

1  
2 An act relating to South Florida Conservancy  
3 District in Hendry and Palm Beach Counties;  
4 providing for codification of special laws  
5 relating to South Florida Conservancy District  
6 pursuant to s. 189.429, F.S.; providing  
7 legislative intent; amending, codifying,  
8 reenacting, and repealing chapter 7975, Laws of  
9 Florida, 1919, chapter 8899, Laws of Florida,  
10 1921, chapter 11015, Laws of Florida, 1925,  
11 chapters 12115 and 12116, Laws of Florida,  
12 1927, chapter 13802, Laws of Florida, 1929,  
13 chapter 16177, Laws of Florida, 1933, chapter  
14 17258, Laws of Florida, 1935, chapter 20477,  
15 Laws of Florida, 1941, chapters 23625 and  
16 23863, Laws of Florida, 1947, chapter 25434,  
17 Laws of Florida, 1949, chapter 26738, Laws of  
18 Florida, 1951, chapters 28355 and 28648, Laws  
19 of Florida, 1953, chapters 30177 and 30273,  
20 Laws of Florida, 1955, chapter 59-867, Laws of  
21 Florida, chapter 61-1403, Laws of Florida,  
22 chapter 61-1404, Laws of Florida, chapter  
23 69-706, Laws of Florida, chapter 71-380, Laws  
24 of Florida, chapter 75-378, Laws of Florida,  
25 chapter 81-463, Laws of Florida, chapter  
26 85-479, Laws of Florida, and chapter 90-479,  
27 Laws of Florida, relating to the South Florida  
28 Conservancy District; recreating the district  
29 and recreating and reenacting the district's  
30 charter; providing for creation, status,  
31 charter amendments, and boundaries; providing

1 for a board of supervisors and powers and  
2 duties; providing minimum charter requirements  
3 in accordance with s. 189.404, F.S. ;  
4 authorizing fees for using works of the  
5 district; providing for property rights;  
6 subjecting state lands to assessments by the  
7 district; making district bonds tax exempt;  
8 providing for construction and effect;  
9 providing an effective date.

10  
11 Be It Enacted by the Legislature of the State of Florida:

12  
13 Section 1. Pursuant to section 189.429, Florida  
14 Statutes, this act constitutes the codification of all special  
15 acts relating to South Florida Conservancy District. It is  
16 the intent of the Legislature to provide a single,  
17 comprehensive special act charter for the district including  
18 all current legislative authority granted to the district by  
19 its several legislative enactments and any additional  
20 authority granted by this act and chapters 189 and 298,  
21 Florida Statutes, as they are amended from time to time. It  
22 is further the intent of this act to preserve all district  
23 authority as set forth in this act, chapters 189 and 298,  
24 Florida Statutes, and any other applicable general or special  
25 law.

26 Section 2. Chapter 7975, Laws of Florida, 1919,  
27 chapter 8899, Laws of Florida, 1921, chapter 11015, Laws of  
28 Florida, 1925, chapters 12115 and 12116, Laws of Florida,  
29 1927, chapter 13802, Laws of Florida, 1929, chapter 16177,  
30 Laws of Florida, 1933, chapter 17258, Laws of Florida, 1935,  
31 chapter 20477, Laws of Florida, 1941, chapters 23625 and

1 23863, Laws of Florida, 1947, chapter 25434, Laws of Florida,  
2 1949, chapter 26738, Laws of Florida, 1951, chapters 28355 and  
3 28648, Laws of Florida, 1953, chapters 30177 and 30273, Laws  
4 of Florida, 1955, chapter 59-867, Laws of Florida, chapter  
5 61-1403, Laws of Florida, chapter 61-1404, Laws of Florida,  
6 chapter 69-706, Laws of Florida, chapter 71-380, Laws of  
7 Florida, chapter 75-378, Laws of Florida, chapter 81-463, Laws  
8 of Florida, chapter 85-479, Laws of Florida, and chapter  
9 90-479, Laws of Florida, relating to the South Florida  
10 Conservancy District, are amended, codified, reenacted, and  
11 repealed as provided herein.

