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A bill to be entitled
 An act relating to the Acme Improvement District, Palm Beach County; codifying the district's charter; providing legislative intent; amending, codifying, and reenacting all special acts relating to Acme Improvement District as a single act; repealing all prior special acts relating to Acme Improvement District; amending the jurisdictional boundaries of Acme Improvement District; providing for the applicability of chapters 298 and 189, Florida Statutes, and other general laws; providing that Acme Improvement District is a dependent district of the Village of Wellington; providing for liberal construction; providing a savings clause in the event any of the act is deemed invalid; providing an effective date.

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

Section 1. Pursuant to section 189.429, Florida Statutes, this act constitutes the codification of all special acts relating to Acme Improvement District. It is the intent of the Legislature in enacting this law to provide a single, comprehensive special act charter for the District, including all current legislative authority granted to the District by its several legislative enactments and any additional authority granted by this act. It is further the intent of this act to preserve all District authority in addition to any authority contained in chapters 298 and 189, Florida Statutes, as amended from time to time.

Section 2. Chapters 28557 (1953), 30391 (1955), 57-568, 59-706, 63-864, 70-856, 75-470, 77-619, 79-537, 82-349, 83-490,



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31 87-440, 91-971, 92-342, 94-473, 94-474, and 2000-419, Laws of
 32 Florida, are amended, codified, reenacted, and repealed as
 33 herein provided.

34 Section 3. The charter for the Acme Improvement District
 35 is re-created and reenacted to read:

36 Section 1. District Created and Boundaries thereof;
 37 Validating Creation of District under chapter 298, Florida
 38 Statutes. - That for the purpose of reclaiming and draining the
 39 lands hereinafter described and protecting said lands from the
 40 effects of water by means of the construction and maintenance of
 41 canals, ditches, levees, dikes, pumping plants, and other
 42 drainage works and improvements, and for the purpose of making
 43 the lands within said District available and habitable for
 44 settlement and agriculture, and for the public convenience,
 45 welfare, utility, and benefit, and for the other purposes stated
 46 in this Act, a drainage District is hereby created and
 47 established in Palm Beach County, to be known as the Acme
 48 Improvement District, the territorial boundaries of which shall
 49 be as follows, to-wit:

50 All and Singular a certain parcel of Land, Lying and
 51 Situate in Range 41 East, Township 44 South and part of
 52 Range 41 East, Township 43 South, and part of Range 40
 53 East, Township 44 South, part of Township 43 South,
 54 Range 40 East, part of Township 45 South, Range 41 East,
 55 and part of Hiatus, Palm Beach County, Florida.

56 All of Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15,
 57 16, 17, 18, 19, 20, 21, 22, 23, 26, 27, 28, 29, 33, 34
 58 and that part of Sections 30, 31 and 32 lying North
 59 Right of Way Limit of the Central and Southern Flood
 60 Control District's Levee 40 and that portions of



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61 Sections 12, 13, 24 and 25 Township 44 South, Range 41
 62 East. Portion of Section 25 Township 44 South, Range 40
 63 East, North Right of Way Limit of the Central and
 64 Southern Flood Control District's Levee 40. Portion of
 65 Sections 31, 32, 33, 34, and 35 lying South of the Right
 66 of Way line of the West Palm Beach Canal, Township 43
 67 South, Range 41 East, Section 39, Township 44 South,
 68 Range 41 East and portions of Section 40 North of said
 69 North Right of Way Limit of the Central and Southern
 70 Flood Control District's Levee, and Section 3 and 4 of
 71 Township 45 South, Range 41 East lying North of said
 72 North Right of Way Limit of the Central and Southern
 73 Flood Control District's Levee, Palm Beach County,
 74 Florida:
 75 More particularly described:
 76 Commencing at the intersection of the East Line of
 77 Section 35, Township 43 South, Range 41 East, and the
 78 South Right of Way Line of the West Palm Beach Canal;
 79 Thence Southerly following the East Line of aforesaid
 80 section 35, to the Northeast corner Section 2, Township
 81 44 South, Range 41 East.
 82 Thence following Southerly along the east limit of
 83 aforesaid Section 2 to the Northeast corner Section 11,
 84 Township 44 East, Range 41 East,
 85 Thence following Southerly along the aforesaid Easterly
 86 limit of Section 11 to a point on the Easterly limit of
 87 aforesaid Section 11 to the Northwest Corner of the
 88 Southwest Quarter of Section 12, Township 44 South,
 89 Range 41 East.



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90 Thence Easterly along the north line of the aforesaid
 91 Southwest Quarter of Section 12 to an intersection of a
 92 line drawn 40 feet West and parallel to the East limit
 93 of aforesaid Southwest Quarter of Section 12,
 94 Thence Southerly along the 40 foot parallel line the
 95 aforesaid Section 12, a distance of 1592.15 feet to a
 96 point,
 97 Thence Easterly and parallel to the Southerly limit of
 98 aforesaid Section 12 a distance of 1572.99 feet to a
 99 point.
 100 Thence Southerly and parallel to the Easterly limits of
 101 aforesaid Section 12 a distance of 1031.44 feet more or
 102 less to the Northerly limit of Forest Hill Boulevard
 103 Right of Way,
 104 Thence Westerly along the Northerly limit of Forest Hill
 105 Boulevard on an arc to the left and with an arc length
 106 of 488.34 feet having a delta angle of 4 degrees 49
 107 minutes 59 seconds and a radius of 5789.27 feet with a
 108 radial bearing of North 9 degrees 6 minutes 10 seconds
 109 East to a point of compound curvature.
 110 Thence continuing Westerly along an arc to the left with
 111 a radius of 5789.27 feet an arc length of 203.52 feet
 112 having a delta angle of 2 degrees 0 minutes 51 seconds
 113 and a center bearing of North 3 degrees 46 minutes 29
 114 seconds East, to a point.
 115 Thence Southerly a distance 173 feet more or less to the
 116 intersection of the Northerly limit of Section 13,
 117 Township 44 South, Range 41 East.



