

Nov 19 9 32 AM '81

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

G.T.P., INC.,

Petitioner,

vs.

CITY OF ALBANY, OREGON,

Respondent.

LUBA No. 81-114

FINAL OPINION  
(ORDER OF DISMISSAL)

Appeal from the City of Albany.

Richard T. Kropp  
Emmons, Kyle, Kropp  
& Kryger, P.C.  
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Petitioner

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Attorney for  
Respondent

REYNOLDS, Chief Referee; COX, Referee; BAGG, Referee.

DISMISSED

11/19/81

You are entitled to judicial review of this Order.  
Judicial review is governed by the provisions of Oregon Laws  
1979, ch 772, sec 6(a).

1 REYNOLDS, Chief Referee.

2 This matter is before the Board upon the stipulation of the  
3 parties to dismiss this appeal without costs being awarded to  
4 either party. It is further stipulated and agreed that  
5 petitioner shall be entitled to reapply at the time of its  
6 choosing, to the City of Albany, for development approval of  
7 the project in question and shall thereafter be entitled to  
8 consideration on the merits of the proposal thus present.

9 NOW THEREFORE, this appeal is hereby ordered dismissed  
10 without prejudice to any party. It is further ordered that  
11 petitioner shall be returned the \$150 deposit for costs.

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