

1005.140 Vacation of Subdivision.

The following procedure shall be followed for the vacation of subdivisions.

1. Whenever any person may desire to vacate any subdivision or part thereof in which he shall be the legal owner of all of the lots or may desire to vacate any lot, such person or corporation may petition the County Council giving a distinct description of the property to be vacated and the names of the persons to be affected thereby.
2. The petition shall be filed together with a filing fee in the sum of two hundred dollars (\$200.00) with the County Clerk who shall give notice of the pendency of the petition in a public newspaper in the same manner as set forth in Section 1003.300-4(1) SLCRO 1974, as amended.
3. If no opposition be made to the petition, the County Council may vacate the same with such restrictions as they may deem for the public good. If opposition be made, the petition shall be set down for public hearing before the County Council.
4. Prior to County Council action, the petition shall be referred to the Department of Planning for review and comment.
5. If the developer fails to cure all non-compliance with improvement requirements, the Director may initiate proceedings to vacate the undeveloped portion of the subdivision. For the purpose of this Section the undeveloped portion of the subdivision does not include lots which have been sold or are under bona fide contract for sale to any person for personal use or occupancy. (O. No. 12035 - Adopted 4/25/85)

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