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118 Thence Southerly along a line 27.00 feet on a bearing of
 119 South 2 degrees 15 minutes 17 seconds West to a point of
 120 non tangential curvature.
 121 Thence following a curve to the right with an arc length
 122 of 741.42 feet having a radius of 4443.66 feet and a
 123 delta angle of 9 degrees 33 minutes 35 seconds and
 124 radial bearing of North 2 degrees 15 minutes 17 seconds
 125 East, to a point of tangency,
 126 Thence following a line 186.37 feet on a bearing of
 127 South 86 degrees 25 minutes 5 seconds East to a point,
 128 Thence continuing along a line 70.31 feet on a bearing
 129 North 89 degrees 2 minutes 7 seconds East to the
 130 intersection with the Westerly Right of Way Line of
 131 State Road 7 (US 441) as shown on Plat Wellington Green,
 132 A MUPD.PUD, of the Public Records of Palm Beach County,
 133 Florida in Plat Book 87 Pages 81 thru 90,
 134 Thence following a line a distance of 503.00 feet on a
 135 bearing of South 0 degrees 22 minutes 3 seconds East to
 136 a point,
 137 Thence continuing along a line a distance of 1312.60
 138 feet on a bearing of South 1 degrees 53 minutes 53
 139 seconds West to a point,
 140 Thence following a line a distance of 827.17 feet on a
 141 bearing of South 1 degrees 53 minutes 57 seconds West to
 142 a point of intersection with the South line of the North
 143 half of the South Half of aforesaid Section 13.
 144 Thence Easterly following the aforesaid Southerly line
 145 of the North Half of the South Half of said Section 13 a
 146 distance of 5044.51 feet more or less to the West limit
 147 of said Section 13,



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148 Thence Southerly along the Westerly limit of aforesaid
 149 Section 13 to the Northwest corner of Section 24,
 150 Township 44 South, Range 41 East.
 151 Thence Southerly along the Westerly limit of aforesaid
 152 Section 24 to the Northwest corner of the Southwest
 153 Quarter of aforesaid Section 24.
 154 Thence Easterly along the Northerly limit of said
 155 Southwest quarter of said Section 24 to the Northeast
 156 corner of the Southwest quarter of aforesaid Section 24.
 157 Thence Southerly along the Easterly limit of the said
 158 Southwest Quarter of aforesaid Section 24 a distance of
 159 306.42 feet to a point.
 160 Thence Easterly along a line a distance of 606.10 feet
 161 on a bearing of North 88 degrees 52 minutes 2 seconds
 162 East to a point,
 163 Thence following a line a distance of 1.68 feet on a
 164 bearing of North 1 degree 11 minutes 59 seconds West to
 165 a point,
 166 Thence following a line a distance of 652.54 feet on a
 167 bearing of North 88 degrees 52 minutes 2 seconds East to
 168 a point,
 169 Thence following a line a distance of 624.36 feet on a
 170 bearing of South 1 degree 12 minutes 58 seconds East to
 171 a point,
 172 Thence following a line a distance of 1087.73 feet on a
 173 bearing of North 88 degrees 52 minutes 2 seconds East to
 174 a point in the Westerly Limit of State Road 7 (US 441)
 175 as shown on Plat of Versailles P.U.D. of the Public
 176 Records of Palm Beach County, Florida in Plat Book 93
 177 Pages 17 thru 39.



178 Thence Southerly following the Westerly limit of State
 179 Road 7 (US 441) 165 foot Right of Way as per O.R.B.
 180 9508 Page 1202 and O.R.B. 9488 Page 1661 of the Public
 181 Records of Palm Beach County, Florida.

182 Thence Easterly along the Northerly Limit of aforesaid
 183 Section 25 to a point measured 180.92 feet from the
 184 Northeasterly corner of said Section 25 said point being
 185 the Westerly Limit of State Road 7 (US 441) as per
 186 O.R.B. 5642 Page 1160.

187 Thence Southerly along the Westerly Limit of State Road
 188 7 (US 441) as shown on Plat Shoppes at Wycliffe of the
 189 Public Records of Palm Beach County, Florida in Plat
 190 Book 83 Pages 41 thru 43 to a point of intersection with
 191 the North East corner of Tract 'P' of Plat Wycliffe Plat
 192 One of the Public Records of Palm Beach County, Florida
 193 in Plat Book 62 Pages 8 thru 13.

194 Thence Southerly along the Westerly Limit of State Road
 195 7 (US 441) Right of Way as per O.R.B. 5642 Page 1610 to
 196 the intersection of the Southerly Limit of aforesaid
 197 Section 25.

198 Thence Westerly following the Southerly Limit of
 199 aforesaid Section 25 to the Southeasterly corner of
 200 Section 26 Township 44 South, Range 41 East.

201 Thence Westerly following the Southerly Limit of
 202 aforesaid Section 26 to the Northeasterly corner of
 203 Section 34 Township 44 South, Range 41 East.

204 Thence Southerly along the Easterly Limit of aforesaid
 205 Section 34 to the Southeasterly corner of aforesaid
 206 Section 34 to the Northeasterly corner of Section 39,
 207 Township 44 South, Range 41 East.



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208 Thence Southerly along the Easterly Limit of aforesaid
 209 Section 39 to the Northeasterly corner of Section 3,
 210 Township 45 South, Range 41 East.
 211 Thence following the Easterly Limit of aforesaid Section
 212 3 to the Southeast corner of Section 3.
 213 Thence Westerly along the Southerly Limit of said
 214 Section 3 to the intersection of the North Right of Way
 215 Limit of the Central and Southern Flood Control
 216 District's Levee 40.
 217 Thence Northerly following the Northerly Limit of said
 218 Levee 40 to the intersection of the Easterly Limit of
 219 Section 4, Township 45 South, Range 41 East.
 220 Thence Northerly along the Northerly Limit of said Levee
 221 40 to the Southerly Limit of Section 40, Township 44
 222 South, Range 41 East.
 223 Thence Northerly along the Northerly Limit of said Levee
 224 40 to the Southerly Limit of Section 33, Township 44
 225 South, Range 41 East.
 226 Thence Northerly along aforesaid Northerly Limit of said
 227 Levee 40 to the intersection with the East Limit of
 228 Section 31 Township 44 South, Range 41 East.
 229 Thence Northerly along aforesaid Northerly Limit of said
 230 Levee 40 to the intersection with the South Limit of
 231 Section 30 Township 44 South, Range 41 East.
 232 Thence Northerly along aforesaid Northerly Limit of said
 233 Levee 40 to the intersection of the Easterly Limit of
 234 Section 25 Township 44 South, Range 40 East.
 235 Thence Northerly along aforesaid Northerly Limit of said
 236 Levee 40 to the intersection of the Northerly Limit of
 237 aforesaid Section 25 Township 44 South, Range 40 East.



