| 1        | BEFORE THE LAND USE BOARD OF APPEALS                   |
|----------|--------------------------------------------------------|
| 2        | OF THE STATE OF OREGON                                 |
| 3        |                                                        |
| 4        | GLORIA SMITH and )                                     |
| 5        | RICHARD E. PARENT, )                                   |
| 6        |                                                        |
| 7        | Petitioners, ) LUBA No. 94-079                         |
| 8        |                                                        |
| 9        | vs. ) FINAL OPINION                                    |
| 10       | ) AND ORDER                                            |
| 11       | CITY OF DUNES CITY, )                                  |
| 12       | )                                                      |
| 13       | Respondent. )                                          |
| 14       |                                                        |
| 15<br>16 | Appeal from City of Dunos City                         |
| 17       | Appeal from City of Dunes City.                        |
| 18       | Michael E. Farthing, Eugene, represented petitioners.  |
| 19       | Michael E. Parthing, Bagene, represented petitioners.  |
| 20       | D. Ronald Gerber, City Attorney, Florence, represented |
| 21       | respondent.                                            |
| 22       |                                                        |
| 23       | KELLINGTON, Chief Referee; HOLSTUN, Referee; SHERTON,  |
| 24       | Referee, participated in the decision.                 |
| 25       |                                                        |
| 26       | DISMISSED 09/12/94                                     |
| 27       |                                                        |
| 28       | You are entitled to judicial review of this Order.     |
| 29       | Judicial review is governed by the provisions of ORS   |
| 30       | 197.850.                                               |

- 1 Kellington, Chief Referee.
- 2 The parties to this appeal agree that it should be
- 3 dismissed.
- 4 This appeal is bifurcated from LUBA Nos. 94-069 and 94-
- 5 146, with which it was previously consolidated, and is
- 6 dismissed.