1	BEFORE THE LAND USE BOARD OF APPEALS
2	OF THE STATE OF OREGON
3	
4	KEEP KEIZER LIVABLE,
5	and KEVIN HONBAUM,
6	Petitioners,
7	
8	VS.
9	
10	CITY OF KEIZER,
11	Respondent,
12	
13	and
14	
15	E VILLAGE LLC,
16	Intervenor-Respondent.
17	*
18	LUBA No. 2012-095
19	
20	FINAL OPINION
21	AND ORDER
22	
23	Appeal from City of Keizer.
24	
25	Kenneth D. Helm, Beaverton, represented petitioners.
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27	E. Shannon Johnson, Keizer, represented respondent.
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29	Dana L. Krawczuk, Portland, represented intervenor-respondent.
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31	BASSHAM, Board Member; HOLSTUN, Board Chair; RYAN, Board Member,
32	participated in the decision.
33	
34	DISMISSED 01/07/2014
35	
36	You are entitled to judicial review of this Order. Judicial review is governed by the
37	provisions of ORS 197.850.

1	Opinion by Bassham.
2	Pursuant to ORS 197.830(13)(b) and OAR 661-010-0021, the City of Keizer
3	withdrew the decision challenged in this appeal for reconsideration on March 1, 2013. On
4	March 21, 2013, the Board received the City of Keizer's decision on reconsideration.
5	Pursuant to OAR 661-010-0021(5)(a), petitioner had until April 11, 2013, to either refile its
6	original notice of intent to appeal in this matter, or file an amended notice of intent to appeal.
7	The Board has not received a refiled original notice of intent to appeal or an amended notice
8	of 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).