

BOOK 236 PAGE 0268

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO.

07-4-18-3

IN THE MATTER OF AMENDING CHAPTER 60 OF THE LANE MANUAL TO REVISE LAND MANAGEMENT DIVISION COUNTY SURVEYOR'S OFFICE FEES (LM 60.853 and 60.854) EFFECTIVE JULY 1, 2007

The Board of County Commissioners of Lane County orders as follows:

Lane Manual Chapter 60 is hereby amended by removing, substituting and adding the following section:

REMOVE THIS SECTION

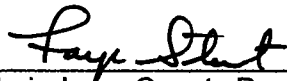
60.853 through 60.854
as located on pages 60-47 through 60-48
(a total of 2 pages)

INSERT THIS SECTION

60.853 through 60.854
as located on pages 60-47 through 60-48
(a total of 2 pages)

Said sections are attached hereto and incorporated herein by reference. The purpose of these substitutions and additions is to revise Land Management Division County Surveyor's office fees (LM 60.853 and 60.854) effective July 1, 2007.

Adopted this 18th day of April 2007.




Chair, Lane County Board of Commissioners

FILED

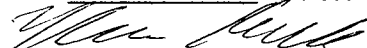
MAY 03 2007

COUNTY CLERK

BY 

APPROVED AS TO FORM

Date 3-30-07 Lane County



OFFICE OF LEGAL COUNSEL

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between the County and the Department.

(Revised by Order No. 01-4-4-6; Effective 7.1.01; 03-3-12-3, 4.11.03; 04-2-18-1, 7.1.04; 05-2-2-7, 7.1.05; 06-2-8-7, 7.1.06)

60.853 Fees.

Pursuant to ORS 368.326 through 368.368, the following fee schedule shall be paid at or prior to the time of filing petitions for the vacation of all or any part of any lot, tract, street, alley, road, highway, common or all or any part of any public square or any other public property or public interest in property in any unincorporated area or town:

(1) \$4,800 deposit for a proposed vacation of public lands with a public hearing. The final fee will be based on actual costs incurred by Lane County determined at the completion of the project. Actual costs include normal document processing and the hourly rate of staff assigned to the project, plus a Land Management Division overhead rate.

(2) \$3,400 deposit for a proposed vacation of public lands without a hearing per ORS 368.351. The final fee will be based on actual costs incurred by Lane County determined at the completion of the project. Actual costs include normal document processing and the hourly rate of staff assigned to the project plus a Land Management Division overhead rate.

Fees shall be made payable to the Lane County Surveyor for the purposes of offsetting the costs of investigating and acting on such petitions by Lane County. The difference between the actual costs and the deposit will be billed or refunded to the applicant. An approved County vacation shall not be recorded until any additional amounts are paid.

The cost of legal advertising and recording fees shall be borne by petitioner.
(Revised by Order No. 01-4-4-6, Effective 7.1.01; 04-2-11-3, 7.1.04)

60.854 Public Works Department/Land Management Division Surveyors.

In accordance with ORS Chapters 92, 100 and 209 and LC Chapter 13, the following fees are established:

(1) For checking a plat or land partition for compliance to ORS 92.100 the subdivider or land partitioner shall pay a fee prior to recording the subdivision or land partition plat as follows:

- (a) \$1,800 per subdivision plat and \$50 per lot;
- (b) \$1,800 per post monumented subdivision plat and \$90 per lot;
- (c) \$550 per land partition plat;
- (d) \$50 for affidavit of correction, post monumentation affidavit, plat reestablishment affidavit, and entering corrected information to filed subdivision plats;
- (e) \$400 for processing partition plats not requiring approval of the Lane County Surveyor;
- (f) \$600 for processing subdivision and condominium plats not requiring approval of the Lane County Surveyor.

(2) For checking a condominium plat for compliance to ORS 100.115(4) the developer shall pay a fee prior to recording the condominium plat as follows:

- (a) \$375 per condominium plat and \$30 per building.

In addition to the fees listed for plat checking in LM 60.854(1) and (2) an added fee not to exceed the original fee may be charged where plats are checked, corrections noted and the plat is returned for rechecking without noted corrections. The fee shall be based on County costs incurred to again review the plat in the office or field to determine compliance to applicable Oregon Revised Statutes or Lane Code.

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Fees in LM 60.854(1) and (2) shall be made payable to the Lane County Surveyor for the purpose of offsetting the cost of checking the subdivision plat, land partition plat or condominium plat and taking field measurements and inspection as required and no part of said fee shall be refunded to the subdivider, partitioner or developer in the event the plat is withdrawn or denied by the governing body. The affidavit of corrections fee shall be paid prior to filing the document with the County Clerk.

(3) For checking land surveys and plats for compliance to ORS 209, for forwarding copies of land surveys to the Board of Engineering Examiners, and providing affidavit of corrections for land surveys the following fees are established.

