

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

3
4 GLENN H. GREGG and)
5 RICHARD B. WILMOT,)
6)
7 Petitioners,) LUBA No. 91-118
8)
9 vs.) FINAL OPINION
10) AND ORDER
11 CITY OF LAKE OSWEGO,)
12)
13 Respondent.)

14
15
16 Appeal from City of Lake Oswego.

17
18 Steven W. Abel, Portland, represented petitioner.

19
20 Jeffrey G. Condit, Lake Oswego, represented respondent.

21
22 KELLINGTON, Referee; HOLSTUN, Chief Referee; SHERTON,
23 Referee, participated in the decision.

24
25 DISMISSED 08/11/92

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 Kellington.

2 Pursuant to ORS 197.830(12)(b) the city withdrew the
3 challenged decision for reconsideration. Pursuant to
4 OAR 661-10-021(3), the city thereafter filed with this Board
5 a decision on reconsideration. The Board received the
6 decision on reconsideration on July 9, 1992. No party
7 sought review of the decision on reconsideration. OAR 661-
8 10-021(5)(d) provides that if no amended notice of intent to
9 appeal is filed or original notice of intent to appeal is
10 refiled within 21 days after the decision on
11 reconsideration, then the appeal will be dismissed.
12 Accordingly, this appeal is dismissed.