

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

3
4 HOWARD HOUSTON,
5 *Petitioner,*

6
7 vs.

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9 CITY OF HOOD RIVER,
10 *Respondent,*

11 and

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13 ANDREW McELDERRY,
14 *Intervenor-Respondent.*

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16 LUBA No. 99-176

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18 FINAL OPINION
19 AND ORDER

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21 Appeal from City of Hood River.

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23 Michael C. Robinson, Portland, represented petitioner.

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25 Alexandra Sosnokowski, The Dalles, represented respondent.

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27 Jay Sherrerd, Hood River, represented intervenor-respondent.

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29 BASSHAM, Board Member; HOLSTUN, Board Chair; BRIGGS, Board Member,
30 participated in the decision.

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32 DISMISSED

01/06/2000

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34 You are entitled to judicial review of this Order. Judicial review is governed by the
35 provisions of ORS 197.850.
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Bassham, Board Member.

Petitioner requests voluntary withdrawal and return of his deposit for costs. We treat this as a motion to dismiss. Accordingly, this appeal is dismissed. The Board will return petitioner's \$150 deposit for costs.