

FILED JAN 12 1998

SENATE FILE 2012  
BY BORLAUG

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the service of written notice of a petition to  
2 vacate an official plat.

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

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S.F. 2012

1 Section 1. Section 354.22, unnumbered paragraph 1, Code  
2 1997, 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 or by certified mail and be served  
12 upon proprietors and mortgagees within the official plat that  
13 are within three hundred feet of the area to be vacated. If a  
14 portion of the official plat adjoins a river or state-owned  
15 lake, the Iowa department of natural resources shall be served  
16 written notice of the proposed vacation. Notice of the  
17 proposed vacation shall be published twice, with fourteen days  
18 between publications, stating the date, time, and place of the  
19 hearing.

20 EXPLANATION

21 This bill provides that written notice of a proposed  
22 vacation of an official plat may be served by certified mail  
23 in lieu of being served in the manner of original notices as  
24 provided in the Iowa rules of civil procedure.

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