| 1      | BEFORE THE LAND USE BOARD OF APPEALS  |
|--------|---|
| 2<br>3 | OF THE STATE OF OREGON  |
| 4      | CORVALLIS RETIREMENT VILLAGE, INC.,   |
| 5      | and THURSTON DOLER,   |
| 6      | Petitioners,  |
|        |   |
| 7      | and   |
| 8      |   |
| 9      | LYNN NORDHAUSEN,  |
| 10     | Intervenor-Petitioner,  |
| 11     | and   |
| 12     |   |
| 13     | RICHARD C. HUMPHREY,  |
| 14     | Intervenor-Petitioner,  |
| 15     |   |
| 16     | VS.   |
| 17     |   |
| 18     | CITY OF CORVALLIS,  |
| 19     | Respondent.   |
| 20     |   |
| 21     | LUBA No. 98-088   |
| 22     |   |
| 23     | FINAL OPINION   |
| 24     | AND ORDER   |
| 25     |   |
| 26     | Appeal from City of Corvallis.  |
| 27     |   |
| 28     | Hilary E. Berkman, Corvallis, represented petitioner.                                 |
| 29     |   |
| 30     | Scott A. Fewel, Corvallis, represented respondent.                                    |
| 31     |   |
| 32     | Lynn Nordhausen, Corvallis, represented herself.                                      |
| 33     |   |
| 34     | Richard C. Humphrey, Corvallis, represented himself.                                  |
| 35     |   |
| 36     | BRIGGS, Board Member; BASSHAM, Board Chair; HOLSTUN, Board Member,                    |
| 37     | participated in the decision.   |
| 38     |   |
| 39     | DISMISSED 02/10/2000  |
| 40     |   |
| 41     | You are entitled to judicial review of this Order. Judicial review is governed by the |
| 42     | provisions of ORS 197.850.  |
|        |   |

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| 1 | Briggs, Board Member.  |
|---|--|
| 2 | Petitioner requests that this appeal be dismissed. Accordingly, this appeal is |
| 3 | dismissed. The Board will return petitioner's deposit for costs.               |