



County Technical Assistance Service

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Alternative Procedure for Closing Roads

Dear Reader:

The following document was created from the CTAS electronic library known as e-Li. This online library is maintained daily by CTAS staff and seeks to represent the most current information regarding issues relative to Tennessee county government.

We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with county government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other e-Li material.

Sincerely,

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Alternative Procedure for Closing Roads

Reference Number: CTAS-844

1995 Public Chapter 478 provided a simpler method for accomplishing the closure of a road. It was enacted as a new part at T.C.A. § 54-10-216. It is a local option law which must be adopted by a two-thirds majority of the county legislative body to become effective for a given county. Counties operating under this section have the following method available to them for closing roads:

After adopting the provisions of this section, each application to close a designated public road in the county shall be made in writing to the chief administrative officer. Upon receiving an application to close a public road, the chief administrative officer shall give notice to interested parties as provided in this part. The chief administrative officer shall make a recommendation to the regional planning commission regarding whether or not the public road should be closed. Before making any recommendation with respect to closing a road pursuant to this section, the regional planning commission shall provide notice of such action either by written notice mailed to affected property owners or by notice advertised in a newspaper of general circulation in the county not less than fourteen (14) days before such recommendation is made. After receiving the recommendation of the chief administrative officer, the regional planning commission shall make its recommendation to the county legislative body and shall attach the recommendation of the chief administrative officer. After receiving the recommendations as provided herein, the county legislative body may, by resolution adopted by a majority of its members, order the closure of the public road.

T.C.A. § 54-10-216.

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