

NORTHAMPTON COUNTY COUNCIL - EASTON, PA

Ordinance No. 529

SESSION 2010

Bill No. 592

Introduced by Ann McHale and Barbara A. Thierrv on November 18- 2010

Enacted December 3- 2010

Effective January 2. 2011

Title:

AN ORDINANCE OF NORTHAMPTON COUNTY COUNCIL, AMENDING NORTHAMPTON COUNTY ORDINANCE 159-1989, ENTITLED THE "NORTHAMPTON COUNTY UNIFORM PARCEL IDENTIFIER ORDINANCE," AS FURTHER AMENDED BY ORDINANCE NO. 360-2000, BY REQUIRING THAT THE UNIFORM PARCEL IDENTIFIER ON THE TAX MAP MAINTAINED FOR THE ASSESSMENT OFFICES BE CERTIFIED AS TRUE AND CORRECT BY THE NORTHAMPTON COUNTY, (GIS) MAPPING DIVISION, UPON EACH SUBSEQUENT CONVEYANCE AND TO PROVIDE AN ADDITIONAL FEE FOR SAID SUBSEQUENT CERTIFICATION

IT IS HEREBY ORDAINED AND ENACTED, By the Northampton County Council, that Northampton County Ordinance 159 of 1989, as amended by Ordinance 360-2000, is hereby amended as follows:

Section 1. Ordinance 159 of 1989, as amended by Ordinance 360-2000, shall be amended by adding the following sections:

VII. CERTIFICATION OF THE UNIFORM PARCEL IDENTIFIERS REQUIRED TO RECORD

Pursuant to Section 9781.1 of the County Code (16 P.S. § 9871.1) County Council does hereby require that beginning January 1, 2011, the Recorder of Deeds Division shall not record or accept for recording any conveyance of real estate, mortgage of real estate or any other instrument affecting real estate in Northampton County, unless the Uniform Parcel Identifier is contained in the body hereof, or is endorsed thereon, (as set forth in Section I of Ordinance 159) and is certified by the Northampton County Mapping (GIS) Division (hereinafter "GIS Division").

VIII. CERTIFICATION REQUIRED

A. In each instance, the Uniform Parcel Identifier set forth on the instrument to be recorded shall be certified by the GIS Division to be correct prior to the instrument being recorded. Each document submitted to the GIS Division for certification of a Uniform Parcel Identifier shall include the applicable Uniform Parcel Identifier Number(s) for certification, or those from which a new Uniform Parcel Identifier Number(s) is to be created. The person seeking to record the instrument in the Recorder of Deeds Office shall provide information sufficient to identify the property and allow a certification of the Uniform Parcel Identifier by the GIS Division. The GIS Division, after verification of the property's Uniform Parcel Identifier, shall certify its acceptance of the Uniform Parcel Identifier and instrument prior to the recording of the instrument by the Recorder of Deeds Division. All applicable Uniform Parcel Identifiers provided by the person seeking to record a document, and the certification by the GIS Division, shall be placed at the top of the first page of the document to be recorded. All documents shall contain at least two (2) inches of space at the top of the first page for this purpose. The GIS Division may implement rules and procedures which shall reasonably allow for verification of the Uniform Parcel Identifier set forth in the instrument, and which shall govern the placement and certification of acceptance, or rejection, of the Uniform Parcel Identifier as set forth on any instrument to be recorded in the Recorder of Deeds Division. It is the intention of the County that the certification shall be issued immediately upon presentation, but not later than one (1) day of a document being submitted to the GIS Division, when the request is accompanied by all documentation, in proper order. When a document meets the provisions of this Ordinance and any rules and procedures implemented hereunder, the certification shall normally occur shortly after receipt of the document by the GIS Division. Notification of rejection may be made orally to the person seeking to record the instrument, or by electronic or regular mail.

B. The party desiring to record an instrument shall be solely responsible for correctness of Uniform Parcel Identifier Number(s) as set forth on the instrument. The County, the GIS Division, and the Recorder of Deeds Division shall not be liable to any party for the accuracy of a Uniform Parcel Identifier Number(s) certified on any instrument. The GIS Division certifies the Uniform Parcel Identifier No. only, and does not certify the contents of said document(s).

IX. FEES

The County shall charge and collect an additional fee for the certification services provided pursuant to this Ordinance. Such fee shall be payable to the Recorder of Deeds Division as the agent for the County at the time that the document is presented for recording with the Recorder of Deeds Division. This fee shall be separate and distinct from any other charge or fee due upon presentation for recording of any document subject hereto. The fee may from time to time be revised by Ordinance, duly adopted by Northampton County Council. The initial fee is hereby established at (\$10.00) Dollars for each Uniform Parcel Identifier certified as required pursuant to the Act and this Ordinance. In the event of a single instrument relating to multiple Uniform Parcel Identifier, a separate fee shall be paid for each Uniform Parcel Identifier certified to each Instrument.

X. RECOMMENDATION OF NORTHAMPTON COUNTY RECORDER OF DEEDS

In accordance with Act 1988-4 (16 P.S. Sec. 9781.1) the written recommendation of the Northampton County Recorder of Deeds is attached hereto as Exhibit "A".

Section 2. The provisions of this Ordinance are severable. If any provision of this Ordinance, or its application to any person, entity or circumstances, is held invalid by a Court of competent jurisdiction, such determined invalidity shall not affect any other provision or application of this ordinance.

Section 3. The proper Officers and the personnel of Northampton County are hereby authorized and empowered to take all such further action and execute additional documents as they may deem appropriate to carry out the purpose of this Ordinance.

Section 4. The County Executive shall distribute copies of this Ordinance to the proper offices and other personnel of Northampton County whose further action is required to achieve the purpose of this Ordinance.

Section 5. Any ordinance or part of any Ordinance conflicting with the provision of this Ordinance is hereby repealed insofar as the same affects this Ordinance.

Section 6. Effective Date: This Ordinance shall become effective thirty (30) days after enactment.

This ordinance was advertised on the 22nd day of November 2010 and was adopted by the Northampton County Council on the 2nd day of December 2010.

ATTEST:

Frank E. Flisser
Clerk to Council

Ron Angle
County Council President

John Stoffa
County Executive

RECOMMENDATION

I, Ann Achatz, The Recorder of Deeds of Northampton County, Pennsylvania, as prescribed by Pennsylvania Statute 16.P.S., Section 9781.1, do hereby recommend that a document with a proposed Uniform Parcel Identifier, be permitted to be recorded only if there is affixed to the document a Uniform Parcel Identifier as certified by the Northampton County GIS Division, as provided for by the Act of January 15, 1998 (P.L.1, No.1) known as the Uniform Parcel Identifier Law.

NORTHAMPTON COUNTY RECORDER OF DEEDS

Ann Achatz

Date

EXHIBIT "A"