Bill No. <u>CS for SB 2548, 1st Eng.</u>

Amendment No. ___   Barcode 855248

CHAMBER ACTION

<u>Senate</u>   <u>House</u>

1   3/AD/3R
04/27/2004 04:03 PM

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11   Senator Bennett moved the following amendment:

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13   **Senate Amendment (with title amendment)**

14   On page 24, lines 3-17, delete those lines

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16   and insert:

17   <u>(b) The governing body of a local government may not</u>

18   <u>order the assembly or adjustment of all or part of a</u>

19   <u>subdivision if 30 percent or more of the lands are in single</u>

20   <u>ownership and that owner does not consent to such assembly or</u>

21   <u>adjustment</u>

22   <u>(c) Any persons or entities, other than the local</u>

23   <u>governing body, pursuing reassembly of a parcel pursuant to</u>

24   <u>this subsection must demonstrate that the persons or entities</u>

25   <u>making application for such vacation own the fee simple title</u>

26   <u>to at least 60 percent of the subdivision or portion of the</u>

27   <u>tract covered by the plat sought to be vacated and must</u>

28   <u>demonstrate that the vacation will not affect the ownership or</u>

29   <u>right of convenient access of persons owning other parts of</u>

30   <u>the subdivision.</u>

31   <u>(d) Such action shall be based on a finding by the</u>

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1 <u>governing body that the proposed assembly or adjustment, or</u>

2 <u>vacation and reversion to acreage of subdivided land, conforms</u>

3 <u>to the comprehensive plan of the area and that the public</u>

4 <u>health, safety, economy, comfort, order, convenience, and</u>

5 <u>welfare will be promoted.</u>

6 <u>(e) Notwithstanding any provision of this subsection,</u>

7 <u>paragraph (a) does not apply to those subdivisions that are</u>

8 <u>approved or recorded again no later than 6 months from the</u>

9 <u>effective date of this act.</u>

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

13 And the title is amended as follows:

14   On page 2, line 15, after the semicolon

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16 insert:

17   providing exceptions;

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