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238 Thence Easterly along aforesaid Northerly Limit of said
 239 Section 25 to the Westerly limit of Section 30 Township
 240 44 South, Range 41 East.
 241 Thence Northerly along the Easterly Limit of Section 24,
 242 Township 44 South, Range 40 East to the Southwesterly
 243 corner of Section 13, Township 44 South, Range 40 East.
 244 Thence Northerly along aforesaid Easterly Limit of said
 245 Section 13 to the Southwesterly corner of Section 12,
 246 Township 44 South, Range 40 East.
 247 Thence Westerly along the said Southerly Limit of
 248 Section 12 to the Southwest corner of said Section.
 249 Thence Northerly along the Westerly Limit of said
 250 Section 12 to the Southwest corner of Section 1,
 251 Township 44 South, Range 40 East.
 252 Thence Northerly along the Westerly Limit of Section 1
 253 to the Southeast corner of Section 1 Hiatus.
 254 Thence Northerly along the Westerly Limit of Section 1
 255 Hiatus to the Southeast corner of Section 36, Township
 256 43 South, Range 40 East.
 257 Thence along the Westerly Limit of said Section 36 to
 258 the intersection of the South Right of Way line of the
 259 West Palm Beach Canal.
 260 Thence following the aforesaid Southerly Limit of said
 261 West Palm Beach Canal to the intersection of the
 262 Westerly Limit of Section 31 Township 43 South, Range 41
 263 East.
 264 Thence following the aforesaid Southerly Limit of said
 265 West Palm Beach Canal to the intersection of the
 266 Westerly Limit of Section 32 Township 43 South, Range 41
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268 Thence following the aforesaid Southerly Limit of said
 269 West Palm Beach Canal to the intersection of the
 270 Westerly Limit of Section 33 Township 43 South, Range 41
 271 East.

272 Thence following the aforesaid Southerly Limit of said
 273 West Palm Beach Canal to the intersection of the
 274 Westerly Limit of Section 34 Township 43 South, Range 41
 275 East.

276 Thence following the aforesaid Southerly Limit of said
 277 West Palm Beach Canal to the intersection of the
 278 Westerly Limit of Section 35 Township 43 South, Range 41
 279 East.

280 Thence following the aforesaid Southerly Limit of said
 281 West Palm Beach Canal to the Point of Commencement.

282 Landowners within the existing boundaries of the Acme Improvement
 283 District shall not be obligated or taxed to pay for the cost of
 284 amending the District boundaries or to pay the cost of any
 285 improvements made by the District to benefit the lands being
 286 included within the boundaries of the District by this Act.

287 Section 2. Provisions of Other Laws Made Applicable. - The
 288 Acme Improvement District hereby created shall be a public
 289 corporation of this state. The provisions of the General
 290 Drainage Laws of Florida applicable to drainage districts or
 291 subdrainage districts which are embodied in chapter 298, Florida
 292 Statutes, and all of the laws amendatory thereof, now existing
 293 or hereafter enacted, so far as not inconsistent with this Act
 294 are hereby declared to be applicable to said Acme Improvement
 295 District. Said Acme Improvement District shall have all of the
 296 powers and authorities mentioned in or conferred by said
 297 chapters 298 and 189, Florida Statutes, and acts amendatory



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298 thereof, and all other applicable general laws, except as herein
 299 otherwise provided.

300 Section 3.

301 (1) Powers of the District. - The District shall have the
 302 power to sue and be sued by its name in any court of law or in
 303 equity; to make contracts to adopt and use a corporate seal and
 304 to alter the same at pleasure; to acquire by purchase, gift, or
 305 condemnation real and personal property, either or both, within
 306 or without the District, and to convey and dispose of such real
 307 and personal property, either or both, as may be necessary or
 308 convenient to carry out any of the purposes of this Act and
 309 chapter 298, Florida Statutes; to construct, operate, and
 310 maintain canals, ditches, drains, levees, and other works for
 311 drainage purposes; to acquire, purchase, operate, and maintain
 312 pumps, plants, and pumping systems for drainage purposes; to
 313 construct, operate, and maintain irrigation works, machinery,
 314 and plants; to construct, improve, pave, and maintain roadways
 315 and roads necessary and convenient for the exercise of any of
 316 the powers or duties of said District or the supervisors
 317 thereof; and in furtherance of the purposes and intent of this
 318 Act and chapter 298, Florida Statutes, to construct, improve,
 319 pave, and maintain roadways and roads necessary and convenient
 320 to provide access to and efficient development of areas made
 321 suitable and available for cultivation, settlement, and other
 322 beneficial use and development as a result of the drainage and
 323 reclamation operations of the District; to construct and
 324 maintain recreation areas and facilities; to acquire, construct,
 325 finance, and maintain water plants and systems to produce,
 326 purify, and distribute water for consumption; to acquire,
 327 construct, finance, and maintain sewer systems for the



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328 collection and disposal of waste and to prevent water pollution
 329 in the District; to distribute from its water plants water for
 330 consumption to users within and without the District boundaries
 331 and to provide sewer collection and disposal of waste to lands
 332 within and without the District boundaries; however, the area
 333 without the District boundaries shall extend no farther east
 334 than State Road 7, no farther south than the existing District
 335 boundary, no farther north than State Road 80, and no farther
 336 west than the existing District boundary, but shall include
 337 Section 13, Township 44 South, Range 40 East, and the easterly
 338 boundary of L-40 along the southwesterly boundary of the
 339 District; the grant of power to the District to distribute water
 340 and to provide sewer collection and dispose of waste to the area
 341 within and without the District boundaries shall not preempt
 342 efforts by Palm Beach County to manage development in Palm Beach
 343 County consistent with the authority and power as contained in
 344 the Charter of Palm Beach County and through its comprehensive
 345 planning process as provided in chapter 163, Florida Statutes,
 346 and rules and regulations enacted thereunder, and in furtherance
 347 of such limitation, the Board of County Commissioners of Palm
 348 Beach County shall review and approve each proposed distribution
 349 of water and provision of sewer allocation and disposal of water
 350 to the lands without the District boundaries for a determination
 351 of consistency with the county's comprehensive plan, or element
 352 or portion thereof, or any land development regulations or codes
 353 or amendments thereto, and any such proposed distribution,
 354 provision, or disposal determined to be inconsistent with the
 355 plan, regulations, or codes or amendments thereto by the Board
 356 of County Commissioners is prohibited; to construct and maintain
 357 a system of road and street lighting; to construct and maintain



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358 facilities for and take measures to control mosquitoes and other
 359 pests; to acquire, construct, and maintain conservation areas
 360 and sanctuaries for the storage of water for water control and
 361 irrigation purposes and for preservation of wildlife; to borrow
 362 money and issue negotiable or other bonds of said District as
 363 hereinafter provided; to borrow money, from time to time, and
 364 issue negotiable or other notes of said District therefor,
 365 bearing interest at not exceeding the maximum interest allowable
 366 by law in anticipation of the collection of taxes, levies, and
 367 assessments or revenues of said District, and to pledge or
 368 hypothecate such taxes, levies, assessments, and revenues to
 369 secure such bonds, notes, or obligations, and to sell, discount,
 370 negotiate, and dispose of the same; and to exercise all other
 371 powers necessary, convenient, or proper in connection with any
 372 of the powers or duties of said District stated in this Act.
 373 The powers and duties of said District shall be exercised by and
 374 through the Board of Supervisors thereof, which Board shall have
 375 the authority to employ engineers, attorneys, agents, employees,
 376 and representatives as the Board of Supervisors may from time to
 377 time determine, and to fix their compensation and duties. All
 378 powers and authority of the District shall extend and apply to
 379 the District as a whole and to each unit of development as from
 380 time to time may be designated by the Board of Supervisors.

