

By Senator Rossin

35-1397-02

See HB 1183

1 A bill to be entitled
2 An act relating to Lee County and the City of
3 Fort Myers; amending section 4, chapter 98-488,
4 Laws of Florida, as amended; providing that the
5 referendum at which the question of
6 ratification of an interlocal agreement between
7 the county and the city is decided may be held
8 in conjunction with a special election;
9 providing an effective date.

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

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13 Section 1. Section 4 of chapter 98-488, Laws of
14 Florida, as amended by chapter 2000-413, Laws of Florida, is
15 amended to read:

16 Section 4. (1) Subsequent to the adoption of the
17 interlocal agreement between the city and the county, and
18 prior to the implementation of the proposed annexation by the
19 city of the described "Dunbar" and "Belle Vue" enclaves, a
20 referendum shall be held by the city within the proposed,
21 described enclave areas to be annexed, or at the election of
22 the city, in the city of Fort Myers and within the proposed,
23 described enclave areas to be annexed, for the ratification
24 and approval of the interlocal agreement by the registered
25 electorates therein pursuant to the provisions of s. 171.0413,
26 Florida Statutes, as amended.

27 (2) The interlocal agreement shall be presented to the
28 registered voters residing within the proposed annexed areas
29 as further described in section 2 of this act. The city may
30 also elect to submit the interlocal agreement to a separate
31 vote of the registered voters residing within the city at the

1 same time the referendum is held in the proposed enclave
2 areas. The procedures for conducting the referendum shall be
3 pursuant to the requirements as set out at s. 171.0413(2),
4 Florida Statutes. Upon a majority vote, of the combined
5 registered electors residing in both the "Dunbar" and "Belle
6 Vue" areas, or if the city elects to submit the interlocal
7 agreement to a separate vote of the registered voters residing
8 within the city, upon a majority vote of the electors of the
9 City of Fort Myers and a majority vote by the combined
10 electors residing in both "Dunbar" and "Belle Vue" areas, the
11 interlocal agreement shall be deemed to be ratified and
12 approved, and shall become effective as provided for in the
13 interlocal agreement, but otherwise for not more than 1 year
14 following the referendum. The referendum for ratification and
15 approval of the interlocal agreement for annexation may be
16 conducted by the city at any regular or special election
17 following the adoption of the interlocal agreement by the city
18 and the county.

19 Section 2. This act shall take effect upon becoming a
20 law.

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