

Agenda

Boundary Law Understanding basic principles of boundary law • Determine the intent of the grantor • Follow the steps of the original surveyor Evaluating boundary evidence • Legal descriptions, natural monuments, artificial monuments, adjoining boundaries, surveys and maps, statements and testimony Methods for resolving boundary disputes	<i>B. Savage</i>
Understanding Riparian and Water Rights History and development of riparian rights Determining land boundaries near the water line Determining access rights to surface waters Determining rights to groundwater Overview of regulations restricting access to and use of surface water and groundwater	<i>B. Savage</i>
Land Use Law Understanding land use law • Comprehensive planning • Subdivision platting • Restrictive covenants/deed restrictions • Traffic/parking Handling land use approvals • Plats • Variances • Interpretations/appeal of staff decisions Administrative appeals Litigation	<i>C. Bain</i>
Eminent Domain and Condemnation Law Understanding eminent domain powers • Source of eminent domain powers • History of the exercise of eminent domain powers • Types of eminent domain “takings” Participating in the condemnation process Appealing a condemnation decision Understanding regulatory “takings” and inverse condemnation	<i>E. Cope</i>
The Law of Easements Understanding the legal concept of easements • Types of easements Creating easements • Drafting easements Terminating easements Understanding conservation easements	<i>S. Blink</i>

Land Laws for Civil Engineers & Land Surveyors

Nashville, TN - Thursday, January 30, 2020



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Learning Objectives

You'll be able to:

- Evaluate** boundary evidence, including legal descriptions, natural and artificial monuments, adjoining boundaries, and surveys and maps.
- Determine** land boundaries near water lines, and determine who has access to surface water and groundwater.
- Understand** subdivision platting, zoning, and restrictive covenants/deed restrictions.
- Explain** the source of eminent domain powers and learn how to participate in the condemnation process.
- Recognize** various types of easements, and get tips on creating and terminating them.



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- Review** boundary law principles, and evaluate boundary evidence
- Understand** riparian and water rights
- Discuss** land use law, including zoning and subdivision platting
- Explore** eminent domain and condemnation law
- Examine** the law of easements, and get tips on creating and maintaining them

Continuing Education Credits

Civil Engineers & Professional Engineers	Land Surveyors
6.5 HSW PDHs	6.5 PDHs



Faculty

Barry Savage, PLS
Survey Products Group Manager with Tennessee Valley Authority in Chattanooga, TN
Mr. Savage is currently manager of the Survey Products group at the Tennessee Valley Authority (TVA) in Chattanooga, Tennessee. Prior to his service at TVA, he was in private survey practice for 10 years specializing in dispute resolution and expert witness services. He has surveyed several disputed state boundaries to resolve jurisdictional conflicts. Mr. Savage is an adjunct professor at Cleveland State Community College where he teaches courses in boundary law, geodesy, GIS, and surveying fundamentals. He has researched and retraced the historical surveys of Henry David Thoreau and has published several articles on the subject. Mr. Savage teaches exam review and continuing education seminars at various state and local conferences across the country. He has served as director of production for Cook and Spencer Consultants in Chattanooga. Mr. Savage was senior designer at Psi Consulting Engineers where he worked on structural and environmental design. He was also a survey supervisor at Whitfield Engineering in Dalton, Georgia. Mr. Savage received his B.S. degree, with high honors, in Civil Engineering Technology from the University of Tennessee at Martin.

Cleveland D. Bain *Founding Partner, West Nashville Law Group*
Mr. Bain assists clients in navigating the legislative and administrative approval process involving land use and zoning within the Metropolitan Government of Nashville & Davidson County, as well as across the Middle Tennessee region. His expertise includes annexation, land zoning and platting, easements and rights-of-way, historic preservation, deed restrictions and subdivision controls, and condemnation and eminent domain, including inverse condemnation actions. In addition to his land use planning practice, Mr. Bain also specializes in construction law. He works with homeowners, business owners, architects, engineers, and contractors regarding construction contracts and breach of contract disputes, change orders, and general documentation preparation. Before starting the practice of law, Mr. Bain owned and operated a residential and commercial construction company in Nashville, Tennessee.

Seminar Information

Scarritt-Bennett Center 1027 18th Avenue South Nashville, TN 37212 (615) 340-7500	Registration 8:00 - 8:30 am Morning Session 8:30 am - 12:30 pm Lunch (On your own) 12:30 - 1:30 pm Afternoon Session 1:30 - 4:30 pm
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\$289 for individual registration
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Cancellations: Cancel at least 48 hours before the start of the seminar, and receive a full tuition refund, minus a \$39 service charge for each registrant. Cancellations within 48 hours will receive a credit toward another seminar or the self-study package. You may also send another person to take your place.

E. Evan Cope *Partner, Hudson Reed & McCreary, PLLC*
Mr. Cope advises businesses and government in matters ranging from corporate governance, employment law and risk management, to eminent domain/condemnation litigation. He also maintains an active divorce and child custody practice. Mr. Cope is admitted to practice in Tennessee state court as well as the United States District Court for the Middle and Eastern districts of Tennessee, the United States Court of Appeals for the Sixth Circuit, and the United States Supreme Court. In 2012, Mr. Cope was appointed to a six-year term on the Tennessee Higher Education Commission (THEC) by Governor Bill Haslam. He presently serves as chairman of the commission. THEC is the coordinating body for Tennessee’s 51 public colleges, universities, and technology centers, which collectively educate approximately 245,000 students. Mr. Cope graduated from the University of Memphis School of Law where he received the Dean’s Award for Academic Excellence in Trial Advocacy and served as a member of the Moot Court Board. While in law school, Mr. Cope clerked for the Honorable Robert L. (Butch) Childers, judge of the Circuit Court of Tennessee at Memphis.

Sam Blink *Managing Member, Blink Law, LLC*
Mr. Blink is the managing member at Blink Law, LLC, a boutique business law firm based in Nashville. He focuses his practice on real estate, contracts and business planning and structure. Prior to opening Blink Law, he worked for Burke Costanza and Carberry in Northwest Indiana. He also has experience in the litigation department of Anthem Insurance and working for Justice David of the Indiana Supreme Court. Mr. Blink graduated *summa cum laude* from Indiana University Robert H. McKinney School of Law where he was an Articles Editor for the Indiana Law Review. When he isn’t working, he enjoys golfing, fishing, camping and hiking with his lovely wife Katherine and their two dogs, Norris and Topanga.

Additional Learning

Webinar Series
Pavement Design

- **Principles of Pavement Design**
Wed., Feb. 12, 2020, 11:00 AM - 12:00 PM CST
- **Flexible Pavement Design**
Wed., Feb. 12, 2020, 12:30 - 2:30 PM CST
- **Rigid Pavement Design**
Thurs., Feb. 13, 2020, 11:00 AM - 1:00 PM CST
- **Maintenance, Rehabilitation and Sustainability of Pavements**
Thurs., Feb. 13, 2020, 1:30 - 3:30 PM CST

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Registration

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