

LUBA Case Summaries
March 2024

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● ***Panabaker et al v. City of Hood River* (LUBA No 2023-077, Mar 1, 2024)**
(Opinion by Ryan, Board Chair)

Petitioners appealed Ordinance 2026 that was adopted by the city council on September 12, 2016. Held: This appeal concerned a post-acknowledgement plan amendment and was required by ORS 197.830(9) and OAR 661-010-0015(1)(a) to be filed on or before the 21st day after the decision sought to be reviewed was mailed to parties entitled to notice under ORS 197.615. Petitioners’ appeal was untimely. Dismissed.

● ***Howard et al v. Tillamook County* (LUBA No 2023-068, Mar 6, 2024)**
(Opinion by Ryan, Board Chair)

Petitioners appealed Ordinance 84-2 that amended Ordinance 84, the Tillamook County Short-Term Rental Ordinance relating to the regulation and licensing of short-term rental use of residential dwelling units. Held: Ordinance 84-2 was the same ordinance at issue in *Akiyama et al v. Tillamook County*, ___ Or LUBA ___ (LUBA No 2023-063, Feb 9, 2024). For the reasons articulated in *Akiyama*, LUBA lacks jurisdiction over the appeal. Dismissed.

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