

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

10/30/17 PM 1:03 LUBA

3
4 OVERLEAF VILLAGE HOMEOWNERS
5 ASSOCIATION, DENNIS MURPHY, PAT MURPHY,
6 GERALDINE A. BETZ, MICHAEL P. EVANS,
7 ROBERT P. NOBLE, CANDY NEVILLE,
8 DENNIS SCHUELKE, VALORIE SCHUELKE,
9 LINNARD WEST, ALAN AULIE, and MARY AULIE,
10 *Petitioners,*

11
12 vs.

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14 CITY OF YACHATS,
15 *Respondent.*

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17 LUBA No. 2015-005

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19 FINAL OPINION
20 AND ORDER

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22 Appeal from City of Yachats.

23
24 Bill Kloos, Eugene, represented petitioners Overleaf Village
25 Homeowners Association, *et al.* David J. Hunnicut, Kings City, represented
26 petitioner Candy Neville.

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28 Ross M. Williamson, Eugene, represented respondent.

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

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33 DISMISSED 10/30/2017

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

1 Ryan, Board Chair.

2 The parties stipulate that this appeal be dismissed. Accordingly, this
3 appeal is dismissed.

4 The parties further stipulate that respondent be awarded the cost of
5 preparing the record in the amount of \$54.00. Respondent is awarded the cost
6 of preparing the record. The Board will return the remainder of the deposit for
7 costs in the amount of \$146.00 to petitioners.