

RESOLUTION NO. 357

A RESOLUTION APPOINTING DEHAAS AND ASSOCIATES AS CITY SURVEYOR AS AUTHORIZED BY ORS 92.100; AND DIRECTING SAID FIRM, AS AN AGENT OF THE CITY, TO REVIEW SUBDIVISION PLATS FOR CONFORMANCE TO THE REQUIREMENTS OF ORS 92.050 - 92.100 AND SECTION 4.200 - 4.290 OF THE WILSONVILLE CODE.

WHEREAS, the City Staff has prepared a report on the above captioned subject which is attached hereto as Exhibit "A", and

WHEREAS, the City Council has duly considered the subject and the recommendation(s) contained in the staff report, and

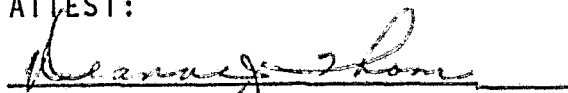
WHEREAS, interested parties, if any, have had an opportunity to be heard on the subject,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Wilsonville does hereby:

1. Adopt the staff report attached hereto as Exhibit "A", with the recommendation(s) contained therein;
2. Adopt ORS 92.050 standards for plat review and ORS 92.100, Fee Structure, as referenced in said staff report and further instructs that action appropriate to the recommendation(s) be taken.

ADOPTED by the City Council of the City of Wilsonville at a regular meeting thereof this 17th day of October, 1983, and filed with the Wilsonville City Recorder this same day.

ATTEST:


DEANNA J. THOM, City Recorder


WILLIAM G. LOWRIE, Mayor

CITY OF


Wilsonville

P.O. Box 220 / Wilsonville, Oregon 97070

503 / 682-1011

MEMORANDUM

TO: DAN POTTER AND CITY COUNCIL
FROM: BEN ALTMAN
DATE: OCTOBER 13, 1983
RE: APPOINTMENT OF CITY SURVEYOR

As you are probably aware from recent news coverage, Clackamas County is experiencing considerable difficulties in the orderly administration and processing of plats through the County Surveyor's office. Traditionally, the City has delegated the authority for sign-off on subdivision plats to the County Surveyor. However, under the provisions of ORS 92.100, the City is specifically authorized to designate its own surveyor, thereby eliminating the County from the review process with the exception of the Assessor's office. In addition, Section 4.220(2)(B) WC specifically references the City Surveyor to check plats and monumentation. We have not, however, formally assumed this responsibility.

Until recently, subdivision activity within the City was insignificant and did not cause a problem, even with the County's circumstances. However, we currently have two plats (Day Dream River Estates and Charbonneau Edgewater) which have been approved by the City and are awaiting final plat approval by the County. Both plats appear to be hopelessly tied up in the County Surveyor's office. Further, we have recently received application for a revision to Wilsongreen's preliminary plat approval, which if approved by the City, would be destined to the same fatality at the County Surveyor's office. It should be recognized that under the provisions of ORS 92.025, no lot within a subdivision can be sold until the plat is recorded with the County. Prior to recordation, the plat must be certified for accuracy and approved by the local jurisdiction surveyor, which in our current circumstances is the County.

We are specifically authorized by ORS 92.100 to designate a City Surveyor and our own subdivision code specifies the City Surveyor will certify an approved plat. Therefore, it is my

recommendation that the City take formal action to designate a City Surveyor, thereby relieving the problems created by the County's current financial crunch. This action would also simplify the review process in minimizing the transfer from one jurisdiction to another.

In this regard, I would further recommend that the City designate DeHaas & Associates as the City Surveyor. The DeHaas firm is currently under contract with the City for engineering services and specifically surveying functions. This action would merely be an extension of the current agreement with the City.

In this case, comparative bids do not seem warranted considering the additional cost for administrative time, advertising, etc. to go through the bid process. What we need is a qualified, registered surveyor to check plats for accuracy. The minimum standards are set forth in ORS 92.050 through 92.100. In addition, the minimum fee schedule for the survey review is established in 92.100, although the City is authorized to set its own fee schedule relative to actual cost. Since the City would be setting the fee structure for plat review, the competitive bid process would not serve any purpose. Therefore, since DeHaas is qualified to provide this service, the simplest and most expedient solution to the current problem would be to designate DeHaas as the City's surveyor.

