

1                   A bill to be entitled  
2           An act relating to the Anastasia Mosquito  
3           Control District, St. Johns County; codifying  
4           the District's charter; eliminating obsolete  
5           provisions pertaining to the appointment and  
6           election of the initial board of commissioners;  
7           providing for formation of District; providing  
8           District boundaries; eliminating the  
9           requirement that members of the board be  
10          freeholders; eliminating the requirement for  
11          petitions by candidates for the office of  
12          commissioner; providing that the terms of  
13          office of the commissioners shall be staggered;  
14          amending the voting requirements for the board  
15          of commissioners; providing for the election of  
16          commissioners and operation of the district in  
17          accordance with chapter 388, Florida Statutes  
18          (1997), as the same may be amended from time to  
19          time; amending the provisions on expense  
20          reimbursement for commissioners; requiring an  
21          election for a change in boundaries of the  
22          district; repealing chapter 61-2745, Laws of  
23          Florida, chapter 73-609, Laws of Florida,  
24          chapter 73-611, Laws of Florida, and chapter  
25          80-597, Laws of Florida; providing an effective  
26          date.

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

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30           Section 1. Pursuant to chapter 98-320, Laws of  
31 Florida, this act constitutes the codification of all special

1 acts relating to the Anastasia Mosquito Control District of  
2 St. Johns County. It is the intent of the Legislature in  
3 enacting this law to provide a single, comprehensive special  
4 act charter for the district, including all current  
5 legislative authority granted to the district by its several  
6 legislative enactments and any additional authority granted by  
7 this act. It is further the intent of this act to preserve all  
8 district authority, including the authority to annually assess  
9 and levy against the taxable property in the district a tax as  
10 provided by chapter 388, Florida Statutes. The Anastasia  
11 Mosquito Control District of St. Johns County is declared to  
12 be an independent special district.

13       Section 2. Chapter 61-2745, Laws of Florida, as  
14 amended, relating to the Anastasia Mosquito Control District  
15 of St. Johns County, is codified, reenacted, amended, and  
16 repealed as herein provided.

17       Section 3. The Anastasia Mosquito Control District is  
18 re-created and reenacted to read:

19       Section 1. District Formation ratified, restated, and  
20 approved.--The Anastasia Mosquito Control District established  
21 pursuant to chapter 390 (1941), approved by referendum on  
22 December 7, 1948, and ordered by the Board of County  
23 Commissioners of St. Johns County at a meeting of said Board  
24 held December 13, 1948, as the same appears of record in  
25 County Commissioners Minute Book "L", at pages 226 and 227,  
26 public records of St. Johns County, Florida, are ratified,  
27 confirmed, and approved.

28       Section 2. District Boundaries.--Beginning at a point  
29 on the shores of the Atlantic Ocean on the boundary line  
30 between St. Johns County and Duval County, at a point where  
31 the section line between ten and fifteen, in township three

1 south of range twenty-nine east, intersects the said shores of  
 2 the Atlantic Ocean; thence west along the St. Johns County  
 3 boundary on the said section line to a point where said  
 4 section line would intersect the range line between ranges  
 5 twenty-eight and twenty-nine east; thence south on said range  
 6 line to a point where said range line intersects the township  
 7 line between townships four and five south; thence west on the  
 8 township line between townships four and five south, in range  
 9 twenty-eight east, to a point where said township line  
 10 intersects the range line between ranges twenty-seven and  
 11 twenty-eight east; thence north on said range line to where  
 12 the same intersects Durbin Creek; thence along the south bank  
 13 of Durbin Creek to Julington Creek; thence along the thread of  
 14 Julington Creek to the mouth thereof; thence due west to the  
 15 west margin of the main channel of the St. Johns River and the  
 16 boundary line of St. Johns County; thence southwardly along  
 17 the west margin of the main channel of said river and the  
 18 boundary of St. Johns County to a point due west of the mouth  
 19 of Tocoi Creek; thence leaving the St. Johns County boundary  
 20 line go due east to the mouth of Tocoi Creek; thence easterly  
 21 and northeasterly along Tocoi Creek following the center of  
 22 said creek to the centerline of the powerlines which run  
 23 north/south and are 8,000 feet west of County Road 13A; thence  
 24 northerly along the centerline of the powerlines to the  
 25 northerly line of Census Block 150; thence easterly along said  
 26 line to County Road 13A; thence southerly along county Road  
 27 13A to Sawdust Road; thence easterly along Sawdust Road to Poa  
 28 Boy road; thence southerly along Poa Boy Road to County Road  
 29 214; thence easterly along County Road 214 to the west  
 30 boundary lines of sections twenty-nine and thirty-two, in  
 31 township seven south, range twenty-nine east; thence south

1 along the west boundary lines of said sections twenty-nine and  
2 thirty-two and the west boundary lines of sections five,  
3 eight, seventeen, and twenty, in township eight south, range  
4 twenty-nine east, to the south boundary line of said section  
5 twenty; thence east along the south boundary lines of sections  
6 twenty, twenty-one, and twenty-two, in township eight south,  
7 range twenty-nine east, to I-95; thence southerly along I-95  
8 to the boundary line between St. Johns County and Flagler  
9 County; thence easterly along the St. Johns County boundary  
10 line to the shores of the Atlantic Ocean; thence northwardly  
11 along the shores of the Atlantic Ocean to the point of  
12 beginning.

