

DEKALB COUNTY COMMISSIONERS
DEKALB COUNTY ORDINANCE NO. 2019-R-13
DEKALB COUNTY CODE 4-3-3

An Ordinance Amending and Replacing
DeKalb County Ordinance No. 2001-8,
DeKalb County Code 4-3-3 Regarding a Plat Book Maintenance Fund

WHEREAS, the Board of Commissioners of DeKalb County, Indiana, enacted an Ordinance on November 26, 2001, establishing a Plat Book Maintenance Fund by Ordinance Number 2001-8, DCC 4-3-3 pursuant to Indiana Code 36-2-9-18, which authorized the legislative body of a county to collect a fee not to "...exceed five dollars (\$5) for each: (1) deed; or (2) legal description of each parcel contained in the deed; for which the auditor makes a real property endorsement."; which fee is in addition to any other fee provided by law; and which fee is to be placed in a dedicated fund for use in maintaining plat books; and

WHEREAS, the fee established by the DeKalb County Commissioners was in the amount of five dollars (\$5.00); and

WHEREAS, effective July 1, 2019, Indiana Code 36-2-9-18 was amended to mandate the legislative body of the county "...to adopt an ordinance requiring the auditor to collect a fee in the amount of ten dollars (\$10) for each: (1) deed; or (2) legal description of each parcel contained in the deed; for which the auditor makes a real property endorsement."; which fee is in addition to any other fee provided by law; and which fee is to be placed in a dedicated fund for use in maintaining plat books, in traditional or electronic format; and

WHEREAS, the ten dollar (\$10) fee is to replace the five dollar (\$5) fee, not add to it.

IT IS THEREBY ORDAINED that the DeKalb County Commissioners hereby enact this Plat Book Maintenance Fund as follows:

Section 1. **FUND MAINTAINED**: Pursuant to Indiana Code 36-2-9-18(d) the Auditor of DeKalb County shall continue to utilize the fund established by DeKalb County Ordinance 2001-8, DCC 4-3-3 as a Plat Book Maintenance Fund, retaining those funds deposited prior to the effective date of this Amendment to Indiana Code 36-2-9-18, effective July 1, 2019, and shall deposit all amounts received under this amended and replaced Ordinance 2019-R-13, DCC 4-3-3.

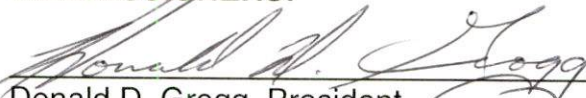
Section 2. **FEE COLLECTED**: Effective July 1, 2019, the Auditor of DeKalb County shall collect a fee of ten dollars (\$10.00) for each deed; or legal description of each parcel contained in the deed; for which the Auditor makes a real property endorsement.

- Section 3. **FUND PURPOSE:** All amounts in the DeKalb County Plat Book Maintenance Fund shall be used only for the purpose of maintaining plat books, in traditional or electronic format, including computer equipment and records used to maintain the title transfer books listing grantor/grantee records (plat book) as part of and necessary for maintaining the DeKalb County Plat Books in the Office of the DeKalb County Auditor; and for training of any and all personnel of the Office of the DeKalb County Auditor in the use or operation of any computer services used to maintain the DeKalb County Plat Books, and the title transfer books, listing the grantor/grantee records of the DeKalb County Auditor.
- Section 4. **COUNCIL APPROPRIATION:** The use of the fees collected by the DeKalb County Auditor under this Ordinance shall be duly appropriated by the DeKalb County Council prior any actual expenditure by the DeKalb County Auditor.
- Section 5. **EFFECTIVE DATE:** This Ordinance shall be in full force and effect as of July 1, 2019.
- Section 6. **CODIFIED:** This Ordinance shall be codified in the DeKalb County Code as Section 4-3-3.

THIS ORDINANCE IS ORDAINED, APPROVED, ENACTED, and SIGNED, by the Board of Commissioners of DeKalb County this 24th day of JUNE, 2019.

COMMISSIONERS:


BY:


Donald D. Grogg, President

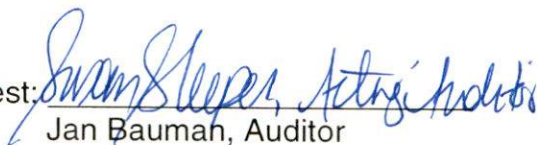
BY:


Jacqueline R. Rowan - Vice President

BY:


William L. Hartman - Vice President

Attest:


Jan Bauman, Auditor
Susan Sleeper, Acting Auditor