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2 An act relating to Palm Beach County; providing  
3 for codification of special laws regarding  
4 independent special water control districts  
5 pursuant to s. 189.429, Florida Statutes,  
6 relating to the East Beach Water Control  
7 District, an independent special taxing water  
8 control district in Palm Beach County;  
9 providing legislative intent; codifying,  
10 reenacting, and amending chapters 75-469,  
11 77-624, 80-568, and 91-365, Laws of Florida;  
12 providing status, purpose, and boundaries of  
13 the district; providing for amendment of the  
14 district charter; providing for a board of  
15 supervisors; providing for organization of the  
16 board of supervisors; providing powers and  
17 duties of the board; specifying methods for  
18 assessing and collecting non-ad valorem  
19 assessments, fees, and service charges;  
20 providing for district planning requirements;  
21 specifying requirements for financial  
22 disclosure, meeting notices, reporting, public  
23 records maintenance, and per diem expenses;  
24 providing severability; repealing chapters  
25 75-469, 77-624, 80-568, and 91-365, Laws of  
26 Florida; providing an effective date.

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

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30 Section 1. Intent.--Pursuant to s. 189.429, Florida  
31 Statutes, this act constitutes the codification of all special

1 acts relating to East Beach Water Control District. It is the  
2 intent of the Legislature in enacting this law to provide a  
3 single, comprehensive special act charter for the district,  
4 including all current legislative authority granted to the  
5 district by its several legislative enactments and any  
6 additional authority granted by this act and chapters 189 and  
7 298, Florida Statutes, as amended from time to time. It is  
8 further the intent of this act to preserve all district  
9 authority as set forth in this act and chapters 189 and 298,  
10 Florida Statutes, as amended from time to time.

11 Section 2. Codification.--Chapters 75-469, 77-624,  
12 80-568, and 91-365, Laws of Florida, relating to East Beach  
13 Water Control District are codified, reenacted, amended, and  
14 repealed as herein provided.

15 Section 3. The East Beach Water Control District is  
16 re-created and the charter for said district is re-created and  
17 reenacted to read:

18 Section 1. District status; charter amendments;  
19 boundaries.--For the purpose of comprehensive water management  
20 and control pursuant to chapter 298, Florida Statutes, as it  
21 may be amended from time to time, the East Beach Water Control  
22 District, an independent water control district, is hereby  
23 declared to exist. The district is organized and exists for  
24 all purposes set forth in this act and chapters 189 and 298,  
25 Florida Statutes. The district was created by special act of  
26 the Legislature in 1945. Its charter may be amended only by  
27 special act of the Legislature. The boundaries of the district  
28 are declared to be as follows:

29  
30 Beginning at a point on the east beach of Lake  
31 Okeechobee in Palm Beach County, Florida, where

1           the section line dividing Section 4 and Section  
2           9, Township 42 South, Range 37 East, intersects  
3           the (east right of way boundary line of the  
4           Federal Lake Okeechobee Levee).

5  
6           Thence in a southwesterly direction along the  
7           east right of way boundary of said Federal  
8           Levee to a point where the said right of way  
9           boundary intersects the section line dividing  
10           Section 23 and Section 26, Township 42 South,  
11           Range 36 East, (and the Everglades Drainage  
12           District Levee).

13  
14           Thence due east along (the Everglades Drainage  
15           District Levee) and the section lines dividing  
16           Sections 23 and 26 and Sections 24 and 25,  
17           Township 42 South, Range 36 East, to a point of  
18           intersection with the east shore of Pelican Bay  
19           (being a point of the Everglades Drainage  
20           District Levee).

21  
22           Thence southerly along the said shore line of  
23           Pelican Bay (and the Everglades Drainage  
24           District Levee) to a point of intersection with  
25           the township line dividing Township 42 South  
26           and Township 43 South and (the East Shore Water  
27           Control District Levee).

28  
29           Thence east along the said Township line (and  
30           Levee separating the East Shore Water Control  
31           District) to a point being the intersection

1           with the section line dividing Section 32 and  
2           Section 33, Township 42 South, Range 37 East  
3           (and the Levee separating the East Unit of the  
4           Pahokee Water Control District).  
5  
6           Thence North along (the levee separating the  
7           East Unit of the Pahokee Water Control District  
8           and) the section lines dividing Sections 32 and  
9           33, Sections 29 and 28 and Sections 20 and 21  
10          of Township 42 South, Range 37 East to a point  
11          of being the Northeast corner of Section 20.  
12  
13          Thence East along (the said East Unit  
14          separation levee and) the section line dividing  
15          Section 16 and 21, same Township and Range, to  
16          a point being the Southeast corner of said  
17          Section 16.  
18  
19          Thence North along (the said East Unit  
20          separation levee and) the section line dividing  
21          Section 16 and 15, same Township and Range, to  
22          a point being the northeast corner of said  
23          Section 16.  
24  
25          Thence go East along the South line of the  
26          District C-4 canal levee as now laid out and in  
27          use across Sections 10, 11 and 12, Township 42  
28          South, Range 37 East, to the Southwesterly  
29          right of way line of the West Palm Beach Canal;  
30          Thence go Northwesterly along the Southwesterly  
31          right of way line of the West Palm Beach Canal

