

BEFORE THE LAND USE BOARD OF APPEALS JUN 2 4 42 PM '88

OF THE STATE OF OREGON

SNELL CONSTRUCTION CO.,

Petitioner,

vs.

CITY OF WEST LINN,

Respondent,

and

RICHARD KILIAN, SHARON KILIAN,  
HOWARD BALES, SHIRLEY BALES,  
and MARY BARUD,

Intervenors-  
Respondent.

LUBA No. 88-021

FINAL OPINION  
AND ORDER OF DISMISSAL

Appeal from the City of West Linn.

Thomas C. Thetford  
Thetford, Stevens,

Mario & Schmit  
4550 Kruse Way, S-175  
Lake Oswego, OR 97035-2579

Attorney for Petitioner

John H. Hammond  
Legal Counsel

City of West Linn  
P.O. Box 648

West Linn, OR 97068

Attorney for Respondent

A. Gregory McKenzie  
Canning, Tait & McKenzie, P.C.  
P.O. Box 5269  
Oregon City, OR 97045

Attorney for Intervenors-Respondent

HOLSTUN, Referee; BAGG, Chief Referee; SHERTON, Referee.

DISMISSED

06/02/88

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

1 Under ORS 197.830(9) and OAR 661-10-030(1), a petition for  
2 review is due 21 days after the record is settled. The record  
3 was settled in this appeal on April 22, 1988.

4 OAR 661-10-030(1) provides:

5 "Failure to file a petition for review within the time  
6 required by this section, and any extensions of that  
7 time under OAR 661-10-045(7) or OAR 661-10-067(2),  
8 shall result in dismissal of the appeal and forfeiture  
9 of the filing fee and deposit for costs to the  
10 governing body. See OAR 661-10-075(1)(c)."

11 No petition for review has been filed, and no request for  
12 an extension of time in which to file the petition for review  
13 has been filed. Accordingly, this appeal is dismissed and  
14 petitioner shall forfeit its filing fee and deposit for costs  
15 to respondent city.  
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CERTIFICATE OF MAILING

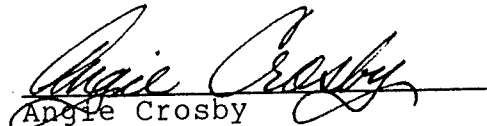
I hereby certify that I served the foregoing Final Opinion and Order of Dismissal for LUBA No. 88-021, on June 2, 1988, by mailing to said parties or their attorney a true copy thereof contained in a sealed envelope with postage prepaid addressed to said parties or their attorney as follows:

Thomas C. Thetford  
Thetford, Stevens,  
Mario & Schmit  
4550 Kruse Way, S-175  
Lake Oswego, OR 97035-2579

John H. Hammond  
Legal Counsel  
City of West Linn  
P.O. Box 648  
West Linn, OR 97068

A. Gregory McKenzie  
Canning, Tait & McKenzie, P.C  
P.O. Box 5269  
Oregon City, OR 97045

Dated this 2nd day of June, 1988.

  
Angie Crosby  
Administrative Assistant