1	BEFORE THE LAND USE BOARD OF APPEALS
2	OF THE STATE OF OREGON
3	
4	THRIVE HOOD RIVER and
5	MICHAEL MCCARTHY,
6	Petitioners,
7	
8	vs.
9	
10	HOOD RIVER COUNTY,
11	Respondent,
12	
13	and
14	
15	APOLLO LAND HOLDINGS, LLC,
16	Intervenor-Respondent.
17	
18	LUBA No. 2021-023
19	
20	FINAL OPINION
21	AND ORDER
22	
23	Appeal from Hood River County.
24	
25	Mike Sargetakis represented petitioners.
26	
27	Christopher D. Crean and David F. Doughman represented respondent.
28	
29	Michael C. Robinson and Garrett H. Stephenson represented intervenor-
30	respondent.
31	
32	RYAN, Board Member; ZAMUDIO, Board Chair; RUDD, Board
33	Member, participated in the decision.
34	DIGMIGGED 00/01/2021
35	DISMISSED 09/01/2021
36	Van are outitled to indicial review of this Onder India's I wastern to
37	You are entitled to judicial review of this Order. Judicial review is
38	governed by the provisions of ORS 197.850.

Opinion by Ryan.

2	Pursuant to ORS 197.830(13)(b) and OAR 661-010-0021, the county
3	withdrew the decision challenged in this appeal for reconsideration on May 21,
4	2021. On July 22, 2021, the Board received the county's decision on
5	reconsideration. Pursuant to OAR 661-010-0021(5)(a), petitioners had until
6	August 12, 2021, 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 received
8	a refiled original notice of intent to appeal or an amended notice of intent to
9	appeal in accordance with OAR 661-010-0021(5)(a).
10	OAR 661-010-0021(5)(e) provides, "If 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

LUBA 557 (1993).

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