### Section C.9: Survey

If only a portion of the parcel will be encumbered or restricted, then a Specific Purpose Survey, Boundary Survey or Sketch and Description as defined in this guidance in accordance with Chapter 5J-17, F.A.C., and prepared using the minimum technical standards (MTS) as defined therein (collectively referred to as a “Survey”) should be attached to a RC as an exhibit. In addition, the Survey should include four corners of the designated restricted area labeled with the state plane coordinates (SPC) system or geographical coordinates. The Survey should be a clearly labeled attachment (e.g., Exhibit B) to the RC and the area to be restricted should also be clearly labeled with a label that corresponds to the terminology used to describe it in the text of the document (e.g., “Area of Engineering Control,” “Groundwater Restriction Area”, “Capped Area,” “Location of Slurry Wall,” “Restricted Area”)[[1]](#footnote-2). When identifying the restricted area on the Survey, especially if the restricted area includes engineering controls such as caps or areas of clean fill, be sure to consider any buildings located on the property. Building foundations sometimes act as caps and should be identified as such on the Survey, so that if a building is removed a suitable cap can be constructed and maintained where the building stood. Additionally, when restricting stormwater swales, detention or retention facilities or ditches, any existing stormwater structures should be clearly identified on the Survey, which may require a multi-part composite exhibit, in which case it should be labeled by part (e.g., “Exhibit B-1,” “Exhibit B-2”). Site/project managers should ensure that this attachment correctly locates the area(s) to be restricted*.*[[2]](#footnote-3) If only a part of the property will be encumbered by the RC and the restricted area does not abut a publicly-dedicated right of way, then an access easement as discussed above in “Restricting a Portion of the Property,” should be created. See [Attachment 2](https://floridadep.gov/waste/waste/documents/attachment-2-institutional-control-tips), Institutional Control Tips, for more information. In cases where there are no stormwater features on the property to be restricted and the only restriction contemplated is on groundwater use for the entire parcel, and a legal description of the parcel is already provided, there is no need for a survey in addition to the legal description of the property to be restricted.

1. The terminology used to describe the area to be restricted should be used within statement two (2) of the RC, and it should be the same terminology used on the survey to identify the location of the restricted area. [↑](#footnote-ref-2)
2. In the event there is a conflict between the drawing of a portion of the property, the SPC or geographical coordinates and a written legal description of the same portion, the written legal description will control. [↑](#footnote-ref-3)