

CHAPTER 11

ARTICLE 10

VACATIONS AND DEDICATIONS

9-11-10-1: APPLICATION PROCEDURE

9-11-10-2: ACTION

9-11-10-1: APPLICATION PROCEDURE

- A. Application: Any property owner desiring to have an existing subdivision, public right-of-way or easement vacated, or desiring to dedicate a street right-of-way, or easement shall complete and file an application with the city and also file such other applications as are otherwise required by law. These provisions shall not apply to any street right-of-way or easement to be shown on a recorded plat of a subdivision.
- B. Upon receipt of the completed application and other information as may be required, the city shall affix the date of application acceptance thereon. Said application shall then be placed on the agenda for consideration at the next regular meeting of the commission.

9-11-10-2: ACTION

- A. Commission Recommendation: The commission shall review the request and any agency response and make a recommendation to the council for approval, conditional approval or denial.
- B. Council Action:
 - 1. When considering an application for vacation procedures, the council shall establish a date for a public hearing and give such public notice as required by law. The council may approve, or deny, the application. Whenever, public rights-of-way or lands are vacated, the council shall provide adjacent property owners with deeds for said vacated rights-of-way in such proportions as are prescribed by law.
 - 2. When considering an application for dedication, the council may approve or deny the application. When a dedication is approved, any required street improvements shall be constructed or a bond furnished assuring construction, prior to acceptance of the dedication. To complete the acceptance of any dedication of land, the owner shall furnish to the council a deed describing and conveying such lands to be recorded with the county recorder. (Ord. 22, 5-1981; Ord. 2008-6)