

TITLE 3

COUNTY OFFICERS AND EMPLOYEES

CHAPTER 320 SURVEYOR CODE

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Statutory References and Other Authorities

Legislative History of Chapter 320 (formerly codified at Chapter 3.20)

320.005 Title

This Chapter, LCC 320.005 to LCC 320.300, shall be known and may be cited as the “Linn County Surveyor’s Code” or simply as the “Surveyor’s Code.”

[Adopted 98-526 §9 eff 12/16/98]

320.050 Election of County Surveyor

Under authority of Oregon Laws 2009, Chapter 491, the position of Linn County Surveyor shall continue as an elective position.

[Adopted by Ord 09-555 eff 12/2/09]

320.100 Authority

This chapter is pursuant to authority granted counties over matters of County concern by ORS 203.035.

[Adopted by Ord 82-211 eff 7/1/82]

320.200 Private surveys, mandated surveys, liability

(A) Except as provided in subsection (B) of this section, in addition to performing the duties of county surveyor, the county surveyor may perform a survey of any tract of land in the county at the expense of the person requesting the survey.

(B) A county surveyor shall not perform a survey pursuant to LCC 320.200 (A) that would interfere with the surveyor's duties as county surveyor.

(C) A survey performed pursuant to LCC 320.200 (A) shall not for any purpose, be considered a service rendered in the course or scope of the county surveyor's office or employment. No liability shall attach to, or be assumed by, Linn County from the performance of or agreement to perform, that survey by the surveyor.

[Adopted by Ord 82-211 eff 7/1/82]

320.300 County line surveys

(A) In any survey affecting a county line, the county surveyor shall notify in writing the surveyor of the adjoining county and shall make reasonable efforts to cooperate with that surveyor in making the survey. Notice shall be considered given in accordance with this section if properly addressed and mailed at least six calendar days before commencing the survey.

(B) Upon completion of the survey, the surveyor shall file a copy of the plat and field notes of the survey in the county surveyor's office.

[Adopted by Ord 82-211 eff 7/1/82; amd 98-526 §9 eff 12/16/98]

Statutory References and Other Authorities:

ORS 203.035; SB 244 which became law as Oregon Laws 2009, Chapter 491, Section 1(2); ORS 204.005(2)

Legislative History of Chapter 320 (formerly codified at Chapter 3.20):

Adopted by Ord 82-211 eff 7/1/82

Amendments to 82-211 and LCC 3.20:

- #1 95-177 eff 5/10/95 (renumbering)
- #2 98-526 eff 12/16/98
- #3 09-255 eff 12/22/09

Legislative History Note: The Linn County Board of Commissioners passed Ordinance No. 2018-252 to change the mode of selection of the Surveyor from elected to appointed, and referred the Ordinance to the voters of Linn County by Resolution and Order No. 2018-253. The Final and Official vote at the November 6, 2018 General Election for Measure 22-176: Yes 29.70%; No 70.30%.

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