

1                           BEFORE THE LAND USE BOARD OF APPEALS

2                           OF THE STATE OF OREGON

3  
4 O.M. SCOTT & SONS COMPANY,           )  
5 HYPONEX CORPORATION,                )  
6    )  
7                Petitioner,             )

8    )  
9                vs.                        )

10    )                LUBA No. 94-024

11 CLACKAMAS COUNTY,                    )  
12    )  
13                Respondent,            )

14    )                FINAL OPINION  
15    )                AND ORDER

16                and                        )

17 CLACKAMAS COMMUNITY PLANNING        )  
18 ORGANIZATION,                        )  
19    )  
20                Intervenor-Respondent.    )

21  
22  
23                Appeal from Clackamas County.

24  
25                Gregory S. Hathaway, Portland, represented petitioner.

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27                Michael E. Judd, Chief Assistant County Counsel, Oregon  
28 City, represented respondent.

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30                Jay T. Waldron and Neal A. Hueske, Portland,  
31 represented intervenor-respondent.

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

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36                           DISMISSED                           04/14/94

37  
38                You are entitled to judicial review of this Order.  
39 Judicial review is governed by the provisions of ORS  
40 197.850.

1           Sheraton, Referee.  
2           Petitioner moves to dismiss this appeal.  
3           This appeal is dismissed.