

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

FEB 7 12 03 PM '85

MORRIS CUSTOM HOMES, INC., )

Petitioner, )

vs. )

CITY OF MEDFORD, )

Respondent. )

LUBA No. 85-007

FINAL OPINION  
AND ORDER OF DISMISSAL

Appeal from the City of Medford.

Diane Spies  
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Eugene Hart  
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Medford, OR 97501

Attorney for  
Petitioner

Attorney for  
Respondent City

KRESSEL, Referee; BAGG, Chief Referee; DUBAY, Referee.

DISMISSED

02/07/85

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

1 Kressel, Referee.

2 Respondent City of Medford has moved to dismiss this appeal  
3 on grounds petitioner failed to file their Notice of Intent to  
4 Appeal within the time limits set up by ORS 197.830(7).  
5 Petitioner has not responded to the Motion to Dismiss.

6 The Notice of Intent to Appeal indicates the city's  
7 decision on appeal became final on December 20, 1984. The  
8 Notice of Intent to Appeal was filed with the Board on  
9 January 11, 1985. Because the Notice was filed more than 21  
10 days after the decision became final, the appeal must be  
11 dismissed. ORS 197.830(7).

12 Dismissed.