

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

3  
4 CITY OF PORTLAND,  
5 *Petitioner,*

6  
7 and

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9 ANDREA L. HUNGERFORD and  
10 RICHARD COHN-LEE, FRIENDS  
11 OF FOREST PARK, ARNOLD ROCHLIN,  
12 CHERYL COON, JIM COON, FRED BACHER,  
13 CORINNE BACHER and NANCY BROSHOT,  
14 *Intervenors-Petitioner,*

15  
16 v.

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18 METRO,  
19 *Respondent,*

20  
21 and

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23 CLACKAMAS COUNTY, HOMEBUILDERS  
24 ASSOCIATION OF METROPOLITAN PORTLAND,  
25 PHYLLIS OVIATT, PHILIP JOHN BOWER,  
26 ANNETTA D. RUFFING, and JOSEPH W. ANGEL,  
27 *Intervenors-Respondent.*

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29 LUBA No. 2003-013

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31  
32 FINAL OPINION  
33 AND ORDER

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35 Appeal from Metro.

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37 Kathryn S. Beaumont, Senior Deputy City Attorney, Portland, represented petitioner.

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39 Richard Benner, Portland, represented respondent.

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41 Andrea Hungerford and Richard Cohn-Lee, Oregon City, represented themselves.  
42 Christine Cook, Portland, represented Friends of Forest Park, Arnold Rochlin, Cheryl Coon,  
43 Jim Coon, Fred Bacher, Corinne Bacher and Nancy Broshot.

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45 Michael E. Judd, Assistant County Counsel, Oregon City, represented Clackamas

1 County. William C. Cox, Portland, represented Homebuilders Association of Portland,  
2 Phillip E. Grillo, Portland, represented Phyllis Oviatt, Phillip John Bower and Annetta D.  
3 Ruffing. Robert D. Van Brocklin, Portland, represented Joseph W. Angel.

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5 BRIGGS, Board Member; BASSHAM, Board Chair; HOLSTUN, Board Member,  
6 participated in the decision.

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8 DISMISSED 09/26/2003

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10 You are entitled to judicial review of this Order. Judicial review is governed by the  
11 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.