

Agenda

Presented by Matthew A. Noviello, Esq., P.E., L.S.

Locating Land Boundaries on Paper (And on the Ground)

Interpreting land descriptions

- Metes and bounds
- Lot and block
- Dos and don'ts for writing descriptions

Applying principles of boundary location

- Collecting and evaluating all types of boundary evidence: documents, physical evidence, people, surveys
- Locating the described land on a map
- Locating the described land on the ground
- Understanding and using geographic information systems (GIS)

Solving land description and boundary location problems

Identifying, Classifying and Locating Easements

What *is* and *is not* an easement

Reviewing state law on easements

Creating easements: easements by necessity, easements by use, written easements

Identifying critical distinctions between easements in gross, easements appurtenant and prescriptive easements

Maintaining easements

Knowing when and how to terminate easements

Obstructing use of easements and determining remedies for obstruction

Defining Trespass and Adverse Possession

Defining trespass

Reviewing the history of adverse possession

Maintaining a claim for adverse possession

- Statute of limitations
- Elements of a claim

Defending against a claim for adverse possession

Examining recent adverse possession cases

Avoiding, Identifying and Resolving Ethical Issues in Land Transactions and Disputes

Conflicts of interest: identifying your client

What duties do you owe, and to whom do you owe them?

When ethical rules conflict

Do you need to maintain confidentiality, and for whom?

Complying with your professional responsibility for honesty and truthfulness

Practicing only in areas of competence

Taking referrals from other professionals

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

Complying with regulations restricting access to and use of surface water and groundwater

Understanding Utility Easements and Rights of Way

Current law on utility rights of way

- Federal laws and regulations

- State laws and regulations

Types of utilities affected

- Electric, water, natural gas, telecommunications, satellite communications

Basis for and definition of the easement

Encroachments and interferences

Maintenance

Environmental issues

Condemnation law

Current issues involving utility easements

Boundaries, Easements & Ethics

Rochester, NY - Wednesday, June 12, 2019

Binghamton, NY - Thursday, June 13, 2019



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Learning Objectives

You'll be able to:

Review land description and boundary location principles.

Explore riparian rights and determine land boundaries near the water line.

Examine private easements and utility easements, and get tips on creating, maintaining and terminating easements.

Understand trespass and adverse possession.

Comply with ethics standards while working on land transactions and disputes.



Boundaries, Easements & Ethics

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Review land description and boundary location principles

Understand trespass and adverse possession

Discuss ethical issues encountered in land transactions and disputes

Examine types of easements, and get tips on creating, maintaining and terminating easements

Explore riparian rights, and determine land boundaries near the water line

Continuing Education Credits

Attorneys

8.0 New York CLE Hours

(1.5 Ethics Hours)

8.0 New Jersey CLE Hours

(1.5 Ethics Hours)

6.5 Pennsylvania CLE Hours

(1.5 Ethics Hours)

Professional Engineers & Land Surveyors

6.5 Continuing Ed. Hours

(1.0 Ethics Hour)

Architects

6.5 HSW Continuing Ed. Hours

6.5 AIA LU|HSW



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Faculty

Matthew A. Noviello *Principal in Noviello & Noviello, Esqs., and Principal in Matthew A. Noviello, P.E., L.S., in Carmel, New York*

Mr. Noviello is an attorney-at-law, a professional engineer, and land surveyor who enjoys teaching. He has taught real property law, survey law and, more recently, alpine skiing. Mr. Noviello received his masters of engineering degree, his bachelor of science degree in Industrial Engineering, with honors, and his AAS degree in Engineering, all from Rochester Institute of Technology. He received his juris doctor degree from Rutgers University School of Law-Newark. Mr. Noviello has maintained professional engineering firm and general practice law firms since 1984 and has practiced land surveying since 1991, ten years in industry and six years in government. He is a licensed professional engineer in the states of New York, Connecticut, New Jersey, and Pennsylvania. Mr. Noviello is a New York and Connecticut licensed land surveyor. He holds law licenses in New York State Courts, US Supreme Court, Federal Court for the Southern District of New York and Federal Court for the State of New Jersey.

Here’s what past attendees had to say about the program and presenter Matthew Noviello:

“Very interesting. Tied topics to real life situations.” – *Surveyor*

“Excellent presentation.” – *Attorney*

“I really enjoyed this seminar.” – *Architect*

Seminar Information

Doubletree Hotel Rochester
1111 Jefferson Road
Rochester, NY 14623
(585) 475-1510

Registration
8:00 - 8:30 am
Morning Session
8:30 am - 12:15 pm

Lunch (On your own)
12:15 - 1:15 pm
Afternoon Session
1:15 - 4:40 pm

Holiday Inn Binghamton Downtown
2-8 Hawley Street
Binghamton, NY 13901
(607) 722-1212

Tuition
\$289 for individual registration
\$269 for three or more simultaneous registrations.

