

CITY OF CHESAPEAKE, VIRGINIA

NUMBER: 4.17

ADMINISTRATIVE REGULATION

EFFECTIVE DATE: 4/21/05

**SUBJECT: DEPARTMENT OF PUBLIC WORKS
PROCEDURE FOR VACATING
PUBLIC EASEMENTS,
RIGHTS-OF-WAY,
OR PUBLIC STREETS**

SUPERSEDES: N/A

1. As a condition for vacation of any public street, alley, easement, or other public way, the procedure shall be as set out in City Code Sections 66-14 et seq. In such case, the request and application shall be submitted to the Planning Department.

2. As a general rule, if a public easement (drainage, utilities, access, non-ingress/egress) has been dedicated to the City by plat as part of the subdivision or development process, then the easement may be vacated by submitting the appropriate plat for approval and recordation; otherwise, a vacation must be by deed and approval by City Council after a duly advertised public hearing. A three-fourths vote of City Council is required for approval of the vacation. In every case, the request for vacation must be submitted to the Right-of-Way Agent who will consult with the City Attorney to determine and complete the process.



Dr. Clarence V. Cuffee, City Manager

4-27-05

Date