

the federal Resource Conservation and Recovery Act permit program for hazardous waste facilities in this state. Section 455B.411, subsections 6, 9, and 10, section 455B.412, subsections 2 through 4, and sections 455B.413 through 455B.421 are suspended and do not apply as they pertain to that permit program, but are not suspended and do apply as they pertain to abandoned and uncontrolled sites, used oil, and site licensing under chapter 455B, division IV, part 6. The suspension provided by this subsection begins July 1, 1987 ~~and ends June 30, 1999.~~

Approved April 7, 2000

CHAPTER 1074

VACATION OF ROADS AND RIGHTS-OF-WAY

S.F. 2194

AN ACT relating to the vacation of roads and road rights-of-way.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 306.11, Code 1999, is amended to read as follows:

306.11 HEARING — PLACE — DATE.

In proceeding to the vacation and closing of ~~any a~~ road, part thereof, or railroad crossing, the agency in control of ~~said the~~ road, or road system, shall fix a date for a hearing ~~thereon on the vacation and closing~~ in the county where ~~said the~~ road, or part thereof, or crossing, is located, and if located in more than one county, then in a county ~~wherein in which~~ any part of ~~such the~~ road or crossing is located. If the road to be vacated or changed is a secondary road located in more than one county, the boards of supervisors of ~~such the~~ counties, acting jointly, shall fix a date for a hearing ~~thereon on the vacation or change~~ in either or any of the counties where ~~such the~~ road, or part thereof, is located. If the proposed vacation is¹ part of a road right-of-way held by easement and will not change the existing traveled portion of the road or deny access to the road by adjoining landowners, a hearing is not required.

Sec. 2. Section 306.12, Code 1999, is amended to read as follows:

306.12 NOTICE — SERVICE.

Notice of the hearing under section 306.11 shall be published in a newspaper of general circulation in the county or counties where the road is located, not less than four nor more than twenty days prior to the date of hearing. The agency which is holding the hearing shall notify all adjoining property owners, all utility companies whose facilities adjoin the road right-of-way or are on the road right-of-way, and the department, boards of supervisors, or agency in control of affected state lands, of the time and place of the hearing, by certified mail, ~~and shall notify all property owners located outside the boundary of a city, who own ten or more acres of land within one mile of the road, by regular mail.~~

Approved April 12, 2000

¹ See chapter 1232, §65 herein