

hbd-31

Bill No. CS/HB 4031

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Representative(s) Gay offered the following:

Amendment (with title amendment)

On page 20, between lines 20 and 21 of the bill

insert:

Section 9.

(1) Notwithstanding any other provision of law, any county shall be authorized to adopt by ordinance a moratorium on annexations, excluding the annexation of enclaves, of any unincorporated area which has been identified in a feasibility study for incorporation which has been submitted to the Legislature pursuant to s. 165.041(1)(b) prior to September 1, 1998. All ordinances and resulting moratoriums adopted pursuant to this section shall stand repealed and inoperative on June 1, 1999. If a municipality seeks to annex areas identified in the feasibility study for incorporation, the board of county commissioners shall create a commission consisting of the chairman of the board of county commissioners or his designee, the chief executive officer of the governing body of the municipality seeking to annex or his

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1 designee, two private citizens residing in the municipality
2 seeking to annex, and two private citizens residing in the
3 unincorporated area sought to be annexed.

4 (2) The commission shall meet to conduct a study
5 regarding the impact of an annexation on the area identified
6 in the feasibility study for incorporation with special
7 consideration given to the following issues:

8 (a) The population and population density with the
9 area proposed for annexation;

10 (b) Whether the proposed annexation will hinder or
11 prevent a future and more logical and beneficial annexation or
12 incorporation;

13 (c) The fiscal impact on unincorporated areas, other
14 municipalities, special districts, and other governmental
15 entities in the county; and

16 (d) The present and five-year projections of the cost
17 of governmental services in the area proposed for annexation.

18 (3) For the purposes of the study, the study shall
19 assume the following:

20 (a) A level and quality of governmental services to be
21 provided to the area proposed to be annexed that fairly and
22 reasonably approximates the level and quality of governmental
23 services being provided within the municipality at the time of
24 annexation;

25 (b) That the municipality will provide government
26 services to the area proposed for annexation in like manner as
27 being provided within the municipality at the time of
28 annexation.

29 (4) The results of the study shall be submitted to the
30 governing body of the county and municipality and shall also
31 be submitted to the Florida Legislative Committee on

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1 Intergovernmental Relations as an accompanying document to the
2 feasibility study required by s. 165.041(1(b)).

3 (5) This section is repealed on June 1, 1999.
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6 ===== T I T L E A M E N D M E N T =====

7 And the title is amended as follows:

8 On page 2, line 10
9 after the semicolon ";"

10

11 insert:

12 authorizing a county to adopt by ordinance a
13 moratorium on certain annexations, not
14 including the annexation of enclaves; provides
15 for the creation of a commission to conduct a
16 study of the impact of certain annexation;
17 provides for repeal on June 1, 1999;

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