

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3 LILLIAN MARGARET DAWELL,

4 *Petitioner,*

5 vs.

6 CITY OF LAKE OSWEGO,

7 *Respondent.*

8 LUBA No. 2003-032

9 FINAL OPINION

10 AND ORDER

11 Appeal from City of Lake Oswego.

12 Lillian M. Dawell, Lake Oswego, represented herself.

13 David D. Powell, Lake Oswego, represented respondent.

14 BASSHAM, Board Chair; HOLSTUN, Board Member; BRIGGS, Board Member,  
15 participated in the decision.

16 DISMISSED

17 03/12/03

18 You are entitled to judicial review of this Order. Judicial review is governed by the  
19 provisions of ORS 197.850.  
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1 Bassham, Board Chair.

2 On February 25, 2003, the Board received a single-page document entitled “City of  
3 Lake Oswego, Notice of Council Decision.” Across the bottom of the document was written  
4 the words “Notice of Intent to Appeal” and petitioner’s signature. The document did not  
5 include some of the information that OAR 661-010-0015(3) requires, and was not  
6 accompanied by a check for the fee and deposit required by OAR 661-010-0015(4).

7 On February 26, 2003, the Board requested by letter that petitioner file an amended  
8 notice of intent to appeal, accompanied by the required fee and deposit for costs, within  
9 seven days of the date of the letter. The Board did not receive either an amended notice of  
10 intent to appeal or the required fee and deposit, within the prescribed period. Accordingly,  
11 pursuant to OAR 661-010-0015(1)(b), this appeal is dismissed.