381 (2) Additional Powers of District. - In addition to the
 382 powers contained in subsection (1) herein, chapters 189 and 298,
 383 Florida Statutes, and as provided for herein and such other
 384 applicable laws, the Acme Improvement District in Palm Beach
 385 County, formerly named the Acme Drainage District, shall have
 386 the authority and power to:

387 (a) Provide parks, preserves, playgrounds, recreation



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388 areas, and facilities and programs in the same manner and to the
 389 same extent as is provided by section 125.01(1)(f), Florida
 390 Statutes, which includes the authority to provide for the
 391 construction, operation, and maintenance of such parks,
 392 preserves, playgrounds, recreation areas, facilities, and
 393 programs through the District's maintenance taxes and user fees
 394 and such other legally available revenues; provide recreation
 395 and playground equipment; employ supervisory personnel; organize
 396 and sponsor community and athletic teams and events; provide
 397 liability insurance to cover such projects; lease parks,
 398 preserves, playgrounds, recreation areas, and facilities; and
 399 provide any other programs and elements of parks, preserves,
 400 playgrounds, recreation areas, and facilities, the enumeration
 401 of the same not being exclusive.

402 (b) Purchase, acquire by gift, or otherwise obtain land
 403 for the purpose of constructing capital improvements for the
 404 District and finance the same through the maintenance taxes and
 405 user fees of the District.

406 (c) Study and take appropriate action to form a municipal
 407 government under the laws of this state covering the land in the
 408 District, and finance that effort from the maintenance taxes and
 409 user fees of the District.

410 (d) Appoint advisory boards and committees consisting of
 411 landowners in the District for the purpose of recommending
 412 policies, programs, and matters of public interest for the
 413 public good of the landowners and residents of the District.

414 (e) Require any individual or entity seeking to construct
 415 any structure upon or occupying District property or right-of-
 416 way, or connecting to or using the property of the District, to
 417 first obtain a permit from the District and comply with District



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418 rules, regulations, and specifications, and deny or revoke any
 419 permit or permit application if it finds that the matter for
 420 which the permit is sought or granted does not comply with
 421 District plans, rules, regulations, or policies. All costs,
 422 including construction, engineering, legal, and administration
 423 expenses of the District, must be paid by the applicant seeking
 424 the permit. This includes any structure to be constructed upon
 425 a lot, parcel, or land within the District to be connected to
 426 the works of the District.

427 (3) The Acme Improvement District shall have the power to
 428 participate in programs provided for under the provisions of
 429 Public Law 92-500 as they apply to the District. The District
 430 shall have the authority to adopt a system of changes to assure
 431 that each recipient of waste treatment services within the
 432 District's jurisdiction will pay its proportionate share of the
 433 costs of operations and maintenance including replacement, or
 434 any waste treatment services provided by the District, and to
 435 make provisions for payment to the District by the industrial
 436 users of the treatment works of that portion of the cost of
 437 construction of such treatment works which is allocable to the
 438 treatment of such industrial wastes to the extent attributable
 439 to the Federal Governments Share of the Cost of Construction.
 440 Roads for exclusive use and benefit of a unit of development or
 441 other designated area and its residents. - It is hereby found
 442 and declared that among the many causes of deterioration in
 443 residential neighborhoods are the proliferation of crime,
 444 excessive automobile flow, and excessive noise from automobile
 445 traffic. It is to the benefit of the land in the District and
 446 its ultimate users and residents and will serve a public purpose
 447 to include provision in a water management plan for roads for



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448 the exclusive use and benefit of a unit of development and its
 449 residents. The Acme Improvement District, therefore, has the
 450 power:

451 (a) To provide, by resolution, in a water management plan
 452 for a unit of development, roads for the exclusive use and
 453 benefit of a unit of development and its landowners, residents,
 454 and invitees to control ingress and egress.

455 (b) To finance and maintain such roads and their
 456 associated elements as part of a water management plan.

457 (c) To construct and maintain security structures to
 458 control the use of such roads.

459 (d) To make provision for access to such roads by fire,
 460 police, and emergency vehicles and personnel for the protection
 461 of life and property in the unit of development.

462 (e) To include in the annual assessment of taxes as
 463 authorized sufficient funds to finance and maintain such roads
 464 as part of a water management plan for a unit of development.

465 (f) To adopt, by resolution, rules and regulations for the
 466 control of traffic, noise, crime, and the use of the roads by
 467 those persons authorized to use them.

468 (g) To provide, by resolution, in a water management plan,
 469 for the exclusive use of roads under this section if the written
 470 consent of the owners of 75 percent of the land within the unit
 471 has been obtained.

472
 473 The provisions of this section also apply to any designated area
 474 in the District as if that area were a unit of development, upon
 475 the written consent of the owners of seventy-five percent (75%)
 476 of the land within the designated area.

477 Section 4. Board of Supervisors; Organization; Terms of



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478 Office; Election; Vacancy. - Effective March 28, 1996, at 7
 479 p.m., the terms of office of the Board of Supervisors of the
 480 Acme Improvement District terminated, and the Village Council
 481 members of the Village of Wellington assumed the duties and
 482 responsibilities of the Board of Supervisors and thereafter have
 483 constituted the Board of Supervisors. The provisions of section
 484 5 of the Village of Wellington Charter shall govern the
 485 organization, terms of office, elections, and filling of
 486 vacancies for the Board of Supervisors.

487 Section 5. The supervisors of Acme Improvement District
 488 shall serve without compensation, per diem or otherwise, but
 489 shall be entitled to reimbursement for travel expenses as
 490 provided by law.

491 (1) The village manager shall have all the same
 492 authorities as those of the chief administrator of Acme
 493 Improvement District as may be necessary to effectuate the
 494 purposes of the village.

495 (2) The village, which controls and operates Acme
 496 Improvement District, a dependent District of village, hereby
 497 reauthorizes Acme Improvement District to establish rates, fees,
 498 charges, and surcharges on water and sewer utility services to
 499 consumers located outside the boundaries of the village and the
 500 District pursuant to the criteria set forth in section 180.191,
 501 Florida Statutes, and ratifies the prior imposition of such
 502 rates, fees, charges, and surcharges.

503 (3) (a) The village hereby provides that all unpaid water
 504 and sewer utility charges shall constitute a lien on the real
 505 property affected ninety (90) days following the date on which
 506 the water and sewer utility charges are due and payable. All
 507 unpaid water and sewer utility charges shall bear interest at



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508 the prevailing market rate of interest, but no less than a rate
 509 of five percent (5%) per annum from the date when the same
 510 became due and payable.

