

1 BEFORE THE LAND USE BOARD OF APPEALS
2 OF THE STATE OF OREGON
3
4 DEBORAH TRESSLER,)
5)
6 Petitioner,)
7) LUBA No. 97-049
8 vs.)
9) FINAL OPINION
10 BAKER COUNTY,) AND ORDER
11)
12 Respondent.)
13
14
15 Appeal from Baker County.
16
17 Raymond S. Baum, La Grande, represented petitioner.
18
19 Bradley Anderson, County Counsel, Baker City,
20 represented respondent.
21
22 LIVINGSTON, Referee; HANNA, Chief Referee; GUSTAFSON,
23 Referee, participated in the decision.
24
25 DISMISSED 06/04/97
26
27 You are entitled to judicial review of this Order.
28 Judicial review is governed by the provisions of ORS
29 197.850.

1 Opinion by Livingston.

2 ORS 197.830(10) requires that a petition for review be
3 filed within the deadlines established by Board rule. OAR
4 661-10-030(1) provides, in relevant part:

5 "** * * The petition for review together with four
6 copies shall be filed with the Board within 21
7 days after the date the record is received by the
8 Board. * * * Failure to file a petition for review
9 within the time required by this section, and any
10 extensions of that time under * * * OAR 661-10-
11 067(2), shall result in dismissal of the appeal *
12 * *."

13 OAR 661-10-067(2) provides that the time limit for filing
14 the petition for review may be extended only by written
15 consent of all the parties. The deadline for filing the
16 petition for review is strictly enforced. See Terrace Lakes
17 Homeowners Assn. v. City of Salem, 29 Or LUBA 532, aff'd 138
18 Or App 188 (1995); Bongiovanni v. Klamath County, 29 Or LUBA
19 351 (1995).

20 The petition for review in this appeal was due May 8,
21 1997. Petitioner neither filed a timely petition for review
22 nor obtained an extension of time to file.

23 Because a petition for review was not filed within the
24 time required by our rules, and petitioner did not obtain
25 written consent to extend the time for filing the petition
26 for review under OAR-661-10-067(2), ORS 197.830(10) and
27 OAR 661-10-030(1) require that we dismiss this appeal.

28 This appeal is dismissed.