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JUN 15 1998

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TEMPORARY ADMINISTRATIVE RULES

I certify that the attached copies are true, full and correct copies of the PERMANENT Rules adopted on May 15, 1998 by

Land Use Board of Appeals (LUBA) Administrative Rule Chapter Number: 661
Christina Basye (Rules Coordinator) (503) 373-1265
Public Utilities Commission Bldg.
550 Capitol NE
Salem, Oregon

to become effective June 15, 1998 through December 15, 1998.

RULEMAKING ACTION
List each rule number separately, 000-00-0000

AMEND:

661-10-075(9)

Statutory authority: ORS 197.820(4).

Other Authority: None.

Stat. Implemented: ORS 197.805, 197.828, 197.830, 197.835

RULE SUMMARY

661-10-075(9) is amended to reflect the agency's new address, stating

"Address and Hours of the Board: The Board's address is [306 State Library Building, 250 Winter Street NE] Public Utilities Commission Building, 550 Capitol NE, Salem, Oregon, 97310. The telephone number is 373-1265. The offices of the Board shall be open from 8:00 a.m. to 12:00 p.m., and 1:00 p.m. to 5:00 p.m. Monday through Friday."

Luzia S. Mustajon 6/11/98
Authorized Signer and Date

LUBA 2-1998 (Temp)

THE LAND USE BOARD OF APPEALS (LUBA)
DIVISION OF THE STATE OF OREGON

IN THE MATTER OF THE)	Statement of
AMENDMENT OF OAR 661-10-075(9))	Need and Justification of
TO REFLECT LUBA'S RECENT)	Temporary Rule
CHANGE OF ADDRESS)	

TO: ALL INTERESTED PERSONS

1. Effective June 15, 1998, the Land Use Board of Appeals is amending Administrative Rule 661-10-075(9) to reflect LUBA's recent change of address.
2. Statutory Authority: ORS Chapter 197.820(4).
3. Need for Rule: OAR 661-10-075(9) provides LUBA's address for purposes of receiving notices of intent to appeal and other documents related to land use appeals under LUBA's jurisdiction. LUBA has jurisdiction over an appeal of a local government decision only if a notice of intent to appeal that decision is physically received at LUBA's offices within 21 days of the date the decision became final. ORS 197.830(8).

On April 1, 1998, LUBA moved to a new address. Despite widespread notice of our new address, a number of appellants continue to send notices of intent to appeal and other documents to our old address, as stated in our rules and as published on our web page.

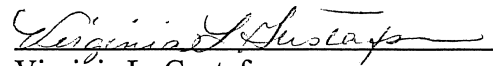
4. Documents Relied Upon: None.
5. Justification of Temporary Rule:

LUBA finds that following the permanent rulemaking process, rather than taking this temporary rulemaking action, will result in serious prejudice to the public interest because it will cause the following specific consequences:

LUBA's failure to promptly amend this rule will inevitably result in the dismissal of an appeal due to delay resulting from reliance on our published rules.

Delay in receiving other types of documents may affect the review proceedings in a number of detrimental ways.

Dated this 15th day of June, 1998.


Virginia L. Gustafson
Board Chair

Statutory authority: ORS 197.820(4).

Other Authority: None.

Stat. Implemented: ORS 197.805, 197.828, 197.830, 197.835

661-10-075(9)

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