

DAGGETT COUNTY ORDINANCE NO. 89-3

AN ORDINANCE DELINEATING THE TECHNICAL REQUIREMENTS FOR SURVEY PLATS FILED IN DAGGETT COUNTY AND DESIGNATING THE ASSESSOR'S OFFICE AS THE DEPOSITORY FOR SUCH PLATS.

WHEREAS: Utah Code Annotated 17-5-77, (1953) as amended, grants the Board of County Commissioners of Daggett County the power to make and pass all ordinances and rules necessary to the faithful execution of their office, which are not repugnant to law; and

WHEREAS, Utah Code Annotated 17-13-1, it seq., (1953) as amended, grants the County Surveyor the power to effectively administrate his elected office; and

WHEREAS, Daggett County has no elected county surveyor and the Board of County Commissioners having, by resolution resolved that the office of county assessor shall be the designated county surveyor for the depository in order to institute an orderly, efficient system for the filing of survey plats conducted in Daggett County, with uniform guidelines and rules to be followed by all surveyors and the lawful designated surveyor.

THEREFORE:

THE BOARD OF COUNTY COMMISSIONERS OF DAGGETT COUNTY ORDAIN
AS FOLLOWS

Section 1: Purpose and Definitions.

(1) Purpose: this chapter is enacted to provide a method for preserving evidence of land surveys by establishing standards and procedures for monumenting and for filing a public record of the surveys.

(2) Definitions:

a) Boundary monument: any physical object, regardless of type of material or marking, intended to represent a property corner or line, whether it be at the corner, on the line, or a recorded distance from the corner or line.

b) Land surveyor: means a person who is qualified to practice land surveying by reason of special knowledge of the technique of measuring land, the basic principles of mathematics, the related physical and applied sciences, the relevant requirements of law for adequate evidence, and the requisites to surveying of real property, and who is licensed pursuant to Utah Code Annotated, 58-22-1, et seq., 1953, as amended or who qualifies under one of the non-licensing exceptions of UCA 58-22-10, 1953 as amended.

Section 2: Filing of Plats

(1) a) Any land surveyor making a survey of private lands within Daggett County who establishes or reestablishes any private property boundary monument shall file a map of the survey that meets the requirements of this section with the county surveyor or the

designated surveyor within 90 days of the establishment of the boundary monument.

b) The county surveyor or designated surveyor shall file and index the map of the survey.

c) The map shall be a public record in the office of the county surveyor or the designated surveyor's office.

(2) This map shall show:

a) The location by quarter section or lot number, section number, township and range.

b) The date of the survey, meaning the date the monuments were placed.

c) The scale at which it is drawn and a North arrow. When viewing the plat with the long dimension in a horizontal position, North or East must be to the top of the plat.

d) The distance and bearing of all lines traced or established by the survey. If such a line is a curve, the radius, arc length, and central angle must be shown. If the curve is not tangent to straight lines at the point of curvature, the chord bearing must be shown as well.

e) The basis of bearings for the survey. The words "Basis of Bearing" must be shown on the plat between two existing, described government monuments. The government monuments may be section corners, city or county street monuments, or horizontal network stations maintained by a government agency. The Daggett County State Plane Grid bearing must be used where it is readily available.

f) A measurable mathematical relationship between the property and the monument from which it is described. If that monument is not in place, its mathematical location must be shown as well as a mathematical relationship to a monument in place.

g) All measured bearings or distances separately indicated from those of record if not in agreement.

h) A written boundary description of the property surveyed.

i) The mathematical relationship between all monuments found or set.

j) a detailed description of all monuments found or set including type, size, length and how marked.

k) The name of the person purchasing the surveying service.

l) The seal or stamp and signature of the Registered Land Surveyor responsible for the survey.

m) The surveyor's business name and address.

(3) a) The map shall contain a written narrative that explains and identifies:

i) The purpose of the survey.

ii) The basis on which lines were established. The surveyor should explain what decisions he made in formulating the boundary such as the basis of bearing for the description or the use of any proration methods.

iii) The found monuments or deeded elements that controlled the established or reestablished lines. If the description calls for any monuments in the broad sense of the term

(right of way lines, subdivision boundaries, fences, etc.) the surveyor should indicate what he found relating to these calls.

b) If the narrative is a separate document, it shall also contain:

- i) Location by quarter section or lot number, section number, township and range.
- ii) Date of Survey
- iii) Surveyor's stamp or seal and signature.
- iv) Surveyor's business name and address.

c) The map and narrative shall be referenced to each other if they are separate documents.

(4) a) Maps shall be filed on linen or mylar at one of two sizes; 18" X 24" or 24" X 36".

b) If the monument is set by a public officer, it shall be marked with the official title of the office.

Section 3: Fees.

(1) The County Surveyor or Designated Surveyor shall collect a ten dollar (\$10.00) filing fee, per survey filed, to cover administration costs.

Section 4: Penalty.

(1) A violation of the provisions of this ordinance or conducting a survey without a license shall constitute a Class B misdemeanor, carrying the applicable penalties as prescribed by law.

This Ordinance shall take effect fifteen (15) days after publication in a newspaper having general circulation in Daggett County.

**BOARD OF COUNTY COMMISSIONERS
DAGGETT COUNTY**

by /s/ Laray Sadlier
Chairman

Commissioner Sadlier	voted	<u> X </u>
Commissioner Steinaker	voted	<u> X </u>
Commissioner Bennett	voted	<u> X </u>

ATTEST: GENE BRIGGS
DAGGETT COUNTY CLERK

by: /s/ Gene Briggs