If the Council so agrees with my recommendation, I have attached a Resolution which would formally designate DeHaas & Associates as City Surveyor. The Resolution further references the ORS standards for plat review and sets the fee structure until such time as the City adopts any additional standards and our own fee structure.

bjajeh

(3) The governing body of a city or county may provide for the delegation of any of its lawful functions with respect to minor partitions to the planning commission of the city or county or to an official of the city or county appointed by the governing body for such purpose. If an ordinance or regulation adopted under this section includes the delegation to a planning commission or appointed official of the power to take final action approving or disapproving a tentative plan for a minor partition, such ordinance or regulation shall also provide for appeal to the governing body from such approval or disapproval and require initiation of any such appeal within 10 days after the date of the approval or disapproval from which the appeal is taken.

(4) The governing body may, by ordinance or regulation, prescribe fees sufficient to defray the costs incurred in the review and investigation of and action upon applications for approval of proposed minor partitions.

(5) No tentative plan of a proposed minor partition may be approved unless the tentative plan complies with the applicable zoning ordinances and regulations and the ordinances or regulations adopted under this section that are then in effect for the city or county within which the land described in the tentative plan is situated.

(6) Any ordinance or regulation adopted under this section shall comply with the comprehensive plan for the city or county adopting the ordinance or regulation. [1955 c.756 §22; 1973 c.696 §10]

92.048 Procedure for adoption of regulations under ORS 92.044 and 92.046. The procedure for adoption of any ordinance or regulation under ORS 92.044 and 92.046 is as follows:

(1) The planning commission of the county or the city shall hold a public hearing on the proposed ordinance or regulation after publishing notice of the hearing once a week for two successive weeks prior to the hearing in a newspaper of general circulation published in the area in which land to be subject to such ordinance or regulation is situated or, if there is no such newspaper, a newspaper of general circulation published in the county. The notice shall contain the time, place and purpose of the hearing and a description of the land to be subject to the ordinance or regulation.

(2) Prior to the expiration of 60 days after the date of such hearing, the planning commission may transmit its recommendation

regarding the proposed ordinance or regulation to the governing body of the county or city, as the case may be. If the planning commission recommendation has not been received by the governing body of the county or the city prior to the expiration of such 60-day period, the governing body may consider the ordinance or regulation without recommendation of the planning commission thereon.

(3) Prior to the adoption of such ordinance or regulation, the governing body of the county or the city shall hold a hearing thereon after giving notice of the hearing in the same manner provided in subsection (1) of this section.

(4) A copy of any regulation or ordinance adopted by the governing body of a county or a city under this section, together with a map of the area subject to the regulation or ordinance and a brief statement of the different classifications, if any, of land partitioning under the ordinance or regulation, shall be filed with the recording officer of the county in which the land subject to the ordinance or regulation is situated. Such ordinance or regulation shall not be effective until so filed. If the ordinance or regulation is applicable throughout all of the area over which the county or city has jurisdiction under ORS 92.042, only an outline map of such area shall be filed with the recording officer of the county.

(5) The ordinance or regulation may be amended from time to time by following the procedure prescribed in this section. [1955 c.756 §23; 1973 c.314 §1; 1973 c.696 §11]

92.050 Requirements of survey and plat of subdivision. (1) No subdivider shall submit a plat of a subdivision for record, until all the requirements for the survey and the plat of the subdivision have been met.

(2) The survey for the plat of the subdivision shall be of such accuracy that the error of closure shall not exceed one foot in 4,000 feet.

(3) The survey and plat of the subdivision shall be made by a surveyor who is a registered engineer or a licensed land surveyor.

(4) The plat of a subdivision shall be of such scale that all survey and mathematical information, and all other details may be clearly and legibly shown thereon. Each lot shall be numbered and each block shall be lettered or numbered. The lengths of all boundaries of each lot shall be shown. Each street shall be named.

(5) The locations and descriptions of all monuments shall be carefully recorded upon all plats and the proper courses and distances of all boundary lines shall be shown. [Amended by 1955 c.756 §10]

92.060 Marking certain points of plats with monuments; specifications of monuments. (1) The initial point of all subdivision plats shall be marked with a monument, either of stone, concrete or galvanized iron pipe. If stone or concrete is used it shall not be less than 6 inches by 6 inches by 24 inches. If galvanized iron pipe is used it shall not be less than two inches in diameter and three feet long. The monument shall be set or driven six inches below the surface of the ground. The location of the monument shall be with reference to some known corner established by the United States survey.

