

Bill No. CS for SB 2548, 1st Eng.

Amendment No. ____ Barcode 551570

CHAMBER ACTION

Senate

House

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Senator Bennett moved the following amendment:

Senate Amendment (with title amendment)

On page 23, line 26, through page 24, line 17, delete those lines

and insert:

1. The plat of the subdivision was recorded as provided by law, or approved pursuant to law but not recorded, prior to 1980; and

2. In the subdivision or a portion of the subdivision, not more than 20 percent of the total subdivision area has been built into the uses of the subdivision's zoned or land use purposes.

(b) The governing body of a local government may not order the assembly or adjustment of all or part of a subdivision if 30 percent or more of the lands are in single ownership and that owner does not consent to such assembly or adjustment

(c) Any persons or entities, other than the local governing body, pursuing reassembly of a parcel pursuant to

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1 this subsection must demonstrate that the persons or entities
 2 making application for such vacation own the fee simple title
 3 to at least 60 percent of the subdivision or portion of the
 4 tract covered by the plat sought to be vacated and must
 5 demonstrate that the vacation will not affect the ownership or
 6 right of convenient access of persons owning other parts of
 7 the subdivision.

8 (d) Such action shall be based on a finding by the
 9 governing body that the proposed assembly or adjustment, or
 10 vacation and reversion to acreage of subdivided land, conforms
 11 to the comprehensive plan of the area and that the public
 12 health, safety, economy, comfort, order, convenience, and
 13 welfare will be promoted.

14 (e) Notwithstanding any provision of this subsection,
 15 paragraph (a) does not apply to those subdivisions that are
 16 approved or recorded again no later than 6 months from the
 17 effective date of this act.

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20 ===== T I T L E A M E N D M E N T =====

21 And the title is amended as follows:

22 On page 2, line 15, after the semicolon

23

24 insert:

25 providing exceptions;

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