1	BEFORE THE LAND USE BOARD OF APPEALS
2	OF THE STATE OF OREGON
3	
4	SUSAN L. EPPING
5	Petitioner,
6	
7	vs.
8	
9	CITY OF LAKE OSWEGO,
10	Respondent.
11	
12	LUBA No. 2006-166
13	
14	FINAL OPINION
15	AND ORDER
16	
17	Appeal from City of Lake Oswego.
18	
19	Renee M. France, Portland, represented petitioner.
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21	Evan P. Boone, Deputy City Attorney, Lake Oswego, represented respondent.
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23	RYAN, Board Member; BASSHAM, Board Chair; HOLSTUN, Board Member,
24	participated in the decision.
25	
26	DISMISSED 01/30/2007
27	
28	You are entitled to judicial review of this Order. Judicial review is governed by the
29	provisions of ORS 197.850.

1	Opinion by Ryan.
2	Pursuant to ORS 197.830(13)(b) and OAR 661-010-0021, the respondent withdrew
3	the decision challenged in this appeal for reconsideration on October 3, 2006. On January 3,
4	2007, the Board received respondent's decision on reconsideration. Pursuant to
5	OAR 661-010-0021(5)(a), petitioner had until January 24, 2007 to either refile its original
6	notice of intent to appeal in this matter, or file an amended notice of intent to appeal. The
7	Board has not received a refiled original notice of intent to appeal or an amended notice of
8	intent to appeal in accordance with OAR 661-010-0021(5)(a).
9	OAR 661-010-0021(5)(e) provides "[i]f no amended notice of intent to appeal is filed
10	or no original notice of intent to appeal is refiled, as provided in [OAR 661-010-0021(5)(a)],
11	the appeal will be dismissed."
12	This appeal is dismissed. Matrix Development v. City of Tigard, 25 Or LUBA 557
13	(1993).