner.

19

20 John M. Gray, McMinnville, represented respondent.

21

22 KELLINGTON, Referee; SHERTON, Chief Referee; HOLSTUN,

23 Referee, participated in the decision.

24

25 REMANDED

09/18/92

26

27 You are entitled to judicial review of this Order.

28 Judicial review is governed by the provisions of ORS

29 197.850.

1 Kellington, Referee.

2 The parties stipulate to a remand of the decision
3 challenged in this appeal proceeding. The parties further
4 stipulate that petitioner be awarded costs in the amount of
5 its filing fee.

6 The county's decision is remanded. Petitioner is
7 awarded the cost of its filing fee, in the amount of \$50, to
8 be paid by respondent. Petitioner's \$150 deposit for costs
9 shall be returned by the Board.

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