(2) The intersections of all streets and roads and all points on the exterior boundary where the boundary line changes direction, shall be marked with monuments either of stone, concrete, galvanized iron pipe, or iron or steel rods. If stone or concrete is used it shall not be less than 6 inches by 6 inches by 24 inches. If galvanized iron pipe is used it shall not be less than one inch in diameter and 30 inches long, and if iron or steel rods are used they shall not be less than five-eighths of an inch in least dimension and 30 inches long.

(3) All lot corners except lot corners of cemetery lots shall be marked with monuments of either galvanized iron pipe not less than one-half inch in diameter or iron or steel rods not less than one-half inch in least dimension and two feet long.

(4) Points shall be plainly and permanently marked upon monuments so that measurements may be taken to them to within one-tenth of a foot.

(5) All monuments for the exterior boundaries of a subdivision shall be marked and such monuments shall be referenced on the plat of the subdivision before the plat of the subdivision is offered for recording. However, interior monuments for the subdivision need not be set prior to the recording of the plat of the subdivision if the engineer or land surveyor performing the survey work certifies that the interior monuments will be set on or before a specified date as provided in ORS 92.070 (2) and if the person subdividing the land furnishes to the governing body of the county or city by which the subdivision was

approved a bond or cash deposit guaranteeing the payment of the cost of setting the interior monuments for the subdivision as provided in ORS 92.065. [Amended by 1955 c.756 §11; 1973 c.696 §12]

92.065 Marking interior monuments after recording of plat; bond or cash deposit required; release of bond; return of cash deposit; payment for survey work; county surveyor performing survey work. (1) If the interior monuments for a subdivision are to be marked on or before a specified date after the recording of the plat of the subdivision, the person subdividing the land described in such plat shall furnish, prior to recording the plat, to the governing body of the city or county by which the plat was approved a bond or cash deposit, at the option of the governing body, in an amount equal to not more than 120 percent of the estimated cost of performing the work for the interior monumentation.

(2) If the person subdividing the lands described in subsection (1) of this section pays the surveyor for performing the interior monumentation work and notifies the governing body of such payment, the governing body, within three months after such notice, shall release the bond or return the cash deposit upon a finding that such payment has been made. Upon written request from the person subdividing the land, the governing body may pay the surveyor from moneys within a cash deposit held by it for such purpose and return the excess of the cash deposit, if any, to such person.

(3) In the event of the death, disability or retirement from practice of the surveyor charged with the responsibility for setting interior monuments for a subdivision or upon the failure or refusal of such surveyor to set such monuments, the governing body may direct the county surveyor in his official capacity or contract with a surveyor in private practice to set such monuments and reference such monuments for recording as provided in ORS 92.070. Payment of the fees of a county surveyor or private surveyor performing such work shall be made as otherwise provided in this section. [1973 c.696 §14]

92.070 Surveyor's affidavit necessary to record plat; contents of affidavit; notice of monument markings; filing of plat. (1) Except as otherwise provided in this section, all plats or diagrams designating the location of land in any county in the State of

Oregon, offered for record, shall have attached thereon an affidavit of the surveyor having surveyed the land represented on the plat, to the effect that he has correctly surveyed and marked with proper monuments the lands as represented, that he marked a proper monument as provided in ORS 92.060 indicating the initial point of such survey, and giving the dimensions and kind of such monument, and its location with reference to some known corner established by the United States survey, or giving two or more objects for identifying its location, and accurately describing the tract of land upon which the lots and blocks are laid out.

(2) If the person subdividing any land has complied with ORS 92.065 (1), the surveyor may prepare the plat of the subdivision for recording with only the exterior monuments referenced thereon as submitted for recording. There shall be attached to any such plat the affidavit of the surveyor that the interior monuments for the subdivision will be marked on or before a specified date in accordance with ORS 92.060 and referenced on the plat for the subdivision as approved by the city or county.

(3) After the interior monuments for a subdivision have been marked as provided in an affidavit submitted under subsection (2) of this section, the surveyor performing such work shall:

(a) Within five days after completion of such work, notify the person subdividing the land involved, the surveyor or engineer of the city or county by which the subdivision was approved and the governing body of such city or county; and

(b) Reference such monuments on an exact copy of the subdivision plat as previously recorded; and

(c) Upon approval of such plat copy under ORS 92.100, file such plat copy with the county recording officer with whom the plat of the subdivision was previously recorded.