- (a) \$100 for checking land surveys and plats;
- (b) \$10 for copying and mailing a land survey map and notifying the Board of Engineering Examiners of an apparent noncomplying land survey;
- (c) \$50 affidavit of correction and entering corrected information onto filed land surveys.

Fees shall be made payable to the Lane County Surveyor. The land survey checking fees shall be paid prior to submitting land surveys for filing. The affidavit of correction fee shall be paid prior to filing the document with the County Clerk. Fees shall be made payable to the Lane County Surveyor for the purpose of offsetting the cost of checking land surveys, sending notice to the Board of Examiners, reviewing affidavits of corrections and maintenance of microfilm records. All fees shall be submitted prior to filing or reviewing the land survey or affidavit.

(4) For servicing government corners that are disturbed by any person or public agency in accordance with ORS 209.140 or 209.150, the Lane County Surveyor may recover the cost of crew wages and vehicle usage to reimburse County for lowering and replacement of government corner monuments or corner accessories.

The cost of crew and vehicle usage to lower and service the corner or its accessories shall be paid by the person or public agency causing the corner to be disturbed to Lane County Surveyor within 10 days of receipt of the invoice for work performed.

(5) For road naming or renaming, the application fee shall be \$100.00. *(Revised by Order No. 01-4-4-6, Effective 7.1.01; 04-2-11-3, 7.1.04; 04-5-5-8, 6.4.04)*

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Bold indicates material being added

~~Strikethrough~~ indicates material being deleted

60.853

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between the County and the Department.

(Revised by Order No. 01-4-4-6; Effective 7.1.01; 03-3-12-3, 4.11.03; 04-2-18-1, 7.1.04; 05-2-2-7, 7.1.05; 06-2-8-7, 7.1.06)

60.853 Fees.

Pursuant to ORS 368.326 through 368.368, the following fee schedule shall be paid at or prior to the time of filing petitions for the vacation of all or any part of any lot, tract, street, alley, road, highway, common or all or any part of any public square or any other public property or public interest in property in any unincorporated area or town:

(1) ~~\$1500 for a proposed vacation of public lands with a public hearing plus \$75/hour for field investigation and posting;~~ **\$4,800 deposit for a proposed vacation of public lands with a public hearing. The final fee will be based on actual costs incurred by Lane County determined at the completion of the project. Actual costs include normal document processing and the hourly rate of staff assigned to the project, plus a Land Management Division overhead rate.**

(2) ~~\$650 for a proposed vacation of public lands without a hearing per ORS 368.351;~~ **\$3,400 deposit for a proposed vacation of public lands without a hearing per ORS 368.351. The final fee will be based on actual costs incurred by Lane County determined at the completion of the project. Actual costs include normal document processing and the hourly rate of staff assigned to the project plus a Land Management Division overhead rate.**

Fees shall be made payable to the Lane County Surveyor for the purposes of offsetting the costs of investigating and acting on such petitions by Lane County, ~~and no part of said fee shall be refunded to the petitioner in the event the petition is withdrawn by the petitioner or denied by the Board.~~ **The difference between the actual costs and the deposit will be billed or refunded to the applicant. An approved County vacation shall not be recorded until any additional amounts are paid.**

The cost of legal advertising and recording fees shall be borne by petitioner.
(Revised by Order No. 01-4-4-6, Effective 7.1.01; 04-2-11-3, 7.1.04)

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In accordance with ORS Chapters 92, 100 and 209 and LC Chapter 13, the following fees are established:

(1) For checking a plat or land partition for compliance to ORS 92.100 the subdivider or land partitioner shall pay a fee prior to recording the subdivision or land partition plat as follows:

- (a) ~~\$600~~, **\$1,800** per subdivision plat and ~~\$40~~ **\$50** per lot;
- (b) ~~\$850~~, **\$1,800** per post monumented subdivision plat and ~~\$40~~ **\$90** per lot;
- (c) ~~\$350~~ **\$550** per land partition plat;
- (d) \$50 for affidavit of correction, post monumentation affidavit, plat reestablishment affidavit, and entering corrected information to filed subdivision plats;
- (e) ~~\$150~~ **\$400** for processing partition plats not requiring approval of the Lane County Surveyor;
- (f) ~~\$200~~ **\$600** for processing subdivision and condominium plats not requiring approval of the Lane County Surveyor.

(2) For checking a condominium plat for compliance to ORS 100.115(4) the developer shall pay a fee prior to recording the condominium plat as follows:

- (a) \$375 per condominium plat and \$30 per building.

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fee shall be based on County costs incurred to again review the plat in the office or field to determine compliance to applicable Oregon Revised Statutes or Lane Code.

Fees in LM 60.854(1) and (2) shall be made payable to the Lane County Surveyor for the purpose of offsetting the cost of checking the subdivision plat, land partition plat or condominium plat and taking field measurements and inspection as required and no part of said fee shall be refunded to the subdivider, partitioner or developer in the event the plat is withdrawn or denied by the governing body. The affidavit of corrections fee shall be paid prior to filing the document with the County Clerk.

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