511 (b) If any water and sewer utility charges become
 512 delinquent by not being fully paid within ninety (90) days
 513 following the date on which the water and sewer utility charges
 514 are due and payable, and remain delinquent, the District shall
 515 cause to be prepared a notice of lien containing the amount of
 516 the delinquent charges, including the amount of the first
 517 penalty, a legal description of the unit of real property
 518 against which the lien is imposed, and the name of the owner of
 519 such real property as indicated on the real property records
 520 maintained by the property appraiser of the county. Said notice
 521 of lien shall be recorded in the public records of the county
 522 prior to the completion of the fiscal year for which the charges
 523 are levied, or as soon thereafter as the District shall
 524 determine. A copy of the notice of lien shall be served on the
 525 owner of record as provided in section 713.18, Florida Statutes,
 526 within ten (10) days after the notice of lien is recorded.

527 (c) Until fully paid and discharged or barred by law, such
 528 liens shall be prior to all other liens, except that such liens
 529 shall be on parity with a lien of state, county, and municipal
 530 taxes, and any lien for charges for services created pursuant to
 531 section 159.17, Florida Statutes.

532 (d) All costs of enforcement of such liens, including
 533 reasonable attorney's fees and costs, shall become a lien upon
 534 the real property affected and shall bear interest at the
 535 prevailing market rate of interest but not less than a rate of
 536 five percent (5%) per annum from the date when the same became
 537 due and payable.



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538 (e) Upon full payment of the delinquent water and sewer
539 utility charges, including the costs of enforcement of any lien,
540 District shall promptly discharge its recorded lien by recording
541 a release of lien in the public records of Palm Beach County.

542 (f) Foreclosure of all liens imposed under this section
543 shall be in the manner prescribed by chapter 173, Florida
544 Statutes.

545 (g) This section shall operate retroactively to apply to
546 liens previously filed by the District for failure to pay
547 delinquent water and sewer utility charges and to all other
548 delinquent utility charges, whether or not a notice of lien has
549 been filed by the District.

550 (h) Any unpaid water and sewer utility charges incurred by
551 a former tenant of rental property shall not be the basis for
552 any lien against the rental property or action against the
553 present tenant or owner to recover such charges, except to the
554 extent that the present tenant or owner has benefited directly
555 from the service provided to the former occupant.

556 Section 6. Meetings of Landowners. - Each year during the
557 month of January, a meeting of the landowners of said District
558 shall be held for the purpose of receiving reports of the Board
559 of Supervisors and considering any matters upon which the Board
560 of Supervisors may request the advice and view of the
561 landowners. The Board of Supervisors shall have the power to
562 call special meetings of the landowners at any time to receive
563 reports of the Board of Supervisors or consider and act upon any
564 matter upon which the Board of Supervisors may request advice.
565 Notice of all meetings of the landowners shall be given by the
566 Board of Supervisors by causing publication thereof to be made
567 for two (2) consecutive weeks prior to such meetings in a



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568 newspaper of general circulation published in Palm Beach County.
 569 The meetings of the landowners shall be held in some public
 570 place in said county, and the place, day, and hour of holding
 571 such meeting shall be stated in the notice. The landowners,
 572 when assembled, shall organize by electing a chair who shall
 573 preside at the meeting. The secretary of the Board of
 574 Supervisors shall be the secretary of such meeting. At all such
 575 meetings, each and every acre of land in the District shall
 576 represent one share, and each owner shall be entitled to one
 577 vote in person or by written proxy for every acre or part of an
 578 acre of land owned by him or her in the District. At any
 579 landowners' meeting, a quorum shall constitute the owners of
 580 land in the District present in person or voting by proxy.
 581 Guardians may represent their wards; personal representatives
 582 may represent the estates of deceased persons; trustees may
 583 represent lands held by them in trust; and private corporations
 584 may be represented by their officers or duly authorized agents.
 585 Guardians, personal representatives, trustees, and corporations
 586 may vote by proxy.

587 Section 7. Taxes, Levied and Apportioned, and the
 588 Collection Thereof. - Taxes shall be levied and apportioned as
 589 provided for in the General Drainage Laws of Florida (chapter
 590 298, Florida Statutes, and amendments thereto and other
 591 applicable general laws). In lieu thereof, the following
 592 provision shall apply to said District.

593 (1) It shall be the duty of the Tax Collector of Palm
 594 Beach County to receive the "Drainage Tax Book" each year, and
 595 he or she is hereby empowered and it shall be his or her duty to
 596 promptly and faithfully collect the tax therein set out and to
 597 exercise all due diligence in so doing. He or she is further



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598 directed and ordered to demand and collect such taxes at the
 599 same time that he or she demands and collects county taxes due
 600 on the same lands. Where any tract or part thereof has been
 601 divided and sold or transferred, the Collector shall receive
 602 taxes on any part of any tract, piece, or parcel of land charged
 603 with such taxes and give his or her receipt accordingly. The
 604 above and foregoing "Drainage Tax Book" shall be the warranty
 605 and authority of the Collector for making such demand and
 606 collection. The said Collector shall pay over and account for
 607 all monies collected thereon to the Treasurer of said District
 608 at the same time when he or she pays over county taxes. Said
 609 Collector shall verify by affidavit his or her said return. The
 610 Board of Supervisors may in its discretion determine it is for
 611 the best interest of the District that the annual tax levies be
 612 collected by the Treasurer of the District, and in the event
 613 said Board shall so determine, then the Treasurer of the
 614 District shall receive the "Drainage Tax Book" and he or she is
 615 hereby empowered and it shall be his or her duty to collect the
 616 tax in the same manner as the Tax Collector would, and the
 617 Treasurer shall be substituted for and perform all the duties
 618 and actions of the Tax Collector in the collection and
 619 enforcement of the annual taxes and tax liens, and the said
 620 Treasurer shall have the same powers as are by this Act vested
 621 in the Tax Collector. The said Tax Collector or Treasurer shall
 622 likewise collect the delinquent taxes of said District and
 623 demand payment therefor in the manner as provided for the
 624 collection of delinquent county taxes. The Tax Collector shall
 625 retain for his or her services one percent of the amount he or
 626 she collects on current taxes and two percent on the amount he
 627 or she collects on delinquent taxes. The Treasurer shall



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628 receive no extra compensation for collecting the annual tax.

629 (2) Levies of Taxes on Land Less Than One Acre. - In
 630 levying and assessing all taxes, each tract or parcel of land
 631 less than one acre in area shall be assessed as a full acre, and
 632 each tract or parcel of land more than one acre in area which
 633 contains a fraction of an acre shall be assessed at the nearest
 634 whole number of acres, a fraction of one-half or more to be
 635 assessed as a full acre.

