

COUNCIL OF THE DISTRICT OF COLUMBIA

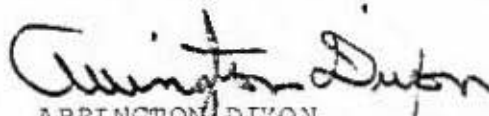
NOTICE

D. C. LAW 2-149

"Surveyor User Charges Act of 1978"

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 2-372, on first and second readings, November 28, 1978 and December 12, 1978 respectively. Following the signature of the Mayor on December 29, 1978, this legislation was assigned Act No. 2-338, published in the January 26, 1979, edition of the D.C. Register, (Vol. 25, page 7035) and transmitted to Congress on January 18, 1979 for a 30-day review, in accordance with Section 602 (c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and, therefore, cites the following legislation as D.C. Law 2-149, effective March 3, 1979.


ARRINGTON DIXON
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

January	18, 19, 22, 23, 24, 25, 26, 29, 30, 31
February	1, 2, 5, 6, 7, 8, 9, 13, 14, 15, 16, 20, 21, 22, 23, 26, 27, 28
March	1, 2

D.C. LAW 2-149

EFFECTIVE DATE MAR 03 1979

AN ACT

2-338

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 29, 1978

To authorize the Mayor to revise the schedule of fees currently charged for services rendered by the Surveyor of the District of Columbia and to establish fees for new services; to provide that certain services be provided by applicants for surveys under the direction of the Office of the Surveyor; to provide for the refunding of fees paid for services not rendered by the Office of the Surveyor; and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the "Surveyor User Charges Act of 1978".

Sec. 2. Section 1593 of the Act entitled "An Act to Establish a Code of Law for the District of Columbia", approved March 3, 1901 (31 Stat. 1426; D.C. Code, sec. 1-629) is amended to read as follows:

"Sec. 1593. (a) The Mayor of the District of Columbia is hereby authorized to revise, as necessary, the schedule of fees to be charged for services rendered by the Surveyor of the District of Columbia. Such fees shall be established by the Mayor in such amounts as, in his judgment, will be commensurate with the cost to the District of Columbia for providing the services rendered by the Office of the Surveyor. Notice of any revision

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of the schedule of fees shall be published in accordance with the provisions of the District of Columbia Administrative Procedure Act, and in addition, shall be filed with the Council of the District of Columbia at least thirty (30) days prior to their effective date. The schedule of fees established by the Mayor shall be available for inspection in the Office of the Surveyor.

"(b) If the Office of the Surveyor is unable to complete and record any survey within ninety (90) days after a written request for the survey is filed, the Surveyor shall notify the applicant for the survey of the estimated date when the survey will be performed and such applicant may, at his election, either reaffirm his request for the Office of the Surveyor to perform the survey or withdraw his request for the survey and request in writing a full refund of the fees paid to the Surveyor. Any applicant, including an applicant who has withdrawn his request for a survey pursuant to this subsection may employ, at his expense, a registered land surveyor to perform the survey. Such registered land surveyor employed pursuant to this subsection shall perform the survey under the direction of and in accordance with procedures established by the Surveyor.

This subsection shall not apply to any department or agency of the government of the District of Columbia.

"(c) For the purposes of this section, a 'registered land surveyor' shall mean any person or firm approved and permitted by the Office of the Surveyor to prepare and certify surveys and subdivision plats in the District of Columbia, including but not limited to, registered civil engineers. The Surveyor is authorized to establish and enforce standards and operating procedures for the performance of surveys by registered land surveyors under subsection (b) of this section. The Surveyor is further authorized to establish and maintain a list of approved registered land surveyors who may be utilized by applicants for surveys pursuant to subsection (b) of this section.

"(d) The Mayor is authorized to promulgate such rules and regulations as may be necessary to carry out the purposes of this section."

Sec. 3. This act shall take effect as provided in section 502(c) of the District of Columbia Self-Government and Governmental Reorganization Act.

RECORD OF OFFICIAL COUNCIL ACTION

Docket No: Bill 2-372

First Reading Action: November 28, 1978

VOICE VOTE: Adopted Unanimously (labs) Dixon

Patsy Williams
Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	ATE	DAY	N.Y.	A.B.	COUNCIL MEMBER	ATE	DAY	N.Y.	A.B.	COUNCIL MEMBER	ATE	DAY	N.Y.	A.B.
TUCKER					MASON					SPAULDING				
HARDY					MOORE, D.					WILSON				
BARRY					MOORE, J.					WINTER				
CLARKE					ROLARK									
DIXON					SHACKLETON									

X—Indicates Vote A. B.—Absent N. Y.—Not Voting

Secretary to the Council

Amended First Reading Action: _____

VOICE VOTE: _____

Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	ATE	DAY	N.Y.	A.B.	COUNCIL MEMBER	ATE	DAY	N.Y.	A.B.	COUNCIL MEMBER	ATE	DAY	N.Y.	A.B.
TUCKER					MASON					SPAULDING				
HARDY					MOORE, D.					WILSON				
BARRY					MOORE, J.					WINTER				
CLARKE					ROLARK									
DIXON					SHACKLETON									

X—Indicates Vote A. B.—Absent N. Y.—Not Voting

Secretary to the Council

Final Reading or Emergency Action: December 12, 1978

VOICE VOTE: Adopted Unanimously (labs) Shackleton

Patsy Williams
Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	ATE	DAY	N.Y.	A.B.	COUNCIL MEMBER	ATE	DAY	N.Y.	A.B.	COUNCIL MEMBER	ATE	DAY	N.Y.	A.B.
TUCKER					MASON					SPAULDING				
HARDY					MOORE, D.					WILSON				
BARRY					MOORE, J.					WINTER				
CLARKE					ROLARK									
DIXON					SHACKLETON									

X—Indicates Vote A. B.—Absent N. Y.—Not Voting

Secretary to the Council

Docket No: Bill 2-372

Presented to the Mayor: 8/61 81 030

Patricia G. Munn
Secretary to the Council

Action of the Mayor: 29 DEC 1978

- Approved: Disapproved:
- Disapproved in part --*Reference Document:
- *Budget Actions.

Walter Washington
Mayor of the District of Columbia
29 DEC 1978

Returned Without Action _____
Executive Secretary, D. C.

Enacted without Mayor's Signature _____
Secretary to the Council

Council Reenactment: _____

VOICE VOTE: _____

Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	AGE	RAT	NO.	AD.	COUNCIL MEMBER	AGE	RAT	NO.	AD.	COUNCIL MEMBER	AGE	RAT	NO.	AD.
TUCKER					MASON					SPAULOINC				
HARDY					MOORE, D.					WILSON				
HARRY					MOORE, J.					WINTER				
CLARKE					ROLARK									
DIXON					SACKETON									

I - Instructed Vote A - Absent N. V. - Not Voting

Secretary to the Council

Presented to the President: _____

Secretary to the Council

Action of the President: _____

- Reenactment Approved
- Mayor's Veto Sustained

President of the U. S.

Submitted to the Congress: _____

Secretary to the Council

Senate Action: _____
Resolution Number: _____

House Action: _____
Resolution Number: _____

Secretary of the Senate

Clerk of the House

Enacted Without Congressional Action:

D. C. Law No. Effective Date

Secretary to the Council