

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF WEBER COUNTY AMENDING SECTION 45-3  
OF THE WEBER COUNTY CODE OF ORDINANCES**

**WHEREAS**, Section 45-3 “Filing of Record of Survey Maps” of the Weber County Code of Ordinances prescribes certain procedures applicable to the filing of each record of survey in the Weber County Surveyor’s Office; and

**WHEREAS**, the Board of County Commissioners has received a request from the Weber County Surveyor’s Office to amend/update Section 45-3 “Filing of Record of Survey Maps” through enactment of a county ordinance; and

**WHEREAS**, the Weber County Surveyor’s Office has provided information to justify this update such that the Board of County Commissioners finds that the update is reasonable and necessary; and

**NOW THEREFORE**, the Board of County Commissioners of Weber County ordains as follows:

Section 45-3 of the Weber County Code of Ordinances shall be amended as follows:

**Sec 45-3-1 Filing Requirements**

- a) Each land surveyor making a survey of boundary points or lines within Weber County, shall be a professional land surveyor in the State of Utah in accordance with title 58, chapter 22, Professional Engineers and Professional Land Surveyor's Licensing Act, and shall comply with the filing requirements of U.C.A. 1953, § 17-23-17, by filing a record of survey map or plat with the county surveyor's office.
- b) Every record of survey submitted to the county surveyor's office shall be placed on file within ten business days of being submitted to the county surveyor's office.

(Ord. No. 2017-5, 3-7-2017; Ord. No. 2019-17, 8-20-2019)

**Sec 45-3-2 Map Or Plat Requirements**

Each record of survey map or plat filed in the Weber County Surveyor's Office shall comply with all of the map requirements of U.C.A. 1953, § 17-23-17, and with the following:

- a) All surveyed boundary descriptions shall have a mathematical error in closure equal to or less than two centimeters (0.0656 feet) plus 50 parts per million.
- b) The map or plat shall have a detailed description of all monuments found and each one shall be referenced on the map or plat, including the type, size, condition, and location in reference to the surface of the ground as well as a description or graphic depiction of the markings, date, agency, entity, or surveyor as inscribed on the monument.
- c) The location of all property corners or endpoints of property lines marked by the surveyor on the ground shall be shown on the map or plat and labeled as having been set or marked by the surveyor.
- d) A legend shall be included which clearly identifies the lines, symbols, and other markings used to create the survey map or plat.

(Ord. No. 2017-5, 3-7-2017; Ord. No. 2019-17, 8-20-2019)

**Sec 45-3-3 Narrative Requirements**

In addition to the narrative requirements of U.C.A. 1953, § 17-23-17, the record of survey map or plat to be filed shall contain a written narrative that explains and identifies:

- a) The documentary, parol, and tangible evidence used in establishing the location of the lines of the survey.
- b) The legal principles of boundary establishment utilized in establishing the location of the lines of the survey.
- c) If the survey abuts or references a public or private right-of-way, subdivision, utility corridor, railroad, canal, river, etc., the survey narrative shall indicate what documentary, parol, and tangible evidence was used and which legal principles of boundary establishment were used to re-establish the location of said features.

(Ord. No. 2017-5, 3-7-2017; Ord. No. 2019-17, 8-20-2019)

**Sec 45-3-4 Record Of Survey Property Corners**

- a) All surveyed property corners or endpoints of property lines not already marked on the ground shall be marked pursuant to the Weber County Survey Property Corner Detail Sheet prior to the time of filing.
- b) Where conditions do not permit the marking of the actual corner, an offset or substitute marker may be set. The offset or substitute marker shall be marked pursuant to the Weber County Survey Property Corner Detail Sheet and shall be shown and appropriately dimensioned on the record of survey map prior to the time of filing.
- c) Mechanical anchors set in concrete at actual corners, offset markers, or substitute markers shall be set with a washer which shall contain the surveyor's name and license number, the registered business name of the business where the surveyor works, or the official title of the office of the surveyor who is a public officer.
- d) Mechanical anchors may be set in the top back of the curb and gutter at the extensions of the side property lines as an offset or substitute marker, but shall not take the place of properly marking the actual location of the property corners on the right-of-way line of a property fronting a street or roadway when the actual property corner can be properly marked.

(Ord. No. 2017-5, 3-7-2017; Ord. No. 2019-17, 8-20-2019)

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This Ordinance supersedes all prior ordinances and policies of Weber County to the extent that such may be in conflict with the specific provisions contained herein. In all other respects, such prior ordinances, resolutions, actions and policies shall remain in full force and effect.

A copy of this Ordinance is attached showing the changes from the previous version of Section 45-3.

This Ordinance shall be effective 15 days after publication in the Standard Examiner.

