

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

3  
4 MARK DAVIS,  
5 *Petitioner,*

6  
7 and

8  
9 FRIENDS OF YAMHILL COUNTY,  
10 *Intervenor-Petitioner,*

11  
12 vs.

13  
14 YAMHILL COUNTY and CITY OF McMinnville,  
15 *Respondents,*

16  
17 and

18  
19 EVERGREEN INTERNATIONAL  
20 AVIATION, INC.,  
21 *Intervenor-Respondent.*

22  
23 LUBA No. 2004-078

24  
25 FINAL OPINION  
26 AND ORDER

27  
28 Appeal from Yamhill County and City of McMinnville.

29  
30 Mark Davis, McMinnville, represented himself.

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32 Michael K. Collmeyer, Portland, represented intervenor-petitioner.

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34 Fredric Sanai, Assistant County Counsel, McMinnville, represented Yamhill County.  
35 Candace Haines, City Attorney, McMinnville, represented City of McMinnville.

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37 Christen C. White, Portland, represented intervenor-respondent.

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39 RYAN, Board Member; BASSHAM, Board Chair; HOLSTUN, Board Member,  
40 participated in the decision.

41  
42 DISMISSED

11/02/2006

43  
44 You are entitled to judicial review of this Order. Judicial review is governed by the  
45 provisions of ORS 197.850.

1 Ryan, Board Member.

2 The above-captioned appeal has been suspended since June 15, 2004, pursuant to the  
3 parties' stipulation. On October 9, 2006, the Board sent a letter to the parties requesting a  
4 status update. The letter also advised the parties that unless the Board received a response  
5 from the parties on or before October 23, 2006, the Board would dismiss this appeal. No  
6 party responded.

7 The above-captioned appeal is dismissed.