

RESOLUTION CR 26-47

A RESOLUTION OF THE MORGAN COUNTY COMMISSION ADOPTING THE SURVEY MONUMENT FEE SCHEDULE FOR TITLE 15, CHAPTER 154, SURVEYING AND SURVEY MONUMENTS; AUTHORIZING ADMINISTRATION OF THE SURVEY MONUMENT PERMIT PROGRAM; AND ADOPTING FINDINGS

WHEREAS, on August 4th, 2026, the Morgan County Commission adopted Ordinance CO 26-16 establishing Title 15, Chapter 154, Surveying and Survey Monuments, and related amendments to the Morgan County Code; AND

WHEREAS, Chapter 154 authorizes the County Commission to establish permit fees, review fees, inspection fees, monument supply fees, appeal fees, escrows, security requirements, and other charges necessary to administer the County's survey monument preservation program; AND

WHEREAS, the County Commission finds that the fees established by this Resolution are reasonably related to the actual costs of administering the survey monument program, reviewing applications, conducting inspections, preserving and reconstructing monuments, maintaining survey records, and carrying out the duties assigned by Chapter 154; AND

WHEREAS, the County Commission further finds that requiring applicants whose projects affect survey monuments to bear the costs associated with monument preservation promotes fairness by reducing the burden on the County's general taxpayers; AND

WHEREAS, the County Commission finds that adoption of the Survey Monument Fee Schedule is necessary for the orderly administration and implementation of Title 15, Chapter 154.

NOW, THEREFORE, BE IT RESOLVED BY THE MORGAN COUNTY COMMISSION:

Section 1. Adoption of Findings.

The foregoing recitals are incorporated as the findings of the Morgan County Commission.

Section 2. Adoption of Survey Monument Fee Schedule.

The Survey Monument Fee Schedule, attached hereto as Exhibit A and incorporated herein by this reference, is hereby approved and adopted.

Section 3. Collection of Fees.

The Morgan County Recorder/Surveyor's Office shall collect the fees established by Exhibit A in accordance with Title 15, Chapter 154 and applicable Utah law.

Permit fees, review fees, inspection fees, monument supply fees, escrows, securities, appeal fees, civil penalties, and cost recovery shall be assessed and administered as authorized by Chapter 154.

Section 4. Public Land Corner Preservation Fund.

Money required or authorized by Utah Code §§ 17-63-710 and 17-73-104 to be deposited into the Public Land Corner Preservation Fund shall be credited to that fund. Escrows and security deposits shall be separately accounted for and administered according to their purpose. All other fees, civil penalties, reimbursements, and amounts collected under Chapter 154 shall be credited to the fund or account identified by the Morgan County Recorder/Surveyor's Office in accordance with applicable law and County accounting policies.

Section 5. Administrative Authority.

The Morgan County Recorder/Surveyor's Office is authorized to:

- administer the Survey Monument Permit Program;
- assess and collect fees, civil penalties, escrows, security, and cost recovery authorized by Chapter 154;
- develop and revise administrative forms;
- establish administrative procedures consistent with Chapter 154;
- conduct inspections;
- administer monument reconstruction activities;
- maintain survey records; and
- perform all other administrative duties authorized by Chapter 154 and applicable law.

Section 6. Future Amendments.

The County Commission may amend the Survey Monument Fee Schedule from time to time by resolution.

No amendment to the Fee Schedule shall require amendment of Title 15, Chapter 154 unless otherwise required by law.

Section 7. Effective Date.

This Resolution shall become effective upon adoption unless a later date is specified by the County Commission.

PASSED AND ADOPTED this 20th day of October 2026.

