

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

3  
4 DANA JACOBSEN and MOLLY JACOBSEN,  
5 *Petitioners,*

6  
7 vs.

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9 CITY OF WINSTON,  
10 *Respondent,*

11 and

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13  
14 DON JENKINS and JOELL JENKINS,  
15 *Intervenors-Respondents.*

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17 LUBA No. 2010-111

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19 FINAL OPINION  
20 AND ORDER

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22 Appeal from City of Winston.

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24 Molly Jacobsen and Dana Jacobsen, Winston, represented themselves.

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26 Zack P. Mittge, Eugene, represented respondent.

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28 Corinne C. Sherton, Salem, represented intervenors-respondents.

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30 DISMISSED

03/16/2011

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32 You are entitled to judicial review of this Order. Judicial review is governed by the  
33 provisions of ORS 197.850.

Opinion by Holstun.

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In an order issued this date, we explain that petitioners have not yet exhausted available local remedies before appealing the decision that is the subject of this appeal to LUBA. ORS 197.825(2)(a) makes exhaustion of “all remedies available by right” a jurisdictional requirement. It follows that this appeal must be dismissed.