12           Section 3. The South Florida Conservancy District in  
13 Hendry and Palm Beach Counties is re-created and the charter  
14 for such district is re-created and reenacted to read:

15           Section 1. Creation; status; charter amendments;  
16 boundaries.--For the purpose of comprehensive water management  
17 and control pursuant to chapter 298, Florida Statutes, as it  
18 may be amended from time to time, the South Florida  
19 Conservancy District, an independent water control district,  
20 is hereby declared to exist. The district is organized and  
21 exists for all purposes set forth in this charter and chapters  
22 189 and 298, Florida Statutes. The district was created by  
23 special act of the Legislature in 1919. Its charter may be  
24 amended only by special act of the Legislature. The boundaries  
25 of the district are declared to be as follows:

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27           Beginning at a point of the East line of  
28           Section 8, Township 43 South, Range 37 East,  
29           Palm Beach County, Florida, 100 feet South of  
30           the East quarter corner of Section 8; being a  
31           common line between South Florida Conservancy

1        District and East Shore Water Control District;  
2        thence running West along a line 100 feet South  
3        of, and parallel to the East and West quarter  
4        section line of Sections 8 and 7 to a point  
5        being 4,700 feet West of the East boundary of  
6        Section 7 and being a point of intersection;  
7        thence running Northwesterly along a line which  
8        bears North 52° West to a point being the  
9        intersection with the Easterly right of way  
10       line of the U.S.E.D. Levee L-D2. Thence  
11       Southerly along the East right of way line of  
12       Levee L-D2 through the following fractional  
13       sections contiguous to Lake Okeechobee, to wit:  
14       Sections 12, 13, 14, 23 and 26, Township 43  
15       South, Range 36 East, to a point on the North  
16       right of way line of State Road 717; thence  
17       Southeasterly along the North right of way line  
18       of State Road 717; through Section 26 and 25,  
19       Township 43 South, Range 36 East, to a point  
20       approximately 2,300 feet Southeasterly of the  
21       West line of Section 25 (measured along State  
22       Road 717) to a point, said point being half way  
23       between two bridges across Canal No. 1 and  
24       private canal lying in Section 25, Township 43  
25       South, Range 36 East;  
26       Thence South along a line between two said  
27       canals and parallel thereto to the intersection  
28       of the South right of way line of Levee L-14  
29       (Hillsboro Canal); thence Northwesterly on the  
30       South right of way line of Levee L-14 to a  
31       point of intersection with the center line of

1        the Lake Shore Levee of the Everglades Drainage  
2        District, thence South 0° 02' West on said  
3        center line to a point of intersection with the  
4        South line of Section 25, Township 43 South,  
5        Range 36 East; thence South 0° 08' West, 990.0  
6        feet; thence South 68° 17' West, 793.1 feet;  
7        thence South 14° 20' West, 3,401.9 feet; thence  
8        South 47° 42' West, 1,118.3 feet; thence South  
9        25° 50' West, 5,038.5 feet; thence South 87°  
10       30' West to a point which the centerline of the  
11       Lake Shore Levee of the Everglades Drainage  
12       District intersects the East right of way of  
13       Levee L-20 (North New River Canal);  
14       Thence Southerly along the East right of way of  
15       Levee L-20 to a point on the East and West half  
16       section line of Section 14; thence West on  
17       aforsaid half-section line of Section 14 to a  
18       point 50 feet East of the East line of Section  
19       15, Township 44 South, Range 36 East, thence  
20       North 0° 7' East on a line 50 feet East and  
21       parallel to the East line of Section 15 to the  
22       intersection with the South boundary of the  
23       Florida East Coast Railway right of way; thence  
24       West along the South boundary of the Florida  
25       East Coast Railway right of way through  
26       Sections 15, 16 and 17 to a point on the West  
27       line of Section 17 being 94.5 feet South of the  
28       Northwest corner of Section 17, Township 44  
29       South, Range 36 East; thence North 0° 5' East  
30       on the West line of Section 17 and 8, to a  
31       point 105.8 feet North of the Northwest corner