1           to the North line of the District C-4 canal  
2           levee as now laid out and in use; Thence go  
3           West along the North line of the District C-4  
4           canal levee as now laid out and in use across  
5           Sections 12, 11, and 10, Township 42 South,  
6           Range 37 East to point of intersection with the  
7           Northeasterly line of the District levee as now  
8           laid out and in use running along the East line  
9           of State Lot 1, Section 10, Township 42 South,  
10           Range 37 East, of the Plat of the Trustees of  
11           the Internal Improvement Fund Subdivision of  
12           that Part of Pelican Lake Bottom Lying East of  
13           the Florida East Coast Railway as approved on  
14           November 9, 1932, a copy of which is attached  
15           to a deed recorded in the Public Records of  
16           Palm Beach County, Florida, in Deed Book 821,  
17           Page 369; Thence go Northwesterly along the  
18           said North line of said levee and being the  
19           East line of said State Lot 1, Section 10 to a  
20           point of intersection with the East line of  
21           Section 9, Township 42 South, Range 37 East.  
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23           Thence North along (the levee separating the  
24           Pelican Lake Water Control District and) the  
25           section line dividing Section 9 and 10, same  
26           Township and Range, to a point being the  
27           Northeast corner of said Section 9.  
28  
29           Thence West along (the said Pelican Lake  
30           separation levee and the section line dividing  
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1           Section 4 and Section 9, Township 42 South,  
2           Range 37 East, to a point of beginning.

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4           Section 2. Minimum charter requirements; Board of  
5 Supervisors; General Manager; powers and duties.--

6           (1) The governing body of East Beach Water Control  
7 District shall be known as the Board of Supervisors of East  
8 Beach Water Control District, with the powers, duties,  
9 privileges, and functions as set forth in this act and  
10 chapters 189 and 298, Florida Statutes, and shall consist of  
11 three (3) members who are residents of the State of Florida  
12 and citizens of the United States. Each Supervisor shall be  
13 entitled to receive compensation pursuant to chapter 298,  
14 Florida Statutes, and per diem in accordance with general law  
15 for public officials.

16           (2) The Board of Supervisors shall have the power to  
17 employ a person to be designated General Manager of the  
18 District and to vest in him or her such authority and to  
19 delegate to him or her the performance of such duties and to  
20 provide such compensation as may be determined by the Board of  
21 Supervisors. The Board may require the General Manager to  
22 furnish bond with good and sufficient surety in such amount as  
23 the Board may by resolution determine. The Board may provide  
24 by resolution that the General Manager and the Secretary may  
25 be one and the same person.

26           (3) The district shall have and the board may exercise  
27 all the powers and duties set forth in this act and chapter  
28 298, Florida Statutes, as they may be amended from time to  
29 time.

30           (4) The district shall also hold all powers,  
31 functions, and duties set forth in this act and chapters 189,

1 197, and 298, Florida Statutes, as amended from time to time,  
2 including, but not limited to, ad valorem taxation, bond  
3 issuance, other revenue-raising capabilities, budget  
4 preparation and approval, liens and foreclosure of liens, use  
5 of tax deeds and tax certificates as appropriate for non-ad  
6 valorem assessments, and contractual agreements.

7 (5) The methods for assessing and collecting non-ad  
8 valorem assessments, fees, or service charges shall be as set  
9 forth in chapters 189, 197, or 298, Florida Statutes, as  
10 amended from time to time.

11 (6) The District's planning requirements shall be as  
12 set forth in this act and chapters 189 and 298, Florida  
13 Statutes, as amended from time to time.

14 (7) The District's geographic boundary limitations  
15 shall be as set forth in this act.

16 (8) Requirements for financial disclosure, meeting  
17 notices, reporting, public records maintenance, and per diem  
18 expenses for officers and employees shall be as set forth in  
19 chapters 112, 119, 189, 286, and 298, Florida Statutes, as  
20 amended from time to time.

21 Section 4. Chapters 75-469, 77-624, 80-568, and  
22 91-365, Laws of Florida, are repealed.

23 Section 5. In case any one or more of the sections or  
24 provisions of this act or the application of such sections or  
25 provisions to any situation, circumstance, or person shall for  
26 any reason be held to be unconstitutional, such  
27 unconstitutionality shall not affect any other sections or  
28 provisions of this act or the application of such sections or  
29 provisions to any other situation, circumstance, or person,  
30 and it is intended that this law shall be construed and  
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1 applied as if such section or provision had not been included  
2 herein for any unconstitutional application.

3           Section 6. Effect of conflict.--In the event of a  
4 conflict between the provisions of this act and the provisions  
5 of any other act, the provisions of this act shall control to  
6 the extent of such conflict.

7           Section 7. This act shall take effect upon becoming a  
8 law.

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