#### 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

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 Jser Charges Act of 1978".

Sec. 2. Section 1593 of the Act entitled "Ar Act to Establish a Code of Law for the District of Columbia".

approved March 3. 1901 (31 Stat. 1426; O.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

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.

- "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

Docker No: Bill 2-372

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# Docket No: Bill 2-372

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