1	BEFORE THE LAND USE BOARD OF APPEALS
2	OF THE STATE OF OREGON
3	
4	JOHN UPSHUR,
5	Petitioner,
6	
7	VS.
8	
9	CITY OF GOLD BEACH,
10	Respondent.
11	
12	LUBA No. 2007-036
13	
14	FINAL OPINION
15	AND ORDER
16	
17	Appeal from City of Gold Beach.
18	
19	John Upshur, El Cajon, California, represented himself.
20	
21	M. Gerard Herbage, Gold Beach, represented respondent.
22	
23	BASSHAM, Board Member; HOLSTUN, Board Chair; RYAN, Board Member,
24	participated in the decision.
25	
26	DISMISSED 11/08/2007
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 Bassilani.
2	The petition for review in the appeal was due September 26, 2007. The petition for
3	review has not been filed, nor has an extension of time to file the petition for review been
4	granted.
5	ORS 197.830(11) requires that a petition for review be filed within the deadlines
6	established by Board rule. OAR 661-010-0030(1) provides, in relevant part:
7 8 9 10	"* * The petition for review together with four copies shall be filed with the Board within 21 days after the date the record is received or settled by the Board. * * * Failure to file a petition for review within the time required by this section, and any extensions of that time under * * * OAR 661-010-0067(2), shall result in dismissal of the appeal * * *."
12	OAR 661-010-0067(2) provides that the time limit for filing the petition for review may be
13	extended only by written consent of all the parties.
14	The deadline for filing the petition for review is strictly enforced. Terrace Lakes
15	Homeowners Assoc. v. City of Salem, 29 Or LUBA 532, 535, aff'd 138 Or App 188, 906 P2c
16	871 (1995); Hutmacher v. Marion County, 15 Or LUBA 514, 515 (1987).
17	Because a petition for review was not filed within the time required by our rules, and
18	petitioner did not obtain written consent to extend the time for filing the petition for review
19	under OAR-661-010-0067(2) beyond September 26, 2007, ORS 197.830(11) and OAR
20	661-010-0030(1) require that we dismiss this appeal.
21	This appeal is dismissed.