

Lane Council of Governments

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July 7, 2005

To: Metropolitan Policy Committee

From: Paul Thompson

Subject: Item 4.i.1.iv: Respondent Brief to LUBA No. 2004-223; Motion to Strike

Action Recommended: None. Information only.

Issue Summary

On May 26, 2005, Friends of Eugene and Rob Handy filed a petition for review before the Land Use Board of Appeals (LUBA) of the State of Oregon. LCOG filed a Brief of Respondent and Intervenor-Respondent and a Motion to Strike on June 16, 2005. Attached are copies of both. Please note that the Brief is not attached in its entirety, the forty-five pages of appendices to the Brief have been omitted in the interest of space. The appendices are available upon request.

On June 30, 2005 LUBA heard oral arguments in the case. At that time, LUBA requested an additional seven days to issue a ruling in the case, extending the deadline for that ruling until July 28, 2005.

MPO staff will keep MPC members informed of developments related to this case.

Attachments:

Attachment 1 – June 16, 2005 Brief of Respondent and Intervenor-Respondent
(without appendices)

Attachment 2 – June 16, 2005 Motion to Strike