

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

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4 1000 FRIENDS OF OREGON,
5 *Petitioner,*

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7 and

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9 ANDREA L. HUNGERFORD and
10 RICHARD COHN-LEE,
11 *Intervenors-Petitioner,*

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13 vs.

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15 METRO,
16 *Respondent,*

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18 and

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20 CLACKAMAS COUNTY, HOMEBUILDERS
21 ASSOCIATION OF METROPOLITAN PORTLAND,
22 WEST HILLS DEVELOPMENT COMPANY,
23 RYLAND GROUP INC. and
24 SPRINGVILLE ROAD JOINT VENTURE,
25 *Intervenors-Respondent.*

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27 LUBA No. 2003-011

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29 FINAL OPINION
30 AND ORDER

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32 Appeal from Metro.

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34 Mary Kyle McCurdy, Portland, represented petitioner.

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36 Richard Benner, Portland, represented respondent.

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38 Andrea Hungerford and Richard Cohn-Lee, Oregon City, represented themselves.

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40 Michael E. Judd, Assistant County Counsel, Oregon City, represented Clackamas
41 County. William C. Cox, Portland, represented Homebuilders Association of Metropolitan
42 Portland. Jeff H. Bachrach, Portland, represented West Hills Development Company, Ryland
43 Group, Inc. and Springville Road Joint Venture.

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45 BRIGGS, Board Member; BASSHAM, Board Chair; HOLSTUN, Board Member,

1 participated in the decision.

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DISMISSED

09/26/2003

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

Briggs, Board Member.

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Petitioner moves to withdraw this appeal. We treat the motion as a motion to dismiss.

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Accordingly, this appeal is dismissed. As the record has not yet been filed, the Board will

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return petitioner's \$150 deposit for costs.