

**Custer County Planning Department  
420 Mt. Rushmore Rd.  
Custer, SD 57730  
Phone 605-673-8174**

**Procedures for Section-Line Highway Vacation**

**ARTICLE VI – SECTION-LINE HIGHWAYS – VACATION**

Any resident or landowner within Custer County desiring to have a section-line highway (SDCL 31-18-1) vacated must petition to the Board to that end (SDCL 31-18-3 & 31-3-6). Petitions filed under this ordinance shall contain the following:

1. The petition shall include the number of signatures of voters equal to or greater than one percent (1%) of the ballots cast for the last gubernatorial election in Custer County (SDCL 31-3-6).
2. The petition shall set forth a description of the exact location of the section-line-highway within Custer County, including the beginning course and termination of the section line highway proposed to be vacated.
3. The petition shall include the names of the owners of the land through which the section line highway may pass. (SDCL 31-3-6).
4. A statement providing an indication of the proposed allocation of costs between the County and the residents or landowners affected by the action.
5. A scale drawing sufficiently detailed to provide necessary information to assist the Board in the formulation of their response to the petition.
6. The Planning Department shall review the petition and schedule the petition to be reviewed at a Planning Commission meeting prior to action by the Commission.
7. Notice of the petition and public hearing dates and times will be published twice as a legal notice in the appointed legal newspaper.
8. The Commission may vacate the section-line highway if the public interest will be better served by the proposed vacation of the section-line highway.