11 Respondent, 12 and 13 and 14	1	BEFORE THE LAND USE BOARD OF APPEALS
 4 UPPER MIDHILL ESTATES, LLC, 5 and RYAN ZYGAR, 6 Petitioners, 7 8 vs. 9 0 CITY OF WEST LINN, 11 Respondent, 12 and 14 15 SCOT CHANDLER, LIZELLE CHANDLER, 16 FRIEDRICH BAUMANN, CHAD SIEBER, 17 LACY SIEBER, JERRY MARLOW, DONNA MARLOW, 18 MICHAEL CHAN, LEI CUI, TING XU, LILY CROWDER 19 CHARLES RIM, SUSAN RIM, CHRIS HARRIS, 20 SCARLETT HARRIS, DORIANNE PALMER, DOUG PALMER, 21 JOANNE DESKY, PETER LANG, LORRIE WATTS, 22 JENNA MAHANAY, KEITH HAMILTON, JANET BRUMBAUGH, 23 PAUL HALLORAN and ROBERT STOWELL. 24 Intervenors-Respondents. 25 26 LUBA No. 2016-100 27 28 FINAL OPINION 29 AND ORDER 31 Appeal from City of West Linn. 33 Michael C. Robinson, Portland, represented petitioners. 34 35 Timothy V. Ramis, Lake Oswego, represented respondent. 36 37 Scot Chandler, Lizelle Chandler, Friedrich Baumann, Chad Sieber, Lacy 		OF THE STATE OF OREGON
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Crowder, Charles Rim and Susan Rim, Lake Oswego, Chris Harris, Scarlett 1 Harris, Dorianne Palmer, Doug Palmer, Joanne Desky, Peter Lang, Jenna 2 3 Mahanay, Keith Hamilton, Janet Brumbaugh, Paul Holloran, Robert Stowell, 4 West Linn, and Lorrie Watts, Tualatin, represented themselves. 5 6 RYAN, Board Chair; BASSHAM, Board Member; HOLSTUN, Board 7 Member, participated in the decision. 8 9 DISMISSED 08/10/2017 10 11 You are entitled to judicial review of this Order. Judicial review is 12 governed by the provisions of ORS 197.850.

1	Opinion by Ryan.
2	Pursuant to ORS 197.830(13)(b) and OAR 661-010-0021, respondent
3	withdrew the decision challenged in this appeal for reconsideration on January
4	17, 2017. On July 10, 2017, the Board received West Linn's decision on
5	reconsideration. Pursuant to OAR 661-010-0021(5)(1), petitioners had until
6	August 1, 2017 to either refile their original notice of intent to appeal in this
7	matter, or file an amended notice of intent to appeal. The Board has not
8	received a refiled original notice of intent to appeal or an amended notice of
9	intent to appeal in accordance with OAR 661-010-0021(5)(a). ¹
10	OAR 661-010-0021(5)(e) provides "[i]f no amended notice of intent to
11	appeal is filed or no original notice of intent to appeal is refiled, as provided in
12	[OAR 661-010-0021(5)(a)], the appeal will be dismissed."
13	This appeal is dismissed. Matrix Development v. City of Tigard, 25 Or
14	LUBA 557 (1993).

¹ The Board received a Notice of Intent to Appeal the city's decision on reconsideration from Jason Harra and Jessica Harra, and that appeal is LUBA No. 2017-074.