



**ALICE L. CHAPMAN**

**UVALDE COUNTY AUDITOR  
COURTHOUSE PLAZA #4  
UVALDE, TEXAS 78801**

*F.I.Q-0059-98*

**RECEIVED**

**APR 27 1999**

**Opinion Committee**

**GLYNIS CROW  
ASSISTANT AUDITOR**

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FAX 830-278-8809**

**TO: Chair, Opinion Committee  
Office of the Attorney General**

**DATE: April 23, 1999**

**FILE # ML-40802-99  
I.D. # 40802**

**RE: Can a Public County Road that is not a through street  
Be closed by a majority vote of the Commissioners  
Court?**

This office has been informed by the 38<sup>th</sup> Judicial District Attorney and the Uvalde County Attorney to seek an opinion from the Attorney General's office regarding the above-referenced question.

The question is whether a public county road that is only a cul-de-sac and not a through street may be closed by a majority vote of the Commissioners Court or does it take a unanimous vote as indicated in article 251.051 of the Transportation Code.

According to subchapter B article 251.051 of the Transportation Code, a unanimous vote of the court is required to close, abandon, or vacate a public road. This road is not a through street and leads only to the property owners' land. All of the property owners inside the cul-de-sac have petitioned for the closure.

Thank you for your time and assistance in this matter. If I may be of assistance, please do not hesitate to call.

Sincerely,

Alice L. Chapman

cc: County Attorney  
District Attorney  
County Judge