(4) The county recording officer, upon receipt of a plat copy filed pursuant to subsection (3) of this section, shall record such plat copy and indorse the recording reference for such plat copy upon the plat of the subdivision previously recorded. The recording reference for such plat copy shall operate as reference to the interior monuments referenced on such plat copy and shall constitute constructive notice of such monument references for all purposes as though such monuments had been

referenced on the plat of the subdivision as previously recorded. [Amended by 1973 c.006 §13]

92.080 Preparation of plat. All plats subdividing any tracts of land in any county in this state, and dedications of streets or roads or public parks and squares and other writings made a part of such plats offered for record in any county in this state shall be made in black India ink, upon material that is 18 inches by 24 inches in size, that is suitable for binding and copying purposes, and that has such characteristics of strength and permanency as may be required by the city or county under ORS 92.044. The plat shall be of such a scale, and the lettering of the approvals thereof, and of the dedication and affidavit of the surveyor, shall be of such a size or type as will be clearly legible, but no part shall come nearer any edge of the sheet than one inch. The plat may be placed on as many sheets as necessary, but a face sheet and an index page shall be included for plats placed upon two or more sheets. Plat materials may be placed on both sides of a sheet. [Amended by 1955 c.756 §12; 1973 c.696 §15]

92.090 Requisites for approval of tentative plan or plat. (1) No tentative plan or plat of a subdivision shall be approved which bears a name using a word which is the same as, similar to or pronounced the same as a word in the name of any other subdivision in the same county, except for the words "town," "city," "place," "court," "addition" or similar words, unless the land platted is contiguous to and platted by the same party that platted the subdivision bearing that name or unless the party files and records the consent of the party that platted the subdivision bearing that name. All plats must continue the block numbers of the plat of the same name last filed.

(2) No tentative plan for a proposed subdivision and no tentative plan for a proposed major partition shall be approved unless:

(a) The streets and roads are laid out so as to conform to the plats of subdivisions and maps of major partitions already approved for adjoining property as to width, general direction and in all other respects unless the city or county determines it is in the public interest to modify the street or road pattern.

(b) Streets and roads held for private use are clearly indicated on the tentative plan and all reservations or restrictions relating to such private roads and streets are set forth thereon.

(c) The tentative plan complies with the applicable zoning ordinances and regulations and the ordinances or regulations adopted under ORS 92.044 that are then in effect for the city or county within which the land described in the plan is situated.

(3) No plat of a proposed subdivision and no map of a proposed major partition shall be approved unless:

(a) Streets and roads for public use are dedicated without any reservation or restriction other than reversionary rights upon vacation of any such street or road and easements for public utilities.

(b) Streets and roads held for private use and indicated on the tentative plan of such subdivision or major partition have been approved by the city or county.

(c) The plat or map complies with any applicable zoning ordinances and regulations and any ordinance or regulation adopted under ORS 92.044 that are then in effect for the city or county within which the land described in the plat or map is situated.

(d) The plat or map is in substantial conformity with the provisions of the tentative plan for the subdivision or the major partition, as approved.

(e) The plat or map contains a donation to the public of all common improvements, including but not limited to streets, roads, parks, sewage disposal and water supply systems, the donation of which was made a condition of the approval of the tentative plan for the subdivision or the major partition.

(f) Explanations of all common improvements required as conditions of approval of the tentative plan of the subdivision or the major partition have been recorded and referenced on the plat or map.

(4) Subject to any standards and procedures adopted pursuant to ORS 92.044, no plat of a subdivision shall be approved by a city or county unless the city or county has received and accepted:

(a) A certification by a city-owned domestic water supply system or by the owner of a privately owned domestic water supply system, subject to regulation by the Public Utility Commissioner of Oregon, that water will be available to the lot line of each and every lot depicted in the proposed plat; or

(b) A bond, contract or other assurance by the subdivider to the city or county that a domestic water supply system will be installed

by or on behalf of the subdivider to the lot line of each and every lot depicted in the proposed plat; and the amount of any such bond, contract or other assurance by the subdivider shall be determined by a registered professional engineer, subject to any change in such amount as determined necessary by the city or county; or

(c) In lieu of paragraphs (a) and (b) of this subsection, a statement that no domestic water supply facility will be provided to the purchaser of any lot depicted in the proposed plat, even though a domestic water supply source may exist. A copy of any such statement, signed by the subdivider and indorsed by the city or county, shall be filed by the subdivider with the Real Estate Commissioner and shall be included by the commissioner in any public report made for the subdivision under ORS 92.385. If the making of a public report has been waived or the subdivision is otherwise exempt under the Oregon Subdivision Control Law, the subdivider shall deliver a copy of the statement to each prospective purchaser of a lot in the subdivision at or prior to the signing by the purchaser of the first written agreement for the sale of the lot. The subdivider shall take a signed receipt from the purchaser upon delivery of such a statement, shall immediately send a copy of the receipt to the commissioner and shall keep any such receipt on file in this state, subject to inspection by the commissioner, for a period of three years after the date the receipt is taken.

