

57 establishes; or

58 (iii) a public land survey corner as that term is defined in Section 17-23-17.5.

59 (f) "Structure" means any organization of parts, production, or pieces artificially built  
 60 up or joined together to preserve or alter any natural feature, including roads, railways, tunnels,  
 61 bridges, underground or overground pipelines or cables, river works, drainage works,  
 62 earthworks, retaining walls, walls, dams, tanks, towers, and fences.

63 (2) A person who finds it necessary to disturb any established government survey  
 64 monument or public land survey government corner location for any reason, including the  
 65 improvement of a road, shall notify the county surveyor at least five business days before the  
 66 day on which the person disturbs the government survey monument or public land survey  
 67 government corner location.

68 (3) (a) A county legislative body may enact an ordinance requiring a person to obtain a  
 69 permit before performing construction work within 30 feet of an established government  
 70 survey monument or public land survey government corner location.

71 (b) A county legislative body shall ensure that an ordinance described in Subsection  
 72 (3)(a) provides for an exemption from the permitting requirement in the event of an emergency  
 73 situation that poses a threat to public health or safety.

74 (c) (i) A county may charge a fee for a permit described in Subsection (3)(a), in  
 75 accordance with this Subsection (3)(c).

76 (ii) The fee described in Subsection (3)(c)(i) may not exceed \$400 per government  
 77 survey monument or public land survey government corner location.

78 (iii) If, after completion of the construction work, the government survey monument or  
 79 public land survey government corner location is undisturbed, the county shall disperse a  
 80 partial fee refund of \$250 to the permit holder.

81 (iv) If the construction work disturbs the government survey monument or public land  
 82 survey government corner location related to the permit:

83 (A) the permit holder is responsible for the necessary construction work and  
 84 installation of the government survey monument or public land survey government corner  
 85 location; and

86 (B) the county shall provide to the permit holder the necessary ~~Ĥ~~→ [materials] brass  
 86a monument, ring, and lid ←Ĥ for the permit  
 87 holder's work described in Subsection (3)(c)(iv)(A).