



Oregon

Kate Brown, Governor

Land Use Board of Appeals
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February 8, 2022

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RE: Botts Marsh, LLC v. City of Wheeler
LUBA No. 2022-002

We are in receipt of the record transmittal for the above-captioned appeal. We will refer to the Board's Procedural Rules for the calculation of the briefing schedule.

The petition for review is due twenty-one days after receipt of the record by the Board. The respondent's brief is due forty-two days after receipt of the record. The record was received by the Board on February 07, 2022.

As a courtesy LUBA will email electronic copies of LUBA's Final Opinion and Order to the parties (or their attorneys if parties are represented) after it is issued. If you have not already done so, please call (503) 373-1265 and provide LUBA with your email address.

Best Regards,

Erin Pence
Executive Support Specialist

Enclosure

RECEIVED

FEB 10 2022

Bateman Seidel

NOTICE TO PARTIES REGARDING 2019 RULES FOR BRIEFS

Please note that LUBA's administrative rules regarding briefs have changed for appeals filed after January 1, 2019. The rules governing briefs at OAR 661-101-0035(2) now require that a brief shall **"not exceed 11,000 words."** All briefs are still required to be **"double-spaced"** with **"14 point"** type. Quotations and footnotes may be single-spaced.

All parties filing a brief are required to append a signed certificate of compliance with the specification for briefs. (See Exhibit7.)

In the event of the filing of a non-compliant brief, LUBA's rules allow it to (1) require a conforming brief to be filed within three days of notification by the board, or (2) refuse to consider a brief that does not substantially conform to the requirements of the rules. OAR 661-010-0035(2).

The new rules and Exhibit 7 can be found at <http://www.oregon.gov/LUBA>