(5) Subject to any standards and procedures adopted pursuant to ORS 92.044, no plat of a subdivision shall be approved by a city or county unless the city or county has received and accepted:

(a) A certification by a city-owned sewage disposal system or by the owner of a privately owned sewage disposal system that is subject to regulation by the Public Utility Commissioner of Oregon that a sewage disposal system will be available to the lot line of each and every lot depicted in the proposed plat; or

(b) A bond, contract or other assurance by the subdivider to the city or county that a sewage disposal system will be installed by or on behalf of the subdivider to the lot line of each and every lot depicted on the proposed plat; and the amount of such bond, contract or other assurance shall be determined by a registered professional engineer, subject to any change in such amount as the city or county considers necessary; or

(c) In lieu of paragraphs (a) and (b) of this subsection, a statement that no sewage disposal facility will be provided to the purchaser of any lot depicted in the proposed plat, where the Department of Environmental Quality has approved the proposed method or an alternative method of sewage disposal for the subdivision in its evaluation report described in ORS 454.755 (1)(b). A copy of any such statement, signed by the subdivider and indorsed by the city or county shall be filed by the subdivider with the Real Estate Commissioner and shall be included by the commissioner in the public report made for the subdivision under ORS 92.385. If the making of a public report has been waived or the subdivision is otherwise exempt under the Oregon Subdivision Control Law, the subdivider shall deliver a copy of the statement to each prospective purchaser of a lot in the subdivision at or prior to the signing by the purchaser of the first written agreement for the sale of the lot. The subdivider shall take a signed receipt from the purchaser upon delivery of such a statement, shall immediately send a copy of the receipt to the commissioner and shall keep any such receipt on file in this state, subject to inspection by the commissioner, for a period of three years after the date the receipt is taken. (Amended by 1955 c.31 §1; 1955 c.756 §13; 1965 c.393 §1; 1973 c.696 §16; 1974 s.s. c.74 §3)

92.095 Payment of taxes required before plat recorded. (1) No plat shall be recorded unless all ad valorem taxes and all special assessments, fees, or other charges required by law to be placed upon the tax roll have been paid which have become a lien upon the subdivision or which will become a lien during the calendar year.

(2) After January 1, and before the certification under ORS 311.105 of any year, the subdivider shall:

(a) If the exact amount of taxes, special assessments, fees and charges are able to be computed by the assessor, pay such amount to the tax collector. The assessor is authorized to levy and the tax collector is authorized to collect such amount.

(b) If the assessor is unable to compute such amount at such time, either (A) pay the amount estimated by the assessor to be needed to pay the taxes, special assessments, fees and other charges to become due, or (B) deposit with the tax collector a bond with a good and sufficient undertaking in such amount as the assessor considers adequate to insure payment

of the taxes to become due. In no event shall the bond amount exceed twice the amount of the previous year's taxes, special assessments, fees and other charges upon such subdivision.

(3) Taxes paid or bonded for under paragraph (a) or (b) of subsection (2) of this section shall be entitled to the discount provided by ORS 311.505.

(4) ORS 311.370 shall apply to all taxes levied and collected under subsection (2) of this section, except that any deficiency shall constitute a personal debt against the person subdividing the land and not a lien against the subdivision land, and shall be collected as provided by law for the collection of personal property taxes. [1965 c.393 §2; 1973 c.696 §17; 1979 c.350 §3; 1981 c.804 §69]

92.097 Employment of private licensed engineer by private developer; government standards and fees. (1) No city, county or special district shall prohibit the employment by a developer of a licensed engineer to design or supervise the installation of the improvements of streets, water and sewer lines or other public improvements that are to be installed in conjunction with the development of land using private funds.

