

Sen. 2000 Bill 2378, file pass 3/26

MAR 5 1992

HOUSE FILE 2378

BY COMMITTEE ON LOCAL GOVERNMENT

Place On Calendar

(SUCCESSOR TO HSB 600)

Passed House, Date 3/11/92 (p. 548) Passed Senate, Date 3/31/92 (p. 1119)

Vote: Ayes 98 Nays 0 Vote: Ayes 48 Nays 0

Approved April 9, 1992 (p. 1298)

**A BILL FOR**

1 An Act relating to the time for notice of the proposed vacation  
2 of an official plat.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2378

1 Section 1. Section 409A.22, unnumbered paragraph 1, Code  
2 1991, is amended to read as follows:

3 The proprietors of lots within an official plat who wish to  
4 vacate any portion of the official plat shall file a petition  
5 for vacation with the governing body which would have  
6 jurisdiction to approve the plat at the time the petition is  
7 filed. After the petition has been filed, the governing body  
8 shall fix the time and place for public hearing on the  
9 petition. Written notice of the proposed vacation shall be  
10 served in the manner of original notices as provided in Iowa  
11 rules of civil procedure and be served upon proprietors and  
12 mortgagees within the official plat that are within three  
13 hundred feet of the area to be vacated. If a portion of the  
14 official plat adjoins a river or state-owned lake, the Iowa  
15 department of natural resources shall be served written notice  
16 of the proposed vacation. Notice of the proposed vacation  
17 shall be published twice, with ten fourteen days between  
18 publications, stating the date, time, and place of the  
19 hearing.

20 EXPLANATION

21 This bill increases the time period between the required  
22 two published notices concerning the vacation of a plat from  
23 10 to 14 days.

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HSB 600

LOCAL GOVERNMENT

*New*

HOUSE FILE *2378*

BY (PROPOSED COMMITTEE ON LOCAL GOVERNMENT BILL REQUESTED BY SHEARER)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the time for notice of the proposed vacation  
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SUB COMMITTEE ASSIGNMENTS  
 CHAIR: *Shearer* Resigned to *Johnson*  
 COMMITTEE: *Local Gov* Local Gov  
*2-6-92* *2-11-92*

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2 1991, is amended to read as follows:

3 The proprietors of lots within an official plat who wish to  
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HOUSE FILE 2378

AN ACT

RELATING TO THE TIME FOR NOTICE OF THE PROPOSED VACATION OF AN OFFICIAL PLAT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 409A.22, unnumbered paragraph 1, Code 1991, is amended to read as follows:

The proprietors of lots within an official plat who wish to vacate any portion of the official plat shall file a petition for vacation with the governing body which would have jurisdiction to approve the plat at the time the petition is filed. After the petition has been filed, the governing body shall fix the time and place for public hearing on the petition. Written notice of the proposed vacation shall be served in the manner of original notices as provided in Iowa rules of civil procedure and be served upon proprietors and mortgagees within the official plat that are within three hundred feet of the area to be vacated. If a portion of the official plat adjoins a river or state-owned lake, the Iowa department of natural resources shall be served written notice of the proposed vacation. Notice of the proposed vacation shall be published twice, with ten fourteen days between

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ROBERT C. ARNOULD  
Speaker of the House

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MICHAEL E. GRONSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2378, Seventy-fourth General Assembly.

Approved  9, 1992

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JOSEPH O'HERN  
Chief Clerk of the House

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TERRY E. BRANSTAD  
Governor