1        of Section 17; thence North 45° 0' West to a  
2        point on the West line of Section 6, being 75.6  
3        feet North of the Southwest corner of Section  
4        6, Township 44 South, Range 36 East; thence  
5        South 89° 21' West on a line 75 feet North and  
6        parallel to the South line of Section 1, a  
7        distance of 5,197 feet to a point 75.0 feet  
8        from the East line of Section 2, Township 44  
9        South, Range 35 East.  
10       Thence North 0° 3' East on a line 75 feet East  
11       of the East line of Section 2 and parallel  
12       thereto to a point on the South right of way of  
13       the U.S.E.D. Levee, L-D2, thence Westerly along  
14       the South right of way of U.S.E.D. Levee to the  
15       East right of way of Levee L-25 (Miami Canal)  
16       thence South on the East right of way line of  
17       Levee L-25 to the intersection of the North  
18       right of way line of State Road 80 (new U.S.  
19       27); thence Westerly along the North right of  
20       way line of State Road 80 to the intersection  
21       with the U.S.E.D. Levee L-D2 Southerly right of  
22       way, thence Westerly along L-D2 right of way to  
23       the intersection with the North line of Section  
24       19, Township 43 South, Range 35 East, thence  
25       West on the North line of Section 19 to the  
26       intersection of the Southerly right of way of  
27       State Road 80, thence Westerly along the  
28       Southerly right of way of State Road 80 to the  
29       intersection of old U.S. 27, thence Easterly  
30       along the North right of way of State Road  
31       S-80A (old U.S. 27) to the intersection of the

1        center line of North-South half section line of  
2        Section 13, thence South on said North-South  
3        half section line through Sections 13 and 24,  
4        to a point 25 feet North of the center of  
5        Section 24, Township 43 South, Range 34 East,  
6        thence West along a line 25 feet North and  
7        parallel to the East-West half section line in  
8        Section 24 and 23 to the West line of Section  
9        23.  
10       Thence South along the West line of Sections 23  
11       and 26, Township 43 South, Range 34 East;  
12       thence West along the North line of Section 34,  
13       a distance of 50 feet, thence South along a  
14       line 50 feet West of and parallel to the West  
15       line of Sections 35 and 2, Township 44 South,  
16       Range 34 East, to the half section line of  
17       Section 2, Township 44 South, Range 34 East;  
18       thence East along the half section line of  
19       Sections 2 and 1, Township 44 South, Range 34  
20       East; thence East along the half section line  
21       of Sections 6, 5, 4, 3 and 2, Township 44  
22       South, Range 35 East, which is the common  
23       boundary between South Florida Conservancy  
24       District and Ritta Drainage District to the  
25       East right of way line of the Levee L-25 (Miami  
26       Canal).  
27       Thence in a Southwesterly direction along the  
28       East right of way line of said Levee L-25 to a  
29       point 45 feet South of (measured at right  
30       angles) the South line of Section 15, Township  
31       44 South, Range 35 East; thence East along a

