

1 Opinion by Holstun.

2 Under ORS 197.830(8) and OAR 661-10-015, the notice of
3 intent to appeal in this matter was required to be filed
4 with this Board within 21 days after the date the challenged
5 land use decision became final. The notice of intent to
6 appeal filed by petitioner in this appeal was filed more
7 than 21 days after the date the decision became final.

8 Respondent moves to dismiss this appeal, and the motion
9 is granted. Oak Lodge Water District v. Clackamas County,
10 18 Or LUBA 643 (1990). Because no record was filed by the
11 county in this matter, the Board will return petitioner's
12 \$150 deposit for costs.