

[30]**5.08 5.07** *Status of Existing Platting Statutes*

From and after the time when a planning commission shall have control over subdivisions as provided in Section **[24]** 5.01 of this subtitle, the jurisdiction of the planning commission over plats shall be exclusive within the territory under its jurisdiction, and all statutory control over plats or subdivisions of land granted by other statutes shall, insofar as in harmony with the provisions of this subtitle be deemed transferred to the planning commission of such **[municipality]** jurisdiction.

6.00 **[Buildings]** *Development in Mapped Streets***[31]****6.01** *Reservation of Locations of Mapped Streets for Future Public Acquisition*

Any **[municipal]** planning commission is empowered, after it shall have adopted **[a major street]** *the transportation element of the plan of the territory within its subdivision jurisdiction or of any major section or district thereof*, to make or cause to be made, from time to time, surveys for the exact location of the lines of a street or streets AND ANY OTHER PART OF THE TRANSPORTATION ELEMENT in any portion of such territory and to make a plat of the area or district thus surveyed, showing the land which it recommends be reserved for future DEDICATION OR acquisition for public streets. AND ANY OTHER PART OF THE TRANSPORTATION ELEMENT. The commission before adopting any such plat, shall hold a public hearing thereon, notice of the time and place of which, with a general description of the district or area covered by the plat, shall be given not less than 10 days previous to the time fixed therefor by one publication in a newspaper of general circulation in the **[municipality]** jurisdiction if the district or area be within the **[municipality]** jurisdiction. After such hearing the commission may transmit the plat, as originally made or modified as may be determined by the commission, to **[council]** *the local legislative body*, together with the commission's estimate of the time or times within which the lands shown on the plat as street locations should be acquired by the **[municipality.]** *county or municipal corporation*. Thereupon by resolution, **[council]** *the local legislative body* may approve and adopt or may reject such plat or may modify it with the approval of the planning commission, or, in the event of the planning commission's disapproval, **[council]** *the local legislative body* may, by a favorable vote of not less than two-thirds of its entire membership, modify such plat and adopt the modified plat. In the resolution of adoption of a plat **[council]** *the local legislative body* shall fix the period of time for which the street locations shown upon the plat shall be deemed reserved for future taking or acquisition for public use. Upon such adoption the clerk of **[council]** *the local legislative body* shall transmit one attested copy of the plat to the county recorder of each county in which the platted land is located and retain one copy for the purpose of public examination. Such approval and adoption of a plat shall not, however, be deemed the opening or establishment of any street, nor the taking of any land for street purposes, nor for public use, nor as a public improvement, but solely as a reservation of the street locations shown thereon, for future taking or acquisition for public use. The commission