

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

3
4 DANIEL SHEPHERD and GAIL SHEPHERD,
5 *Petitioners,*

6
7 vs.

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9 CITY OF NEWBERG,
10 *Respondent,*

11 and

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13 HOUSING AUTHORITY
14 OF YAMHILL COUNTY,
15 *Intervenors-Respondents.*

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17 LUBA No. 2011-024

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19 FINAL OPINION
20 AND ORDER

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22 Appeal from City of Newberg.

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24 Demetri Tsohantaridis, Newberg, represented petitioner.

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26 Terrence D. Mahr, City Attorney, Newberg, represented respondent.

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28 Carrie A. Richter, Portland, represented intervenor-respondent.

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30 HOLSTUN, Board Chair; BASSHAM, Board Member; RYAN, Board Member,
31 participated in the decision.

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33 DISMISSED

34 05/24/2011

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

Holstun, Board Chair.

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2 **MOTION TO INTERVENE**

3 Housing Authority of Yamhill County, the applicant below, moves to intervene on
4 the side of respondent. No party opposes the motion, and it is granted.

5 **MOTION TO DISMISS**

6 Petitioner requests that this appeal be dismissed. Accordingly, this appeal is
7 dismissed.