PASSED, ADOPTED AND A SYNOPSIS ORDERED PUBLISHED this \_\_\_\_\_ day of August 2022.

BOARD OF COUNTY COMMISSIONERS  
OF WEBER COUNTY

By \_\_\_\_\_  
Scott Jenkins, Chair

Commissioner Harvey voted \_\_\_\_\_  
Commissioner Jenkins voted \_\_\_\_\_  
Commissioner Froerer voted \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Ricky Hatch, CPA  
Weber County Clerk/Auditor

# ATTACHMENT

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**WHEREAS**, the Weber County Surveyor's Office has provided information to justify this update such that the Board of County Commissioners finds that the update is reasonable and necessary; and

**NOW THEREFORE**, the Board of County Commissioners of Weber County ordains as follows:

Section 45-3 of the Weber County Code of Ordinances shall be amended as follows:

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a) Each land surveyor making a survey of boundary points or lines within Weber County, shall be a professional land surveyor in the State of Utah in accordance with title 58, chapter 22, Professional Engineers and Professional Land Surveyor's Licensing Act, and shall comply with the filing requirements of U.C.A. 1953, § 17-23-17, by filing a record of survey map or plat with the county surveyor's office.

b) Every record of survey submitted to the county surveyor's office shall be placed on file within ten business days of being submitted to the county surveyor's office.

(Ord. No. 2017-5, 3-7-2017; Ord. No. 2019-17, 8-20-2019)

### **Sec 45-3-2 Plats To Be Screened**

a) Each record of survey submitted to the county surveyor's office shall be screened by the county surveyor for compliance with U.C.A. 1953, § 17-23-17, and the requirements set forth in the Weber County Code before being placed on file in the county surveyor's office.

b) Every record of survey submitted to the county surveyor's office shall be placed on file within ten business days of being submitted to the county surveyor's office.

(Ord. No. 2017-5, 3-7-2017; Ord. No. 2019-17, 8-20-2019)

### **Sec 45-3-23 Map Or Plat Requirements**

Each record of survey map or plat filed in the Weber County Surveyor's Office shall comply with all of the map requirements of U.C.A. 1953, § 17-23-17, and with the following:

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- a) All surveyed boundary descriptions shall have a mathematical error in closure equal to or less than two centimeters (0.0656 feet) plus 50 parts per million.
- b) The map or plat shall have a detailed description of all monuments found and each one shall be referenced on the map or plat, including the type, size, condition, and location in reference to the surface of the ground as well as a description or graphic depiction of the markings, date, agency, entity, or surveyor as inscribed on the monument.
- c) The location of all property corners or endpoints of property lines marked by the surveyor on the ground shall be shown on the map or plat and labeled as having been set or marked by the surveyor.
- d) A legend shall be included which clearly identifies the lines, symbols, and other markings used to create the survey map or plat.

(Ord. No. 2017-5, 3-7-2017; Ord. No. 2019-17, 8-20-2019)

#### **Sec 45-3-34 Narrative Requirements**

In addition to the narrative requirements of U.C.A. 1953, § 17-23-17, the record of survey map or plat to be filed shall contain a written narrative that explains and identifies:

- a) The documentary, parol, and tangible evidence used in establishing the location of the lines of the survey.
- b) The legal principles of boundary establishment utilized in establishing the location of the lines of the survey.
- c) If the survey abuts or references a public or private right-of-way, subdivision, utility corridor, railroad, canal, river, etc., the survey narrative shall indicate what documentary, parol, and tangible evidence was used and which legal principles of boundary establishment were used to re-establish the location of said features.

(Ord. No. 2017-5, 3-7-2017; Ord. No. 2019-17, 8-20-2019)

#### **Sec 45-3-45 Record Of Survey Property Corners**

- a) All surveyed property corners or endpoints of property lines not already marked on the ground shall be marked pursuant to the Weber County Survey Property Corner Detail Sheet prior to the time of filing.
- b) Where conditions do not permit the marking of the actual corner, an offset or substitute marker may be set. The offset or substitute marker shall be marked pursuant to the Weber County Survey Property Corner Detail Sheet and shall be shown and appropriately dimensioned on the record of survey map prior to the time of filing.
- c) Mechanical anchors set in concrete at actual corners, offset markers, or substitute markers shall be set with a washer which shall contain the surveyor's name and license number, the registered business name of the business where the surveyor works, or the official title of the office of the surveyor who is a public officer.
- d) Mechanical anchors may be set in the top back of the curb and gutter at the extensions of the side property lines as an offset or substitute marker, but shall not take the place of properly marking the actual location of the property corners on the right-of-way line of a property fronting a street or roadway when the actual property corner can be properly marked.

(Ord. No. 2017-5, 3-7-2017; Ord. No. 2019-17, 8-20-2019)