

REQUEST FOR BOARD ACTION

HENDERSON COUNTY

BOARD OF COMMISSIONERS

MEETING DATE: 20 July 2005

SUBJECT: Designation of plat review officers

ATTACHMENT(S): 1. Draft resolution
2. 17 September 1997 resolution

SUMMARY OF REQUEST:

N.C. Gen. Stat. §47-30.2 requires that all persons appointed as plat review officers be so appointed by a resolution recorded in the Register of Deeds office. "Plat review officers" insure that all plats to be recorded comply with the plat requirements set out in the General Statutes.

On 17 September 1997 this Board first adopted a plat review officer resolution. This resolution also sets out certain other procedures that all plat review officers must follow. The Board has from time to time updated its appointments of plat review officers.

The Board needs to again consider updating the list of those persons appointed as plat review officers. The (outgoing) Planning Director recommends that Anthony Prinz be added to the resolution, and that Karen C. Smith and Natalie J. Berry be removed from that list. A proposed resolution has been prepared and is attached for the Board's consideration in order to accomplish this update. This proposed resolution restates all other persons currently appointed as plat review officers.

COUNTY MANAGER RECOMMENDATION/BOARD ACTION REQUESTED:

The County manager supports this proposal.

County staff will be present and prepared if requested to give further information on this matter.

If the Board is so inclined, the following motion is suggested:

I move that the Board adopt the proposed resolution attached to the Agenda Item appointing a new list of plat review officers for Henderson County.

RESOLUTION APPOINTING PLAT REVIEW OFFICERS

WHEREAS, pursuant to N.C. Gen. Stat. § 47-30.2 the Henderson County Board of Commissioners has from time to time since September 17, 1997, adopted resolutions appointing one or more named persons experienced in mapping or land records management as Review Officers, with the same being recorded in the Office of the Register of Deeds for Henderson County;

WHEREAS, the Henderson County Board of Commissioners desires to update, revise and restate the persons named as Review Officers;

WHEREAS, pursuant to NCGS 47-30.2, said revisions must be made by resolution of the Board of Commissioners with said resolution being recorded in the Office of the Register of Deeds for Henderson County;

NOW THEREFORE, BE IT RESOLVED by the Henderson County Board of Commissioners as follows:

- 1. That the following persons are experienced in mapping and/or land records management, and, pursuant to NCGS 47-30.2, have been and are hereby appointed as Review Officers in Henderson County:

Pamela Carver	Marsha Drake
Tina Ball	Matthew S. Card
David Gottberg	Autumn M. Radcliff
Judy Gilmore	Anthony Prinz

- 2. That the appointment of any persons as Review Officers by any previously adopted Resolution of the Henderson County Board of Commissioners that are not specifically named in paragraph 1 above is hereby revoked;
- 3. That the above-named persons, as Review Officers, shall comply with all statutory requirements and shall follow all procedures, statutorily prescribed and as prescribed in that Resolution adopted September 17, 1997;
- 4. That the Resolution adopted September 17, 1997 will continue in effect except as modified by this Resolution;
- 5. That this Resolution shall be recorded in the Office of the Register of Deeds for Henderson County as soon as practicable after its adoption.

THIS the 20th day of July 2005.

HENDERSON COUNTY BOARD OF COMMISSIONERS

BY: _____
WILLIAM L. MOYER, Chairman

ATTEST:

Elizabeth W. Corn, Clerk to the Board

[COUNTY SEAL]

STATE OF NORTH CAROLINA

COUNTY OF HENDERSON

I, _____, a notary public for said County and State, certify that Elizabeth W. Corn personally appeared before me this day and acknowledged that she is the Clerk to the Board of Commissioners of Henderson County, a political subdivision of the State of North Carolina having corporate powers, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its Chairman of the Board of Commissioners, sealed with its corporate seal and attested by herself as its Clerk.

WITNESS my hand and official seal, this the ____ day of July, 2005..

Notary Public

My Commission Expires: _____

[NOTARIAL SEAL]

HENDERSON COUNTY BOARD OF COMMISSIONERS

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BOB EKLUND
CHAIRMAN
GRADY HAWKINS

VOLLIE G. GOC
RENEE KUMC
DON WAR

RESOLUTION

COPY

WHEREAS, on the 17th day of July, 1997, the North Carolina General Assembly enacting an Act to Improve the Procedures for Recording Maps and Plats (Senate Bill 875) which amends various North Carolina statutes;

WHEREAS, this Act adds to the North Carolina General Statutes section 47-30.2 which creates the office of a Review Officer and charges the same with the responsibility of reviewing each map or plat required to be submitted for review prior to its presentation to the Register of Deeds for recordation;

WHEREAS, N.C.G.S. 47-30.2 requires that the Henderson County Board of Commissioners adopt a resolution appointing one or more named persons experienced in mapping or land records management as Review Officer(s) and that the resolution be recorded in the Office of the Register of Deeds for Henderson County;

NOW THEREFORE BE IT RESOLVED by the Henderson County Board of Commissioners as follows:

1. The following named persons are experienced in mapping and/or land records management:

Matt Matteson
Stacy Merten
Karen Collins
David Gottberg
Stuart Rohrbaugh

Pam Carver
Marsha Drake
Audrey Frazier
Alida Delaney

2. Pursuant to N.C.G.S. 47-30.2, the following persons are appointed as Review Officers in Henderson County:

Matt Matteson
Stacy Merten
Karen Collins
David Gottberg
Stuart Rohrbaugh

Pam Carver
Marsha Drake
Audrey Frazier
Alida Delaney

3. The above-named Review Officers, and such other Review Officers as shall from time to time be appointed by the Board of Commissioners by Resolution, shall

comply with all statutory requirements and shall follow all procedures, statutorily prescribed and as prescribed herein;

4. All Review Officers in the discharge of their duties should use a checklist that is identical to or substantially similar to the one attached hereto as Exhibit A and should retain the same as a record of those plats reviewed;
5. In the event that a Review Officer reviews a map or plat and refuses to certify the map or plat for recordation, that Review Officer shall immediately communicate that fact to the other Review Officers;
6. This Resolution shall be recorded in the Office of the Register of Deeds for Henderson County on or before September 30, 1997.
7. The County Attorney and the Assistant County Manager/Staff Attorney are authorized to take such further actions as may be necessary to comply with the requirements of the newly enacted statutory requirements pertaining to the appointment of the Review Officers in accordance with the intent of this Resolution.

THIS the 17th day of September, 1997.

HENDERSON COUNTY BOARD OF COMMISSIONERS

BY: Adrian O. Adams
Chairman/Vice Chairman

North Carolina, Henderson County The foregoing certificate(s) of

Margaret Street
Notary Public (~~is~~ ~~is~~) is/are certified to be correct. This instrument presented for registration and recorded in this office this 25 day of Sept. 1997, at 11:30 in Book 934, page 309

Nedra W. Hawk Debra Stancila
Register of Deeds (Assistant Deputy)

I, Margaret Street, Notary Public for said County and State, certify that Elizabeth W. Corn personally came before me this day and acknowledged that she is Clerk to the Board of Commissioners of Henderson County, a municipal corporation and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its Chairman of the Board of Commissioner, sealed with its corporate seal, and attested by herself as its Clerk.

Witness my hand and official seal, this the 17 day of September, 1997.

Margaret Street
Notary Public

