

ORDINANCE NO. 2022-03

AN ORDINANCE OF THE VILLAGE OF MALCOLM, LANCASTER COUNTY, NEBRASKA, TO AMEND THE DEFINITION OF "SUBDIVISION" FOR CONSISTENCY WITH MINIMUM PARCEL SIZE SET FORTH IN THE ZONING CODE; TO PROVIDE FOR PUBLICATION; TO REPEAL ANY CONFLICTING ORDINANCES; AND TO PROVIDE FOR AN EFFECTIVE DATE

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF MALCOLM, NEBRASKA:

Section 1. The definition of "subdivision" in Section 11-303(t) of the Malcolm Village Code is hereby amended as follows:

- (a) **Subdivision. (Revised November 2, 2005 Ordinance 2005-07; Revised July 6, 2022, Ordinance No. 2022-03)** Subdivision shall mean the division of a lot, tract, or parcel of land into two or more lots, sites, or other division of land for the purpose, whether immediate or future, of ownership of building development, except that the division of land shall not be considered to be a subdivision when the smallest parcel created is more than ~~twenty~~ twelve acres in area. The conveyance of portions of vacated or abandoned right-of-way by a governmental entity to abutting property owners shall not be considered subdivision when the right-of-way so vacated or abandoned is to be used only in combination with such abutting property. The vacated or abandoned right-of-way may not thereafter be devoted to a separate use without complying with all otherwise applicable requirements for lots within the zoning district in which such former right-of-way is situated.

Section 2. Any conflicting provisions in the Malcolm Village Code or other ordinances are hereby repealed. All other provisions in Village Code Chapter 11 shall remain in full force and effect except as revised herein.

Section 3. This ordinance shall be published in book or pamphlet form and posted in three (3) public locations in the Village of Malcolm. This Ordinance shall take effect and be in full force from and after its passage, approval, and publication as provided by law.

SUSPEND
READINGS
(3/4 VOTE)

7/6/22

FIRST READING

waived

SECOND READING

7

THIRD READING

PASSED AND APPROVED THIS 6TH DAY OF JULY 2022


Jerad Little, Chairperson, Board of Trustees

ATTESTED AND PUBLISHED IN BOOK OR PAMPHLET FORM AND BY POSTING IN THE VILLAGE HALL, POST OFFICE, AND FIRE STATION PER § 1-405 AND § 1-410 OF THE MALCOLM MUNICIPAL CODE WITHIN FIFTEEN (15) DAYS OF PASSAGE ON THE 6TH DAY OF JULY 2021.



Nadine Link, Village Clerk