(2) When design or supervision of installation of improvements is performed by a licensed engineer under subsection (1) of this section, the city, county or special district may elect to establish standards for such improvements, review and approve plans and specifications and inspect the installation of improvements. The city, county or special district may collect a fee for inspection and any other services provided in an amount not to exceed the actual cost of performing the inspection or other services provided. [1979 c.191 §2]

92.100 Approval of plat by city engineer or surveyor or by county surveyor; approval by county assessor and county governing body; fees. (1) Before any plat can be recorded, covering land within the corporate limits of any city, it must be approved by the city surveyor, if any; otherwise by the county surveyor. However, the governing body of the city may designate the county surveyor to serve in lieu of the city surveyor. Except as provided in subsection (3) of this section, if the land is outside the corporate limits of any city, the plat shall be approved by the county surveyor before it is recorded. All plats must also be approved by the county assessor and the governing body of the county

in which the property is located before recording.

(2) Before approving the plat as required by this section, the city surveyor or the county surveyor, as the case may be, shall check the subdivision site and the plat and shall take such measurements and make such computations as are necessary to determine that the plat complies with the provisions of ORS 92.050 and with the subdivision requirements in effect in the area. For performing such service the city or county surveyor shall collect from the subdivider a fee of \$100 plus \$5 for each lot contained in the subdivision. The governing body of a city or county may establish a higher fee by ordinance.

(3) Any plat prepared by the county surveyor in his private capacity shall be approved in accordance with subsection (2) of this section by the surveyor of a county other than the county where the land is located. The county governing body shall refer such a plat to the county surveyor of another county by indorsement on the plat. The county governing body may provide allowances for travel and other expenses of the surveyor to whom the plat is referred.

(4) Nothing in this section shall be construed to prohibit a city, county or special district from requiring engineering review and approval of a plat to assure compliance with state and local subdivision requirements that relate to matters other than survey adequacy. (Amended by 1955 c.31 §2; 1955 c.756 §14; 1957 c.688 §1; 1963 c.285 §1; 1971 c.419 §1; 1979 c.824 §1)

92.105 Time limit for final action by city or county on tentative plan; enforcement by mandamus. (1) The governing body of a city or county or its designate shall take final action on an application for approval of a tentative plan for a subdivision or major partition located within an acknowledged urban growth boundary within 180 days after the application is found to be complete. If the governing body of a city or county or its designate does not take final action on an application for approval of a tentative plan for a subdivision or major partition located within an acknowledged urban growth boundary within 180 days after that application is found to be complete, the applicant may apply in the circuit court of the county where the application was filed for a writ of mandamus to compel the governing body or its designate to issue the approval. The writ shall be issued unless the governing body of the city or coun-

ty shows that the approval would violate a substantive provision of the city or county comprehensive plan or land use regulations as defined in ORS 197.015.

(2) If an application for approval of a tentative plan for a subdivision or major partition located within an acknowledged urban growth boundary is incomplete, the governing body shall notify the applicant of that fact within 30 days of the receipt of the application and allow the applicant to provide the additional information required.

(3) As used in this section, "acknowledged urban growth boundary" means an urban growth boundary acknowledged as being in compliance with the goals. [1981 c.884 §2]

92.110 Land in special districts; approval of plat; appeal from refusal of district to approve or act. All plans, plats, or replats of subdivisions located within the boundaries of an irrigation district, drainage district, water control district or district improvement company shall be submitted to the board of directors of the district or company and its approval thereof shall be indorsed thereon by the board before approval of such plan, plat, or replat of any subdivision by the governing body of the county. Except that if a subdivider is unable to obtain action or approval of any district or company within 45 days, the subdivider shall notify the governing body in writing and thereafter the governing body shall serve notice on that district or company by certified mail advising the district or company that any objections to the plan, plat, or replat must be filed in writing with the governing body within 20 days and failure of the district or company to respond shall be considered by the governing body as approval of such plan, plat, or replat and the governing body shall indorse thereon a finding that the district or company failed to act and the governing body may thereafter approve such plan, plat, or replat without the approval of such district or company indorsed thereon. (Amended by 1955 c.756 §15; 1973 c.351 §1)

92.120 Filing and recording plats; copies. (1) The plat of a subdivision described in ORS 92.050 when made and approved as required, and offered for record in the records of the county where the described land is situated, shall, upon the payment of the fees provided by law, be filed by the county recording officer. The fact of filing and the date thereof shall be entered thereon, and it shall then be securely bound with other plats of like