

By Senator Dawson

30-1862-01

See HB 829

1 A bill to be entitled
2 An act relating to Broward County; extending
3 the corporate limits of the Town of
4 Lauderdale-By-The-Sea; prescribing procedures
5 for calculating revenues attributable to
6 utility taxes, utility franchise fees, and
7 other franchise fees; providing for the town to
8 collect franchise fees and utility taxes
9 collected by the county from a specified
10 unincorporated area; providing for an
11 interlocal agreement between Broward County and
12 the Town of Lauderdale-By-The-Sea; providing
13 for the effective date of annexation; providing
14 an effective date.

15
16 Be It Enacted by the Legislature of the State of Florida:

17
18 Section 1. The present corporate limits of the Town of
19 Lauderdale-By-The-Sea, Broward County, Florida, are hereby
20 extended and enlarged effective August 15, 2001, so as to
21 include, in addition to the territory presently within its
22 corporate limits, the area particularly described as follows:

23
24 Part #1 (south area):

25
26 Beginning at the point of intersection of the
27 south boundary line of Section 18, Township 49
28 South, Range 43 East with the ordinary low
29 watermark of the Atlantic Ocean, the POINT OF
30 BEGINNING for Part #1;

31

1 THENCE in a northerly direction along said
2 ordinary low watermark of the Atlantic Ocean to
3 the point of intersection of said ordinary low
4 watermark with the north boundary line of
5 Section 18, Township 49 South, Range 43 East;
6
7 THENCE in a westerly direction along said north
8 boundary line of Section 18, Township 49 South,
9 Range 43 East to the point of intersection of
10 said north boundary line with the shore line of
11 the Atlantic Ocean;
12
13 THENCE in a northerly direction along said
14 shore line of the Atlantic Ocean to the point
15 of intersection of said shore line with a line
16 located one hundred eighty (180) feet north of
17 and parallel to the south line of the North
18 One-Half (N 1/2) of the Southeast One-Quarter
19 (SE 1/4) of Section 7, Township 49 South, Range
20 43 East;
21
22 THENCE in an easterly direction along said line
23 located one hundred eighty (180) feet north of
24 and parallel to the south line of the North
25 One-Half (N 1/2) of the Southeast One-Quarter
26 (SE 1/4) of Section 7, Township 49 South, Range
27 43 East and continuing along an easterly
28 extension of said parallel line to the point of
29 intersection of said extended parallel line
30 with the eastern boundary line of the State of
31 Florida;

1
2 THENCE in a southerly direction along said
3 eastern boundary line of the State of Florida
4 to the point of intersection of said boundary
5 line with an easterly extension of the south
6 boundary line of Section 18, Township 49 South,
7 Range 43 East;
8
9 THENCE in a westerly direction along said
10 easterly extension of the south boundary line
11 of Section 18, Township 49 South, Range 43 East
12 and continuing along said south boundary line
13 to the point of intersection of said south
14 boundary line with the ordinary low watermark
15 of the Atlantic Ocean, the POINT OF BEGINNING
16 for Part #1;
17
18 TOGETHER WITH
19
20 Legal Description (in two parts) and Sketch
21
22 for the Proposed Annexation into the Town of
23 Lauderdale-By-The-Sea
24
25 of the Two Areas of the Atlantic Ocean
26
27 Located East of the Present Boundary
28
29 of the Town of Lauderdale-By-The-Sea
30 (continued)
31

1 Part #2 (north area):
2
3 Beginning at the point of intersection of a
4 line located three hundred and eighty (380)
5 feet north of and parallel to the south line of
6 the North One-Half (N 1/2) of the Southeast
7 One-Quarter (SE 1/4) of Section 7, Township 49
8 South, Range 43 East with the shore line of the
9 Atlantic Ocean, the POINT OF BEGINNING for Part
10 #2;
11
12 THENCE in a northerly direction along said
13 shore line of the Atlantic Ocean to the point
14 of intersection of said shore line with an
15 easterly extension of a line located eight
16 hundred and fifty (850) feet south of and
17 parallel to the north line of the Southeast
18 One-Quarter (SE 1/4) of Section 6, Township 49
19 South, Range 43 East;
20
21 THENCE in an easterly direction along said
22 easterly extension of a line located eight
23 hundred and fifty (850) feet south of and
24 parallel to the north line of the Southeast
25 One-Quarter (SE 1/4) of Section 6, Township 49
26 South, Range 43 East to the point of
27 intersection of said extended parallel line
28 with the eastern boundary line of the State of
29 Florida;
30
31

1 THENCE in a southerly direction along said
2 eastern boundary line of the State of Florida
3 to the point of intersection of said boundary
4 line with an easterly extension of a line
5 located three hundred and eighty (380) feet
6 north of and parallel to the south line of the
7 North One-Half (N 1/2) of the Southeast
8 One-Quarter (SE 1/4) of Section 7, Township 49
9 South, Range 43 East;

10
11 THENCE in a westerly direction along said
12 easterly extension of a line located three
13 hundred and eighty (380) feet north of and
14 parallel to the south line of the North
15 One-Half (N 1/2) of the Southeast One-Quarter
16 (SE 1/4) of Section 7, Township 49 South, Range
17 43 East and continuing along said parallel line
18 to the point of intersection of said parallel
19 line with the shore line of the Atlantic Ocean,
20 the POINT OF BEGINNING for Part #2.

21
22 Section 2. Pursuant to a majority vote as provided for
23 in chapter 99-465, Laws of Florida, the effective date of the
24 annexation of the Intracoastal Beach Area of unincorporated
25 Broward County into the Town of Lauderdale-By-The-Sea shall be
26 August 15, 2001.

27 Section 3. Notwithstanding the provisions of section
28 186.901, Florida Statutes, to the contrary, for the sole
29 purpose of calculating the revenues attributable to utility
30 taxes, utility franchise fees, or other franchise fees, the
31 calculation of the total population census of the town of

1 Lauderdale-by-the-Sea, beginning with the state's fiscal year
2 2001, shall include all of the residents of the Intracoastal
3 Beach Area of unincorporated Broward County added as a result
4 of chapter 99-465, Laws of Florida.

5 Section 4. Notwithstanding any general law or special
6 act to the contrary, Lauderdale-by-the-Sea shall have full
7 authority to collect all franchise fees and utility taxes
8 currently being collected by Broward County from the
9 unincorporated area known as Intracoastal Beach Area beginning
10 on the effective date of the annexation, August 15, 2001.

11 Section 5. An interlocal agreement shall be developed
12 between the governing bodies of Broward County and the Town of
13 Lauderdale-By-The-Sea regarding the annexation provided for in
14 chapter 99-465, Laws of Florida, and shall be executed prior
15 to August 15, 2001. The agreement shall include a financially
16 feasible plan for transitioning county services, buildings,
17 infrastructure, waterways, roads and rights-of-way, and
18 employees, including any provisions to jointly fund programmed
19 infrastructure improvements provided that the Town of
20 Lauderdale-By-The-Sea is not limited in its ability to receive
21 anticipated utility taxes, utility franchise fees, or other
22 franchise fees.

23 Section 6. This act shall take effect upon becoming a
24 law.