

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

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4                   MOLALLA CITIZEN PLANNING ORGANIZATION,  
5                   SHADY DELL NEIGHBORHOOD ASSOCIATION,  
6                   MOLALLA RIVER WATCH, NATIVE FISH SOCIETY,  
7                   RIVERSIDE NEIGHBORHOOD ASSOCIATION,  
8                   MAX WHEELER, MITZI WHEELER,  
9                   TOM DERRY and DAN LEISCHNER,  
10                                   *Petitioners,*

11  
12                                   vs.

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14                   CLACKAMAS COUNTY,  
15                                   *Respondent,*

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17                                   and

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19                   CITY OF MOLALLA,  
20                                   *Intervenor-Respondent.*

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22                                   LUBA No. 2005-166

23  
24                                   FINAL OPINION  
25                                   AND ORDER

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27                   Appeal from City of Molalla.

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29                   Daniel Kearns, Portland, represented petitioner.

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31                   Michael E. Judd, Oregon City, represented respondent.

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33                   Timothy J. Sercombe, Portland, represented intervenor-respondent.

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35                   DAVIES, Board Chair; BASSHAM, Board Member; HOLSTUN, Board Member,  
36 participated in the decision.

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38                                   DISMISSED

  03/06/2006

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

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Davies, Board Chair.

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Petitioners request that this appeal be dismissed. Accordingly, this appeal is

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dismissed.