

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3
4 OREGON MILITARY DEPARTMENT,

5 *Petitioner,*

6
7 vs.

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9 CITY OF ASHLAND,

10 *Respondent,*

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12 and

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14 SUSAN P. RUST and
15 SYDNEY ABRAHAMS,
16 *Intervenors-Respondent.*

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18 LUBA No. 2003-207

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20 FINAL OPINION
21 AND ORDER

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23 Appeal from City of Ashland.

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25 Kathryn A. Lincoln, Salem, represented petitioner.

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27 Paul Nolte, Ashland, represented respondent.

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29 Susan P. Rust, Ashland, represented herself.

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31 Sidney C. Abrahams, Ashland, represented herself.

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33 HOLSTUN, Board Chair; BASSHAM, Board Member, participated in the decision.

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35 DISMISSED

06/01/2004

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

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Holstun, Board Chair.

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Petitioner requests that this appeal be dismissed. Accordingly, this appeal is dismissed.¹

¹ Petitioner challenged intervenor Sydney C. Abrahams motion to intervene. The parties moved the Board to stay the proceedings before ruling on the motions to intervene. Due to the stipulation to dismiss the appeal, we do not consider petitioner's challenge.