1 BEFORE THE LAND USE BOARD OF APPEALS 2 OF THE STATE OF OREGON 3 4 COLWOOD GOLF COURSE, ) 5 ) 6 Petitioner, ) 7 LUBA No. 94-198 ) 8 vs. ) FINAL OPINION 9 ) 10 CITY OF PORTLAND, ) AND ORDER 11 ) 12 Respondent. ) 13 14 15 Appeal from City of Portland. 16 17 Michael C. Robinson, Portland, represented petitioner. 18 19 Adrianne Brockman, Deputy City Attorney, Portland, 20 represented respondent. 21 SHERTON, Referee; HOLSTUN, Chief Referee, participated 22 in the decision. 23 24 25 12/19/94 DISMISSED 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 Sherton, Referee.

2 The parties agree that this appeal may be dismissed and 3 petitioner's filing fee and deposit for costs returned.

This appeal is dismissed. The Board shall return petitioner's \$150 deposit for costs. OAR 661-10-075(1)(d). The Board's rules do not authorize return of petitioner's filing fee.