

House Bill 2668

Sponsored by Representative MORGAN

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes county to vacate interior lot lines affecting private property without hearing if county has approval of owners of affected and abutting private property and planning director makes specified findings.

A BILL FOR AN ACT

1
2 Relating to vacation of property by county without hearing; amending ORS 368.351.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 368.351 is amended to read:

5 368.351. A county governing body may make a determination about a vacation of property under
6 ORS 368.326 to 368.366 without complying with ORS 368.346 if **the proceedings for vacation were**
7 **initiated by a petition under ORS 368.341 that indicates the owners' approval of the proposed**
8 **vacation and that contains the acknowledged signatures of owners of 100 percent of private**
9 **property proposed to be vacated and acknowledged signatures of owners of 100 percent of**
10 **property abutting public property proposed to be vacated and either:**

11 (1) The county road official files with the county governing body a written report that contains
12 the county road official's assessment that any vacation of public property is in the public interest;
13 [*and*] **or**

14 [(2) *The proceedings for vacation under ORS 368.326 to 368.366 were initiated by a petition under*
15 *ORS 368.341 that contains the acknowledged signatures of owners of 100 percent of any private prop-*
16 *erty proposed to be vacated and acknowledged signatures of owners of 100 percent of property abutting*
17 *any public property proposed to be vacated. The petition must indicate the owners' approval of the*
18 *proposed vacation.*]

19 (2) **The planning director of the county files a written report with the county governing**
20 **body in which the planning director, upon review, finds that an interior lot line vacation af-**
21 **fecting private property complies with applicable land use regulations and facilitates devel-**
22 **opment of the property subject to interior lot line vacation.**

23

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.