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1
                BEFORE THE LAND USE BOARD OF APPEALS
                       OF THE STATE OF OREGON
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 4
   CARLA PROPERTIES, LTD.,
                                    )
 5
                                    )
 6
              Petitioner,
 7
 8
         vs.
 9
10
   CITY OF BEAVERTON,
                                            LUBA No. 96-228
                                    )
11
                                    )
12
                                            FINAL OPINION
             Respondent,
                                               AND ORDER
13
14
         and
15
16
    TUALATIN HILLS PARK & RECREATION
                                                    )
17
    DISTRICT,
18
19
              Intervenor-Respondent.
                                                    )
20
21
22
         Appeal from City of Beaverton.
23
24
        Daniel Kearns, Portland, represented petitioner.
25
26
         William
                   Scheiderich, City Attorney, Beaverton,
27
    represented respondent.
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29
         Rodney C. Adams, Beaverton, represented intervenor-
30
    respondent.
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32
         HANNA, Chief Referee; GUSTAFSON, Referee, participated
33
    in the decision.
34
35
             DISMISSED
                                    02/13/97
36
37
         You are entitled to judicial review of this Order.
   Judicial review is governed by the provisions of ORS
38
    197.850.
39
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- 1 Hanna, Chief Referee.
- 2 Petitioner moves to dismiss its appeal, and requests
- 3 return of the deposit for costs. Accordingly, this appeal
- 4 is dismissed. The Board will return petitioner's \$150
- 5 deposit for costs.