

1 BEFORE THE LAND USE BOARD OF APPEALS
2 OF THE STATE OF OREGON
3

4 DAN SMITH,)
5)
6 Petitioner,)
7)
8 vs.)
9)
10 CITY OF ST. PAUL,)
11)
12 Respondent,)
13)
14 and)
15)
16 DLCD,)
17)
18 Intervenor-Respondent,)
19)
20 and)
21)
22 CLAUDIA SMITH, SAM SMITH, KATHY)
23 MULLEN, JERRY MULLEN, and FRIENDS)
24 OF ST. PAUL, INC.,)
25)
26 Intervenor-Respondent.)
27 _____)
28)
29 RON MANNING,)
30)
31 Petitioner,)
32)
33 vs.)
34)
35 CITY OF ST. PAUL,)
36)
37 Respondent.)

LUBA No. 97-207

FINAL OPINION
AND ORDER

LUBA No. 97-208

38
39
40 Appeal from City of St. Paul.

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42 Larry Epstein, Portland, represented petitioner Dan Smith.

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44 William C. Cox, Portland, represented petitioner Ron Manning.
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1 E. Shannon Johnson, Keizer, represented respondent.

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3 Celeste J. Doyle, Assistant Attorney General, Salem, represented intervenor-
4 respondent DLCD.

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6 Wallace W. Lien, Salem, represented intervenors-respondent Claudia Smith, Sam
7 Smith, Kathy Mullen, Jerry Mullen and Friends of St. Paul, Inc.

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9 GUSTAFSON, Board Chair; HANNA, Board Member , participated in the decision.

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REMANDED

10/13/98

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

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1 Gustafson, Board Chair.

2 The parties stipulated to remand of the above-captioned appeal. Accordingly, the
3 decision by respondent in this appeal is remanded.