636 Section 8. When Unpaid Taxes Delinquent; Penalty; Sale of
 637 Lands for Delinquent Taxes, etc. - All taxes provided for in
 638 this Act remaining unpaid after the first day in April of the
 639 year following that for which said taxes are levied shall be and
 640 become delinquent and bear a penalty of two percent a month on
 641 the amount of said taxes from date of delinquency until paid.
 642 In computing said penalty, each fractional part of a month shall
 643 be counted as a full month. In lieu thereof, the provisions of
 644 the Florida Statutes relating to the sale of lands for unpaid
 645 and delinquent county taxes, the issuance, sale, and delivery of
 646 tax certificates for such unpaid and delinquent county, the
 647 redemption thereof, the issuance to individuals of tax deeds
 648 based thereon, and the procedure in connection therewith shall
 649 be applicable to said District and the delinquent and unpaid
 650 taxes of said District to the same extent as if said statutory
 651 provisions were expressly set forth in this Act.

652 Section 9. Forfeiture of Title to Tax Delinquent Lands to
 653 District; Sale of Tax Forfeited Lands; Suits to Enforce Liens. -
 654 The following shall apply to said District:
 655 The fee simple title to all lands in said District against which
 656 there are outstanding tax sale certificates held by said
 657 District or its Board of Supervisors for more than two (2) years



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658 from the date thereof shall be absolutely vested in said
659 District, and every right, title, or interest of every nature or
660 kind whatsoever of the former owner of said property, or anyone
661 claiming by, through, or under him or her, or anyone holding a
662 lien thereon, shall cease, terminate, and end, and said District
663 may sell said lands in the manner provided in this section. No
664 court in this state, either federal or state, shall have
665 jurisdiction to entertain any suit brought by the former owner
666 of said lands or anyone claiming by, through, or under him or
667 her for the purpose of questioning or in any way litigating or
668 contesting the title of said District or its grantees to said
669 lands. Lands to which said District or its Board of Supervisors
670 shall acquire title under the provisions of this Act or under
671 the provisions of any other law may be sold in the manner
672 following:

673 (1) Any lands to which the Board has acquired title, or
674 may hereafter acquire title, may be sold by the Board at any
675 time for the best price obtainable therefor.

676 (2) All sales of land shall be for cash or upon terms and
677 security to be approved by the Board, but deed shall not be
678 executed until full payment shall have been made.

679 (3) Before selling any land, it shall be the duty of the
680 Board to cause a notice of intention to sell to be published in
681 a newspaper published in Palm Beach County, Florida, once each
682 week for three (3) successive weeks (three insertions being
683 sufficient), the first publication of which shall be not less
684 than thirty (30) nor more than forty-five (45) days prior to any
685 sale, which said notice shall set forth the time and place of
686 the sale and a description of the lands to be offered for sale,
687 and it shall be the further duty of the Board to send registered



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688 mail at least fifteen (15) days before the date of sale a copy
 689 of such proposed notice to the last known address of the person,
 690 firm, or corporation to whom the lands described in said notice
 691 were last assessed, if known. However, the failure of the
 692 person, firm, or corporation to whom said land was last assessed
 693 to receive such notice shall not invalidate the sale or affect
 694 the rights of the purchaser thereunder, nor shall the failure of
 695 the Board to give such notice by mail invalidate the sale or
 696 affect the rights of the purchaser thereunder, it being the
 697 intention that this provision for mailing of said notice shall
 698 be directory only.

700 Provided, however, the District or its Board of Supervisors may,
 701 before any tax sale certificates held by said District or its
 702 Board of Supervisors become two (2) years old, foreclose the
 703 lien established by such certificate by an action in Chancery.
 704 The pleadings, process, proceedings, practice, and sales in
 705 cases brought for the foreclosure of such lien shall be the same
 706 as in actions for the enforcement of mortgages upon real estate.
 707 One or more parcels of land may be included in one suit.

708 Section 10. Uniform Acreage Tax for Payment of Expenses. -
 709 There is hereby levied by the Legislature of the State of
 710 Florida upon each and every acre of land within said Acme
 711 Improvement District, as defined in this Act, a uniform tax of
 712 twenty-five cents (\$0.25) per acre to be used by said District,
 713 through its said Board of Supervisors, for the purpose of paying
 714 expenses incurred or to be incurred in making surveys of the
 715 lands in said District, assessing benefits and damages and other
 716 expenses necessarily incurred, as may be estimated or determined
 717 by said Board of Supervisors, before said Board of Supervisors



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718 shall be in funds under the subsequent provisions of this Act.
 719 Such tax shall become due and payable on the first day of
 720 November, A.D. 1953, and shall become delinquent ninety (90)
 721 days thereafter. Said tax shall be a lien upon the lands in
 722 said District from the date of the enactment of this Act and
 723 shall be collected in the same manner as the annual installment
 724 of taxes. If it shall appear to the Board of Supervisors to be
 725 necessary to obtain funds to pay any expenses incurred or to be
 726 incurred in organizing said District, making said surveys,
 727 preparing the Plan of Reclamation, or other expenses of the
 728 conduct and operation of said District before a sufficient sum
 729 can be obtained by the collection of the acreage tax levied by
 730 this section of this Act, said Board of Supervisors may borrow a
 731 sufficient sum of money for any of said purposes at a rate of
 732 interest not exceeding six percent (6%) per annum, and may issue
 733 negotiable notes or bonds therefor signed by the members of said
 734 Board of Supervisors, and may pledge any and all assessments of
 735 said acreage tax levied under the provisions of this section for
 736 the payment thereof. Said Board of Supervisors may issue to any
 737 person or persons performing work or services or furnishing
 738 anything of value in the organization of said District or making
 739 surveys of the same and assessing benefits or damages or
 740 preparing said Plan of Reclamation and other expenses
 741 necessarily incurred before the receipt of funds arising from
 742 assessments or benefits, negotiable evidence of debt bearing
 743 interest at the rate not exceeding six percent (6%) per annum.
 744 Section 11. Sale of Bonds. - Bonds may be sold in block
 745 installments at different times, or an entire issue or series
 746 may be sold at one time. Bonds may be sold at public or private
 747 sale after such advertisement, if any, as the Board of



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748 Supervisors may deem advisable, but not in any event at less
 749 than ninety percent (90%) of the par value thereof, together
 750 with accrued interest thereon. Bonds may be sold or exchanged
 751 for refunding bonds. Bonds payable from drainage taxes and
 752 revenue bonds may be delivered as payment from the District of
 753 the purchase price of any project or part thereof, or a
 754 combination of projects or parts thereof, or as the purchase
 755 price or exchange for any property, real or personal, or mixed,
 756 including franchises or services rendered by any contractor,
 757 engineer, or other person, all at one time or in blocks from
 758 time to time, in such manner and upon such terms as the Board of
 759 Supervisors in its discretion shall determine. The price or
 760 prices for any bonds sold, exchanged, or delivered may be:

- 761 (1) The money paid for the bonds;
- 762 (2) The principal amount, plus accrued interest to the
 763 date of redemption or exchange, or outstanding obligations
 764 exchanged for refunding bonds; or
- 765 (3) The amount of any indebtedness to contractors or other
 766 persons paid with such bonds, or the fair value of any
 767 properties exchanged for the bonds, as determined by the Board
 768 of Supervisors.

