

RECORD OF ORDINANCES

Dayton Legal Blank Co.—10116

Ordinance No. 1990-09

Passed October 2, 1990

AN ORDINANCE REQUIRING THE FILING AND RECORDING OF PROPERTY AND LAND SURVEYS WITHIN THE MUNICIPALITY OF BROOKVILLE, OHIO.

WHEREAS, it has come to the attention of the Council of the Municipality of Brookville, Ohio, that it would be in the best interest of the citizens of the Municipality to require that all property and land surveys within the Municipality be recorded and filed with the Municipal Government.

WHEREAS, it is deemed necessary for the health, safety, and welfare of the citizens of the Municipality of Brookville, Ohio to have said Survey Record Ordinance.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE MUNICIPALITY OF BROOKVILLE, OHIO, that:

All surveys relating to the establishment or retracement of property boundaries in the Municipality of Brookville, Ohio, shall under this ordinance, be subject to its requirements and acts.

And further, that the work shall be performed by a competent "PROFESSIONAL SURVEYOR" as defined in Section 4733 of the Ohio Revised Code, and shall meet or exceed the minimum performance requirements as set forth in Section 4733 of the Ohio R.C.

Also, all work shall conform to the "Minimum Standards" as per Section 4833-37-01 thru 07 of the Ohio R.C., and further, shall meet the Minimum Requirements for Filing Land Surveys with the Municipality of Brookville, Ohio, as follows:

The following shall be known as the "Minimum Standards for Filing Land Surveys within the Municipality of Brookville, Ohio":

1. Plat of Survey shall be prepared on a 17" x 21" mylar with 1/2" border and the preparators' name, address, and phone number shall appear at the lower right hand corner.
2. Show Town, Range, Section, Quarter Section and Township. If survey is of a platted lot, then show the lot number or numbers.
3. Show North arrow and bar scale, and bearing basis.
4. Show tract surveyed as solid heavy line with bearings and distances given on all lines of surveyed tract.
5. Show type of monument set or found at all points. Where it is not feasible, or circumstances prevent monumenting actual corner, a witness monument should be set with bearing and distance from witness monument to actual corner shown.
6. Show name and right-of-way widths on all roads and streets.

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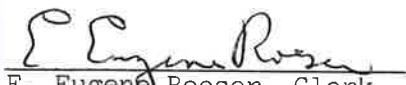
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7. Where property corners fall in the pavement of roads, in addition to monumenting actual corner, a witness pin or monument shall be set (preferably at the right-of-way line) and distance and bearing shall be shown on plat from the true corner to witness monument.
8. All Section and Half Section lines shall be noted on the survey plat.
9. Show tie to Section corner, Quarter section corner, or Platted lot corner and indicate type of monument set or found at tie corner. If Platted lot corner is used as a tie, the Plat Book Number and Page number of the Montgomery County Recorder's Plat records whereby the lot was created shall be shown.
10. Show total acreage of surveyed tract. If tract lies in more than one section the acreage from each section shall be noted on the survey plat. If survey is of a lot shown on a Recorder's Plat the lot number and acreage shall be shown. If it is part of two or more platted lots, the acreage from each lot shall be noted.
11. Show Surveyor's certification, signature and Ohio registration number and embossed seal.
12. The mathematical error in closure of the property boundary shall not exceed 0.02 foot in latitude and 0.02 foot in departure.
13. A list of references used to perform the survey should be noted on the plat giving the recording data of the surveys, deeds, plats and road records.
14. Where a city lot number does not exist, a number shall be obtained from the Municipality of Brookville, and assigned to the plat and deed.

This Ordinance shall revoke and rescind all Ordinances, parts of Ordinance, and Resolutions and parts of Resolutions that are in conflict herewith and shall be enforced from and after the earlier period allowed by law.

PASSED this 2nd day of October, 1990.

ATTEST:


E. Eugene Roeser, Clerk


Michael A. Duncan, Mayor

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CERTIFICATE

The undersigned, Clerk of the Municipality of Brookville, Ohio does hereby certify that the foregoing is a true and correct copy of Ordinance No. 1990-09 passed by the Council of said Municipality on the 2nd day of October, 1990.


E. Eugene Roeser, Clerk

CERTIFICATION OF POSTING

The undersigned, Clerk of Council of the Municipality of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 1990-09 was posted at the Municipal Building, U. S. Post Office and the Brookville National Bank, Brookville, Ohio on the 11th day of October, 1990 to the 9th day of November, 1990, both days inclusive.


E. Eugene Roeser, Clerk