

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

3
4 NORM MAXWELL,
5 *Petitioner,*

6
7 vs.

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9 LANE COUNTY,
10 *Respondent,*

11 and

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14 DARIN GORHAM,
15 *Intervenor-Respondent.*

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17 LUBA No. 2000-164

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19 FINAL OPINION
20 AND ORDER

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22 Appeal from Lane County.

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24 Marianne Dugan, Eugene, represented petitioner.

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26 Stephen L. Vorhees, Assistant County Counsel, Eugene, represented respondent.

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28 Corinne C. Sherton, Salem, represented intervenor-respondent.

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

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33 REMANDED

04/05/2002

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

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Bassham, Board Member.

The present matter is on remand from the Court of Appeals. *Maxwell v. Lane County*, 178 Or App 210, 35 P3d 1128 (2001), *modified/adhered to as modified* 179 Or App 409, ___ P3d ___ (2002). The court reversed and remanded to LUBA “with instructions to remand to the county for further proceedings on applicant’s application for rezoning, including consideration of the legal status of the relevant parcels.” 178 Or App at 231.

The county’s decision is remanded.