769 Authorization and Form of Bonds. - Bonds may be authorized
 770 by resolution or resolutions of the Board of Supervisors which
 771 shall be adopted by a majority of all the members thereof then
 772 in office. Such resolution or resolutions may be adopted at the
 773 same meeting at which they are introduced and need not be
 774 published or posted. The Board of Supervisors may, by
 775 resolution, authorize the issuance of bonds and fix the
 776 aggregate amount of bonds to be issued, the purpose or purposes
 777 for which the moneys derived therefrom shall be expended, the



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778 rate or rates of interest in compliance with Florida Statutes,
 779 the denomination of the bonds, whether or not the bonds are to
 780 be issued in one or more series, the date or dates of maturity,
 781 which shall not exceed forty (40) years from their respective
 782 dates of issuance, the medium of payment, the place or places
 783 within or without the state where payment shall be made,
 784 registration privileges, redemption terms and privileges,
 785 whether with or without premium, the manner of execution, the
 786 form of the bonds, including any interest coupons to be attached
 787 thereto, the manner of execution of bonds and coupons, and any
 788 and all other terms, covenants, and conditions thereof, and the
 789 establishment of revenue or other funds. Such authorizing
 790 resolution may further provide that such bonds may be executed
 791 manually or by engraved, lithographed, or facsimile signature.
 792 The seal of the District may be affixed, lithographed, engraved,
 793 or otherwise reproduced in facsimile on such bonds. In case any
 794 officer whose signature shall appear on any bonds or coupons
 795 shall cease to be such officer before the delivery of such
 796 bonds, such signature or facsimile shall nevertheless be valid
 797 and sufficient for all purposes, the same as if he or she had
 798 remained in office until such delivery.

799 Interim Certificates; Replacement Certificates. - Pending
 800 the preparation of definitive bonds, the Board of Supervisors
 801 may issue interim certificates or receipts or temporary bonds,
 802 in such form and with such provisions as the Board of
 803 Supervisors may determine, exchangeable for definitive bonds
 804 when such bonds shall have been executed and are available for
 805 delivery. The Board of Supervisors may also provide for the
 806 replacement of any bonds which shall become mutilated or be lost
 807 or destroyed.



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808 Negotiability of Bonds. - Any bonds issued hereunder or
809 temporary bond shall, in the absence of an express recital on
810 the face thereof that it is non-negotiable, be fully negotiable
811 and shall be and constitute negotiable instruments within the
812 meaning and for all purposes of the law merchant and the laws of
813 the state.

814 Defeasance. - The Board of Supervisors may make such
815 provision with respect to the defeasance of the right, title,
816 and interest of the holders of any of the bonds and obligations
817 of the District in any revenues, funds, or other properties by
818 which such bonds are secured as the Board of Supervisors deems
819 appropriate and, without limitation, on the foregoing, may
820 provide that when such bonds or obligations become due and
821 payable or shall have been called for redemption, and the whole
822 amount of the principal and interest and premium, if any, due
823 and payable upon the bonds or obligations then outstanding shall
824 be held in trust for such purpose, and provision shall also be
825 made for paying all other sums payable in connection with such
826 bonds or other obligations, then and in such event the right,
827 title, and interest of the holders of the bonds in any revenues,
828 funds, or other properties by which such bonds are secured shall
829 thereupon cease, terminate, and become void, and the Board of
830 Supervisors may apply any surplus in any sinking fund
831 established in connection with such bonds or obligations and all
832 balances remaining in all other funds or accounts other than
833 money held for the redemption or payment of the bonds or other
834 obligations to any lawful purpose of the District as the Board
835 of Supervisors shall determine.

836 Issuance of Additional Bonds. - If the proceeds of any
837 bonds shall be less than the cost of completing the project in



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838 connection with which such bonds are issued, the Board of
 839 Supervisors may authorize the issuance of additional bonds, upon
 840 such terms and conditions as the Board of Supervisors may
 841 provide in the resolution authorizing the issuance thereof, but
 842 only in compliance with the resolution or other proceedings
 843 authorizing the issuance of the original bonds.

844 Refunding Bonds. - The District shall have the power to
 845 issue bonds to provide for the retirement or refunding of any
 846 bonds or obligations of the District that at the time of such
 847 issuance are or subsequently thereto become due and payable.
 848 Refunding bonds may be issued at any time when in the judgment
 849 of the Board of Supervisors such issuance will be advantageous
 850 to the District. The Board of Supervisors may, by resolution,
 851 confer upon the holders of such refunding bonds all rights,
 852 powers, and remedies to which the holders would be entitled if
 853 they continued to be the owners and had possession of the bonds
 854 for the refinancing of which said refunding bonds are issued,
 855 including, but not limited to, the preservation of the lien of
 856 such bonds on the revenues of any project or on pledged funds,
 857 without extinguishment, impairment, or diminution thereof. The
 858 provisions of this Act pertaining to bonds of the District
 859 shall, unless the context otherwise requires, govern the
 860 issuance of refunding bonds, the form and other details thereof,
 861 the rights of the holders thereof, and the duties of the Board
 862 of Supervisors with respect to the same.

863 Revenue Bonds. - The District shall have the power to issue
 864 revenue bonds from time to time without limitation as to amount.
 865 Such revenue bonds may be secured by, or payable from, the gross
 866 or net pledge of the revenues to be derived from any project or
 867 combination of projects, from the rates, fees, or other charges



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868 to be collected from the users of any project or projects, from
 869 any revenue producing undertaking or activity of the District,
 870 or from any other source of pledged security.

871 Drainage Tax Bonds. -

872 (1) The District shall have the power to issue bonds
 873 payable from drainage taxes from time to time, provided that the
 874 principal amount of each such issue shall not exceed ninety
 875 percent (90%) of the benefits assessed upon the lands of the
 876 District.

877 (2) Such bonds may be secured by or be payable from
 878 drainage taxes which may be deposited in a special fund to which
 879 the District may assign taxes for the benefit of the holders of
 880 such assessment bonds or other obligations, or to a trustee for
 881 such bondholders, including the tax liens provided for in this
 882 Act, unless such tax liens have been theretofore pledged for any
 883 bonds or other obligations authorized hereunder. In the event
 884 of the creation of such special fund and the issuance of such
 885 drainage tax bonds, the proceeds of such tax liens deposited
 886 therein shall be used only for the payment of the drainage tax
 887 bonds issued as provided in this section. The District is
 888 hereby authorized to covenant with the holders of such drainage
 889 tax bonds that it will diligently and faithfully enforce and
 890 collect all the drainage taxes and interest and penalties
 891 thereon for which tax liens have been deposited in or assigned
 892 to such fund, and to foreclose such tax liens so assigned to
 893 such special fund, after such tax liens have become delinquent,
 894 and deposit the proceeds derived from such foreclosure,
 895 including interest and penalties, in such special fund, and to
 896 make any other covenants deemed necessary or advisable in order
 897 to properly secure the holders of such drainage tax bonds.