Included with your registration:
Complimentary continental breakfast and printed seminar manual.

How to Register

- Visit us online at www.halfmoonseminars.org
- Mail-in or fax the attached form to 715-835-6066
- Call customer service at 715-835-5900

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. You may also send another person to take your place.

Additional Learning

Webinar Series

Septic Systems Series

- **Onsite Wastewater Treatment Technologies, Regulations and Contaminant Removal**
Tues., May 21, 2019, 11:00 AM - 12:30 PM CDT
- **Evaluating Sites, Setting Treatment Goals and System Design**
Tues., May 21, 2019, 1:00 - 2:30 PM CDT
- **Alternative and Sustainable Treatment Technologies**
Thurs., May 23, 2019, 11:00 AM - 12:30 PM CDT
- **Management Programs for Onsite Wastewater Treatment Systems**
Thurs., May 23, 2019, 1:00 - 2:30 PM CDT

Construction Cost Estimating

- **Introduction to Cost Estimating**
Thurs., May 23, 2019, 11:00 AM - 12:30 PM CDT
- **Cost Components – A Closer Look at the Estimates**
Thurs., May 23, 2019, 1:00 - 3:00 PM CDT
- **Cost Estimate Organization and Examples**
Fri., May 24, 2019, 11:00 AM - 1:00 PM CDT
- **Cost Estimating Topics**
Fri., May 24, 2019, 1:30 - 3:00 PM CDT

International Residential Code

- **Development and Enforcement of International Residential Code**
Thurs., May 30, 2019, 11:00 AM - 12:00 PM CDT
- **Building Planning and Shell Construction (IRC Chapters 3-10)**
Thurs., May 30, 2019, 12:30 - 2:30 PM CDT
- **Energy Efficiency (IRC Chapter 11)**
Fri., May 31, 2019, 11:00 AM - 12:00 PM CDT
- **Mechanical, Fuel, Plumbing and Electrical Systems**
Fri., May 31, 2019, 12:30 - 2:30 PM CDT

Low Impact Development (LID)

- **Introduction to Low Impact Development and Bioretention System Design**
Wed., June 5, 2019, 11:00 AM - 1:00 PM CDT
- **LID Residential Development and Case Studies**
Thurs., June 6, 2019, 11:00 AM - 1:00 PM CDT

For more information and other online learning opportunities visit: www.halfmoonseminars.org/webinars/

Continuing Education Credit Information

This seminar is open to the public and offers New York attorneys 8.0 traditional, area of professional practice CLE hours, and 1.5 ethics hours, suitable for experienced and newly admitted attorneys.

HalfMoon Education Inc. is certified by the NY State CLE Board as an accredited provider of CLE programs. HalfMoon Education Inc. is a New Jersey CLE service provider (No. 164), and this course offers 8.0 CLE hours to New Jersey attorneys. This course contains 1.5 ethics hours.

The Pennsylvania CLE Board has approved this seminar for 6.5 CLE hours which includes 1.5 ethics hours and 5.0 substantive hours for attorneys.

This event is approved by the American Institute of Architects for 6.5 HSW Learning Units (Sponsor No. J885). Courses approved by the AIA qualify for New Jersey architects. Only full attendance can be reported to the AIA/CES.

The New York State Education Department considers courses as approved for New York State mandatory continuing education for professional engineers if the sponsor’s courses are approved by the American Institute of Architects Continuing Education System **and** are in approved subject areas.

This seminar also provides 6.5 continuing education hours, including 1.0 ethics hour, to New York professional engineers and land surveyors.

Attendance will be monitored and attendance certificates will be available after the seminar for most individuals who complete the entire event. Attendance certificates not available at the seminar will be mailed to participants within fifteen business days.

Registration

Boundaries, Easements & Ethics

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How to Register	
Online: www.halfmoonseminars.org	
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Complete the entire form. Attach duplicates if necessary.	
Name: _____ Company/Firm: _____ Address: _____ City: _____ State: _____ Zip: _____ Occupation: _____ Email: _____ Phone: _____ Additional Registrants: Name: _____ Occupation: _____ Email: _____ Phone: _____ Name: _____ Occupation: _____ Email: _____ Phone: _____ Email address is required for credit card receipt, program changes, and notification of upcoming seminars and products. Your email will not be sold or transferred. () I need special accommodations. Please contact me.	

Tuition

() **I will be attending the live seminar at the following location:**
() **Rochester, NY** • Wednesday, June 12, 2019
() **Binghamton, NY** • Thursday, June 13, 2019

Single Registrant - **\$289.00**. Three or more registrants from the same company registering at the same time - **\$269.00** each.

Checks: Make payable to HalfMoon Education Inc.

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