MORGAN COUNTY COMMISSION:

ATTEST:

Matthew Wilson,
Morgan County Commission Chair

Leslie A. Hyde,
Morgan County Clerk/Auditor

APPROVED AS TO FORM:

COMMISSION MEMBER VOTES:

Garrett Smith,
Morgan County Attorney

	AYE: NAY: ABSENT:		
Michael Newton	_____	_____	_____
Vaughn Nickerson	_____	_____	_____
Blaine Fackrell	_____	_____	_____
Raelene Blocker	_____	_____	_____
Matthew Wilson	_____	_____	_____

EXHIBIT A
MORGAN COUNTY
SURVEY MONUMENT FEE SCHEDULE

Adopted Pursuant to Morgan County Code Title 15, Chapter 154

Unless otherwise provided by law, the following fees, escrows, securities, penalties, and cost recovery amounts are established pursuant to Morgan County Code Title 15, Chapter 154.

I. ESCROWS AND SECURITY

Fee / Security	Authority	Amount
Monument Escrow / Security Deposit	§ 154.11(A)	Actual estimated cost based upon the Recorder/Surveyor's reasonable estimate of the required work, inspections, administration, restoration, and related costs.

Security may be provided by cash, certified funds, bond, irrevocable letter of credit, or other security approved by the Morgan County Recorder/Surveyor.

Escrows shall be released, applied, or forfeited in accordance with Morgan County Code Chapter 154.

II. PERMIT FEES

Fee	Authority	Amount
Monument Encroachment Permit	§ 154.11(B)(1)	\$400.00 per government survey monument or public land survey government corner location
Monument Construction Permit	§ 154.11(B)(2)	\$500.00 per monument

State Law Refund

The former mandatory \$250.00 refund has been repealed. No statutory refund is currently required.

III. REVIEW AND ADMINISTRATIVE FEES

Fee	Authority	Amount
Record of Survey Filing Fee	§ 154.11(C)(1)	\$ 30 per sheet
Interlocal Subdivision Plat Review Fee	§ 154.11(C)(2)	\$ 900 + \$ 25 per lot/unit
Final Local Entity Plat Review Fee	§ 154.11(C)(3)	\$ 450
Excessive Review Fee	§ 154.11(C)(4)	\$ 75 or actual cost whichever is greater

Fee	Authority	Amount
Monument Inspection Fee	§ 154.11(C)(5)	\$ 150 per monument
Additional Inspection / Reinspection Fee	§ 154.11(C)(5)	\$ 150 per monument & per inspection
Monument Supplies Convenience Fee	§ 154.11(C)(6)	Actual Material Cost

IV. CIVIL PENALTIES

Penalty	Authority	Amount
General Civil Penalty	§ 154.50(B)	Up to \$500.00 per violation
Work Without Required Permit	§ 154.51(A)	\$1,000.00 per monument
Failure to Show Monument on Construction Plans	§ 154.51(B)	\$500.00 per omitted monument
Unlawful Disturbance or Destruction of Monument	§ 154.51(C)	\$1,000.00 per monument

V. COST RECOVERY

Charge	Authority	Amount
Reestablishment and Reconstruction Costs	§§ 154.43(C), 154.52(A)	Actual reasonable cost
Necessary Legal-Action Costs	§ 154.52(A)(1)	Actual recoverable cost
Permit, Inspection, Surveying, and Administrative Costs	§ 154.52(A)(3)	Actual reasonable cost
Recording and Release Costs	§ 154.53(E)	Actual cost
Other Recoverable Costs	§ 154.52(A)(4)	Actual recoverable cost

Cost recovery is limited to amounts authorized by Morgan County Code Chapter 154 and applicable law, including necessary monument work, authorized legal-action costs, reasonable documented County costs, recording and release costs, and other expressly recoverable costs.

VI. APPEALS

Fee	Authority	Amount
Appeal Filing Fee	§ 154.54(D)(5)	\$125 per hour

Notes

1. Fees established by state law shall automatically conform to future statutory amendments.
2. All other fees may be amended by resolution of the Morgan County Commission.
3. This Fee Schedule shall be administered in accordance with Morgan County Code Title 15, Chapter 154.