1        line 45 feet South and parallel to the South  
2        line of Sections 15, 14 and 13, Township 44  
3        South, Range 35 East, thence East along a line  
4        45 feet South and parallel to the South section  
5        line of Sections 18, 17 and 16, to the West  
6        line of Section 22; thence South on West line  
7        of Section 22 to the Southwest corner; thence  
8        East on South line of Section 22 to the  
9        Southeast corner; thence North on East line of  
10       Section 22 to a point 40 feet South of the  
11       Northeast corner; thence East on a line 40 feet  
12       South and parallel to the South line of  
13       Sections 14 and 13, Township 44 South, Range 36  
14       East to a point 40 feet South of the Southeast  
15       corner of said Section 13.  
16       Thence in a Southeasterly direction along a  
17       line 40 feet Southwesterly (measured at right  
18       angles) of the South line of Lot 2 of the  
19       hiatus between Ranges 36 and 37 East, Township  
20       44 South, to a point 40 feet South of the  
21       Southwest corner of Section 7, Township 44  
22       South, Range 37 East; thence East along a line  
23       40 feet South of and parallel to the South line  
24       of Sections 7, 8, 9, 10, 11 and 12 to the  
25       Southerly right of way of State Road 80, thence  
26       in a Northwesterly direction along the  
27       Southerly right of way line of State Road 80 to  
28       a point whence the South right of way line of  
29       State Road 80 intersects a point 40 feet East  
30       (when measured at right angles) of the East  
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1           line of hiatus Lot 5 between Township 43 and 44  
2           South, Range 37 East;  
3           Thence in a Northeasterly direction on a line  
4           40 feet Southeasterly (when measured at right  
5           angles) of the East line of Lot 5 of the hiatus  
6           between Townships 43 and 44 South, Range 37  
7           East to a point 40 feet East of the Southeast  
8           corner of Section 32, Township 43 South, Range  
9           37 East; thence North along a line 40 feet East  
10           of the East line of Section 32, a distance of  
11           3,960 feet to a point; thence East along a line  
12           parallel to and 3,960 feet North of the South  
13           line of said Section 33 to the East line  
14           thereof; thence North on the East line of  
15           Sections 33, 28 and 21, to the Northeast corner  
16           of Section 21; thence West along the North line  
17           of Section 21 to the Northwest corner of  
18           Section 21; thence North along the East line of  
19           Sections 17 and 8, Township 43 South, Range 37  
20           East, to the Point of Beginning.

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22           Section 2. Board of supervisors; general manager;  
23           powers and duties; minimum charter requirements.--

24           (1) The governing body of South Florida Conservancy  
25           District shall be known as the board of supervisors of South  
26           Florida Conservancy District, with the powers, duties,  
27           privileges, and functions as set forth in this charter and  
28           chapters 189 and 298, Florida Statutes, and shall consist of  
29           three members who are residents of this state and citizens of  
30           the United States. Each supervisor shall be entitled to  
31           receive compensation pursuant to chapter 298, Florida

1 Statutes, and per diem in accord with general law for public  
2 officials.

3 (2) The board of supervisors shall have the power to  
4 employ a person to be designated general manager of the  
5 district and to vest in such person such authority and to  
6 delegate to such person the performance of such duties and to  
7 provide such compensation as may be determined by the board of  
8 supervisors. The board may require the general manager to  
9 furnish bond with good and sufficient surety in such amount as  
10 the board may by resolution determine. The board may provide  
11 by resolution that the general manager and the secretary may  
12 be one and the same person.

13 (3) The district shall have and the board may exercise  
14 all the powers and duties set forth in this charter and  
15 chapter 298, Florida Statutes, as they may be amended from  
16 time to time.

17 (4) The district shall also hold all powers,  
18 functions, and duties set forth in this charter and chapters  
19 189, 197, and 298, Florida Statutes, as they may be amended  
20 from time to time, including, but not limited to, ad valorem  
21 taxation, bond issuance, other revenue-raising capabilities,  
22 budget preparation and approval, liens and foreclosure of  
23 liens, use of tax deeds and tax certificates as appropriate  
24 for non-ad valorem assessments, and contractual agreements.

25 (5) The methods for assessing and collecting non-ad  
26 valorem assessments, fees, or service charges shall be as set  
27 forth in chapter 189, chapter 197, or chapter 298, Florida  
28 Statutes, as they may be amended from time to time.

29 (6) The district's planning requirements shall be as  
30 set forth in this charter and chapters 189 and 298, Florida  
31 Statutes, as they may be amended from time to time.

1           (7) The district's geographic boundary limitations  
2 shall be as set forth in this charter.

3           (8) Requirements for financial disclosure, meeting  
4 notices, reporting, public records maintenance, and per diem  
5 expenses for officers and employees shall be as set forth in  
6 chapters 112, 119, 189, 286, and 298, Florida Statutes, as  
7 they may be amended from time to time.

