

LAND USE
BOARD OF APPEALS
SEP 10 9 11 AM '86

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

CITIZENS AGAINST FORCED)
ANNEXATION and BILL PUTNEY,)
Petitioners,)
vs.)
CITY OF SALEM,)
Respondent.)

LUBA No. 86-021

FINAL OPINION
AND ORDER OF DISMISSAL

Wallace W. Lien
Attorney at Law
Suite 2025
Walker Plaza
Salem, OR 97301
Attorney for
Petitioners

Paul A. Lee
Assistant City Attorney
555 Liberty Street, SE
Salem, OR 97301
Attorney for
Respondent

DuBay, Chief Referee; Bagg, Referee; Kressel, Referee.

DISMISSED 09/10/86

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

1 This appeal is before the Board on motion of Respondent
2 City of Salem for an order dismissing the appeal with
3 forfeiture of fees and costs for petitioners' failure to timely
4 file their petition for review.

5 ORS 197.830(7) provides in part:

6 "If a petition for review is not filed with the board
7 as required in subsections (8) and (9) of this
8 section, the filing fee and deposit shall be awarded
9 to the local government, special district or state
10 agency as cost preparation of the record."

11 Accordingly, the deposit for costs and filing fee (\$200)
12 are awarded to City of Salem.
13
14
15
16
17
18
19
20
21
22
23
24
25
26