13 Section 3. Governing board.--The board of  
14 commissioners of the Anastasia Mosquito Control District of  
15 St. Johns County shall consist of five (5) members, each of  
16 whom shall be a registered elector, residing within the  
17 boundaries of the district.

18 Section 4. Election of commissioners.--The provisions  
19 of this act shall in no manner affect the present term of  
20 office of any of the five (5) members of the board of  
21 commissioners of the Anastasia Mosquito Control District of  
22 St. Johns County. The terms of the office of the members of  
23 the board of commissioners shall be staggered. Three persons  
24 shall be elected to serve 4 years in the general election in  
25 2000. Two persons shall be elected to serve 4 years in the  
26 general election in 2002. Thereafter, each commissioner shall  
27 be elected to a 4-year term of office. The election of  
28 commissioners shall be in accordance with chapter 388, Florida  
29 Statutes, as the same may be amended from time to time.

30 Section 5. Voting requirements.--Three members of the  
31 board shall constitute a quorum. The affirmative vote of a

1 majority of those members present and voting shall be  
2 necessary to transact business.

3 Section 6. District powers.--The provisions of chapter  
4 388, Florida Statutes (1997), entitled "Mosquito Control," as  
5 the same may be amended from time to time, shall govern the  
6 functions of the Anastasia Mosquito Control District of St.  
7 Johns County, except where the same is inconsistent with the  
8 provisions of this act.

9 Section 7. Expenses.--The members of the board of  
10 commissioners of the Anastasia Mosquito Control District of  
11 St. Johns County shall be paid for expenses for travel,  
12 meetings, and for other expenses in connection with their  
13 duties within the district the lump sum of \$100 per month.  
14 However, during any one year, said total expense paid shall  
15 not exceed \$1,200.

16 Section 8. Limitations on expenses.--Payments made  
17 pursuant to this act shall be deemed reimbursement for  
18 expenses and shall not be construed as salary. Said lump sum  
19 monthly reimbursement shall not be paid in any month that  
20 compensation is received pursuant to s. 388.141, Florida  
21 Statutes.

22 Section 9. Change of district boundaries.--The board  
23 of commissioners of the Anastasia Mosquito Control District of  
24 St. Johns County may, for and on behalf of the district or the  
25 qualified electors within or without the district, file a  
26 petition with the Board of County Commissioners of St. Johns  
27 County requesting it to call an election to determine whether  
28 or not the boundaries of the district shall be extended to  
29 include lands described in the petition. When such a petition  
30 is filed, the board of county commissioners shall call an  
31 election to be held at the next general election of the

1 qualified electors residing in the district, and the qualified  
2 electors residing in the territory proposed to be added to the  
3 district, to determine by the majority of votes cast in the  
4 district, and by the majority of the votes cast in the  
5 territory proposed to be added to the district, whether said  
6 territory will be added to the district. Notice of the  
7 election shall be given in accordance with s. 100.342, Florida  
8 Statutes, as the same may be amended from time to time. If  
9 either a majority of the votes cast in the district or a  
10 majority of the votes cast in the area proposed to be added to  
11 the district are not in favor of adding the territory, then  
12 the area shall not be added to the district. If the results of  
13 an election favor a change in boundary, the board of county  
14 commissioners shall amend its order creating the district to  
15 include the change in boundary. The same procedure shall be  
16 followed for the removal of any territory from the district.  
17 The expenses of holding any election shall be paid by the  
18 Anastasia Mosquito Control District of St. Johns County.

19           Section 4. Chapter 61-2745, Laws of Florida, Chapter  
20 73-609, Laws of Florida, Chapter 73-611, Laws of Florida, and  
21 Chapter 80-597, Laws of Florida, are hereby repealed 10 days  
22 after the effective date of this act; provided the authority  
23 to levy and assess an ad valorem tax as provided by chapter  
24 388, Florida Statutes, as the same may be amended from time to  
25 time, shall not be repealed.

26           Section 5. This act shall take effect upon becoming a  
27 law.  
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