8           Section 3. Fees for use of works of the district.--The  
9 board of supervisors may assess and collect reasonable fees  
10 for the connection to and use of the works of the district.  
11 It is unlawful to connect with or make use of the works of the  
12 district without consent in writing from the board of  
13 supervisors, and the board has the authority to prevent, or if  
14 done, estop or terminate the same.

15           Section 4. Property rights.--The state hereby grants  
16 unto said district the necessary lands, easements, right of  
17 way, riparian rights, restrictions, and reservations to lands  
18 that may be vested in the state, the State Board of Education,  
19 or the Trustees of the Internal Improvement Trust Fund and  
20 property rights therein of every description required for the  
21 public purposes and powers of said board.

22           Section 5. State lands.--

23           (1) The lands within said district held by the  
24 Trustees of the Internal Improvement Trust Fund of the state  
25 shall be subject to the taxes levied by or pursuant to the  
26 provisions of this charter, and said trustees, in furtherance  
27 of the trust upon which said lands are held, are hereby  
28 authorized and directed to pay the same out of any moneys in  
29 their hands derived from the sale of lands, or otherwise.

30           (2) The lands in said district used or held by, for or  
31 in connection with the agricultural experiment station in the

1 Everglades or any branch of such station shall be subject to  
2 the taxes levied by or pursuant to the provisions of this  
3 charter, notwithstanding whether the title to or ownership of  
4 such lands shall be vested in said trustees, the State Board  
5 of Education, or any other state agency, and the Trustees of  
6 the Internal Improvement Trust Fund are authorized and  
7 directed to pay out of any monies in their hands derived from  
8 the sale of lands, or otherwise, all South Florida Conservancy  
9 District taxes heretofore levied and assessed, or which may  
10 hereafter be levied and assessed, upon such lands.

11 Section 6. Bonds tax exempt.--All bonds issued and  
12 sold by the South Florida Conservancy District as provided in  
13 this charter shall forever be and remain exempt from all  
14 state, county, and municipal taxation within this state, and  
15 the board of supervisors shall have authority to insert a  
16 provision on the face of said bonds reciting the fact that  
17 said bonds are free from such taxation.

18 Section 4. Chapter 7975, Laws of Florida, 1919,  
19 chapter 8899, Laws of Florida, 1921, chapter 11015, Laws of  
20 Florida, 1925, chapters 12115 and 12116, Laws of Florida,  
21 1927, chapter 13802, Laws of Florida, 1929, chapter 16177,  
22 Laws of Florida, 1933, chapter 17258, Laws of Florida, 1935,  
23 chapter 20477, Laws of Florida, 1941, chapters 23625 and  
24 23863, Laws of Florida, 1947, chapter 25434, Laws of Florida,  
25 1949, chapter 26738, Laws of Florida, 1951, chapters 28355 and  
26 28648, Laws of Florida, 1953, chapters 30177 and 30273, Laws  
27 of Florida, 1955, chapter 59-867, Laws of Florida, chapter  
28 61-1403, Laws of Florida, chapter 61-1404, Laws of Florida,  
29 chapter 69-706, Laws of Florida, chapter 71-380, Laws of  
30 Florida, chapter 75-378, Laws of Florida, chapter 81-463, Laws

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1 of Florida, chapter 85-479, Laws of Florida, and chapter  
2 90-479, Laws of Florida, are repealed.

3           Section 5. This act shall be construed as remedial and  
4 shall be liberally construed to promote the purpose for which  
5 it is intended.

6           Section 6. In the event any section or provision of  
7 this act is determined to be invalid or unenforceable, such  
8 determination shall not affect the validity or enforceability  
9 of each other section or provision of this act.

10           Section 7. In the event of a conflict of the  
11 provisions of this act with the provisions of any other act,  
12 the provisions of this act shall control to the extent of such  
13 conflict.

14           Section 8. This act shall take effect upon becoming a  
15 law.

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