

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

3  
4   GLENFAIR NEIGHBORHOOD ASSOCIATION,                                    )  
5    )  
6                    Petitioner,    )  
7    )  
8            vs.   )  
9    )  
10   CITY OF PORTLAND,    )  
11    )  
12                    Respondent.    )  
13

LUBA No. 95-261  
FINAL OPINION  
AND ORDER

14  
15            Appeal from City of Portland.

16  
17            Susan Booker, Portland, represented petitioner.

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19            Ruth M. Spetter, Senior Deputy City Attorney,  
20   represented respondent.

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22            GUSTAFSON, Referee; LIVINGSTON, Chief Referee; HANNA,  
23   Referee, participated in the decision.

24  
25                    DISMISSED    02/26/96

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           Gustafson, Referee.

2           Respondent moves to dismiss this appeal on the basis  
3 that petitioners have failed to timely file a petition for  
4 review. Respondent also requests award of the filing fee  
5 and deposit for costs pursuant to OAR 661-10-130(1).

6           The petition for review was due February 15, 1996, and  
7 has not been filed. Failure to file a timely petition for  
8 review is a jurisdictional violation of our rules, mandating  
9 dismissal of this appeal.

10          This appeal is dismissed, and respondent is awarded the  
11 filing fee and deposit for costs.