

HB 1117

2018

1 A bill to be entitled

2 An act relating to the Sebastian Inlet Tax District,
3 Indian River and Brevard Counties; amending ch. 2003-
4 373, Laws of Florida, as amended; authorizing the
5 district to install and maintain security and safety
6 devices to maintain district facilities, control
7 public access to district facilities, and cooperate
8 with local and state law enforcement authorities;
9 providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Section 17 of section 3 of chapter 2003-373, as
14 amended by chapter 2012-238, Laws of Florida, is amended to
15 read:

16 Section 17. (a) The Board is authorized to vacate any
17 easement or transfer fee simple interest in any real property
18 which it holds to any unit of local, state, or federal
19 government. Prior to such vacation or transfer, the Board shall
20 conduct a public hearing and determine if it is in the public
21 interest to authorize the vacation or transfer. At such hearing,
22 the Board shall consider what effect, if any, the vacation or
23 transfer shall have on public access to the inlet for fishing
24 and recreation purposes and what action best serves the public
25 health, safety, and welfare.

26 (b) The District holds both fee simple title from third
27 parties and easements from the Trustees of the Internal
28 Improvement Trust Fund over those areas of the Sebastian Inlet
29 Tax District where the north jetty, south jetty, and revetments
30 have been constructed and a spoil disposal area is maintained.
31 The primary purpose of the north and south jetties is to serve
32 as navigation devices. Fishing from the decks of these
33 navigation devices is a secondary activity. Maintenance of all
34 navigation structures on pilings or rock ribs, including, but
35 not limited to, decking, grates, vents, railings, lights,
36 monitoring devices, or other appurtenances, are the sole
37 responsibility of the District. The fishing walkways and
38 sidewalks west of these devices are maintained by the State
39 Park. In order to protect and maintain District facilities and
40 ensure the peaceful, recreational use of District facilities by
41 patrons of the adjacent State Park, the District is empowered to
42 install and maintain security and safety devices, including, but
43 not limited to, fences, gates, or similar barriers or devices
44 that control or prevent public access to all or portions of the
45 District jetties. The District is also empowered to establish
46 and enforce hours of access to its facilities, install
47 monitoring devices, and integrate its surveillance activities
48 with local law enforcement agencies, the Florida Department of
49 Environmental Protection, and the Florida Fish and Wildlife
50 Conservation Commission.

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51 | Section 2. This act shall take effect upon becoming a law. |