

1 of the register of deeds of the county in which the street, or any portion thereof, is
2 located.

3 (b) Any person aggrieved by the closing of any street or alley including the
4 Department of Transportation if the street or alley is under its authority and control,
5 may appeal the council's order to the General Court of Justice within 30 days after its
6 adoption. The court shall hear the matter **de novo**, and shall have full jurisdiction to try
7 the issues arising and to order the street or alley closed upon proper findings of fact by
8 the jury. No cause of action or defense founded upon the invalidity of any proceedings
9 taken in closing any street or alley may be asserted, nor shall the validity of the order be
10 open to question in any court upon any ground whatever, except in an action or
11 proceeding begun within 30 days after the order is adopted. The failure to send notice
12 by registered or certified mail shall not invalidate any ordinance adopted prior to
13 January 1, 1989.

14 (c) Upon the closing of a street or alley in accordance with this section, subject to
15 the provisions of subsection (f) of this section, all right, title, and interest in the right-of-
16 way shall be conclusively presumed to be vested in those persons owning lots or parcels
17 of land adjacent to the street or alley, and the title of such adjoining landowners, for the
18 width of the abutting land owned by them, shall extend to the centerline of the street or
19 alley.

20 (d) This section shall apply to any street or public alley within a city or its
21 extraterritorial jurisdiction that has been irrevocably dedicated to the public, without
22 regard to whether it has actually been opened.

23 (e) No street or alley under the control of the Department of Transportation may
24 be closed unless the Department of Transportation consents thereto.

25 (f) A city may reserve its right, title, and interest in any utility improvement or
26 easement within a street closed pursuant to this section. Such reservation shall be stated
27 in the order of closing."

28 Sec. 2. This act is effective upon ratification.