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1
                BEFORE THE LAND USE BOARD OF APPEALS
 2
                       OF THE STATE OF OREGON
 3
 4
   WALTER RAMSEY,
                                    )
 5
                                    )
 6
              Petitioner,
 7
 8
         vs.
 9
10
   CITY OF PORTLAND,
                                             LUBA No. 94-189
                                    )
11
                                    )
12
              Respondent,
                                             FINAL OPINION
                                                AND ORDER
13
                                    )
14
         and
                                    )
15
16
    ARNOLD ROCHLIN,
17
18
              Intervenor-Respondent. )
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20
21
         Appeal from City of Portland.
22
23
         Robert S. Simon, Oregon City, represented petitioner.
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25
         Ruth M. Spetter, Senior Deputy City Attorney, Portland,
26
    represented respondent.
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28
         Arnold Rochlin, Portland, represented himself.
29
         HANNA, Chief Referee; GUSTAFSON, Referee; LIVINGSTON,
30
31
    Referee, participated in the decision.
32
33
              DISMISSED
                                    02/12/97
34
35
         You are entitled to judicial review of this Order.
36
   Judicial review is governed by the provisions of ORS
37
    197.850.
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- 1 Hanna, Chief Referee.
- 2 Petitioner moves to dismiss his appeal and requests the
- 3 return of his deposit for costs. Respondent does not
- 4 object. Accordingly, this appeal is dismissed. The Board
- 5 will return petitioner's \$150 deposit for costs.