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898 Bonds as Legal Investment or Security. -

899 (1) Notwithstanding any provisions of any other law to the
 900 contrary, all bonds issued under the provisions of this Act
 901 shall constitute a legal investment for savings banks, banks,
 902 trust companies, insurance companies, personal representatives,
 903 administrators, trustees, guardians, and other fiduciaries, and
 904 for any board, body, agency, instrumentality, county,
 905 municipality, or other political subdivision of the state, and
 906 shall be and constitute security which may be deposited by banks
 907 or trust companies as security for deposits of state, county,
 908 municipal, or other public funds or by insurance companies as
 909 required or voluntary statutory deposits.

910 (2) Any bonds issued by the District shall be
 911 incontestable in the hands of bona fide purchasers or holders
 912 for value and shall not be invalid because of any irregularity
 913 or defect in the proceedings for the issue and sale thereof.

914 Covenants. - Any resolution authorizing the issuance of
 915 bonds may contain such covenants as the Board of Supervisors may
 916 deem advisable, and all such covenants shall constitute valid
 917 and legally binding and enforceable contracts between the
 918 District and the bondholders, regardless of the time of issuance
 919 thereof. Such covenants may include, without limitation,
 920 covenants concerning the disposition of the bond proceeds, the
 921 use and disposition of project revenues, the pledging of
 922 revenues, taxes, and assessments, the obligations of the
 923 District with respect to the operation of the project and the
 924 maintenance of adequate project revenues, the issuance of
 925 additional bonds, the appointment, powers, and duties of
 926 trustees and receivers, the acquisition of outstanding bonds and
 927 obligations, restrictions on the establishing of competing



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928 projects or facilities, restrictions on the sale or disposal of
 929 the assets and property of the District, the priority of
 930 assessment liens, the priority of claims by bondholders on the
 931 taxing power of the District, the maintenance of deposits to
 932 assure the payment of revenues by users of District facilities
 933 and services, the discontinuance of District services by reason
 934 of delinquent payments, acceleration upon default, the execution
 935 of necessary instruments, the procedure for amending or
 936 abrogating covenants with the bondholders, and such other
 937 covenants as may be deemed necessary or desirable for the
 938 security of the bondholders.

939 Section 12. Full Authority for Issue and Sale of Bonds
 940 Authorized. - This Act shall, without reference to any other Act
 941 of the Legislature of Florida, be full authority for the
 942 issuance and sale of the bonds in this Act authorized, which
 943 bonds shall have all the qualities of negotiable paper under the
 944 law merchant and shall not be invalid for any irregularity or
 945 defect in the proceedings for the issuance and sale thereof, and
 946 shall be incontestable in the hands of bona fide purchasers or
 947 holders thereof. No proceedings in respect to the issuance of
 948 any such bonds shall be necessary, except such as are required
 949 by this Act. The provisions of this Act shall constitute an
 950 irrepealable contract between the said Board of Supervisors and
 951 the said Acme Improvement District and the holders of any bonds
 952 and the coupons thereof issued pursuant to the provisions
 953 hereof. Any holder of any of said bonds or coupons may either
 954 in law or in equity by suit, action, or mandamus enforce and
 955 compel the performance of the duties required by this Act of any
 956 of the officers or persons mentioned in this Act in relation to
 957 the said bonds, or to the correct enforcement and application of



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958 the taxes for the payment thereof.

959 After the several bonds and coupons are paid and retired as
 960 herein provided, they shall be returned to the Treasurer, and
 961 they shall be canceled and an appropriate record thereof made in
 962 a book to be kept for that purpose, which record of paid and
 963 canceled bonds shall be kept at the office of the Treasurer and
 964 shall be open for inspection of any bondholder at any time.

965 Section 13. Approval of Board of Drainage Commissioners
 966 Not Required to Issue Bonds. - The Board of Supervisors may
 967 issue bonds under the provisions of this Act, without the
 968 approval of the Board of Drainage Commissioners of the State of
 969 Florida.

970 Section 14. Floating Indebtedness. - Prior to the issuance
 971 of bonds under the provisions of this Act, the Board of
 972 Supervisors may from time to time issue warrants or negotiable
 973 notes or other evidences of debt of said District, all of which
 974 shall be termed "Floating Indebtedness" in order to distinguish
 975 the same from the bonded debt provided for. The said notes or
 976 other evidences of indebtedness shall be payable at such times
 977 and shall bear interest at a rate not exceeding that provided
 978 for in section 215.84, Florida Statutes, for bonds and may be
 979 sold or discounted at such price or on such terms as the said
 980 Board may deem advisable. The Board shall have the right in
 981 order to provide for the payment thereof, to pledge the whole or
 982 any part of the taxes provided for in this Act, whether the same
 983 shall be theretofore or thereafter levied, and said Board shall
 984 have the right to provide that the said floating debt shall be
 985 payable from the proceeds arising from the sale of bonds, or
 986 from the proceeds of any such tax, or both.

987 Section 15. Use of Bonds and Interest Coupons in Payment



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988 of Taxes Not Authorized. - The provisions of sections Florida
 989 Statutes relating to the use of bonds and obligations in payment
 990 of drainage taxes shall not be applicable to said District and
 991 its bonds, obligations, and taxes.

992 Section 16. Payment of Taxes in Advance Not Authorized. -
 993 The provisions of Florida Statutes relating to the payment of
 994 taxes in advance shall not be applicable to said District.

995 Section 17. Eminent Domain. - The said Board of
 996 Supervisors is hereby authorized and empowered to exercise the
 997 right of eminent domain and may condemn for the use of said
 998 District any and all lands, easements, rights of way, riparian
 999 rights, and property rights of every description, in or out of
 1000 said District, required for the public purposes and powers of
 1001 said Board as herein granted, and may enter upon, take, and use
 1002 such lands as it may deem necessary for such purposes.

1003 Section 18. Water a Common Enemy. - It is hereby declared
 1004 that in said District, surface waters, which shall include
 1005 rainfall and the overflow of rivers and streams, are a common
 1006 enemy, and the said District and any individual or agency
 1007 holding a permit to do so from said District shall have the
 1008 right to dike, dam, and construct levees to protect the said
 1009 District or any part thereof, or the property of said individual
 1010 or agency against the same, and thereby divert the course and
 1011 flow of such surface waters and/or pump the water from within
 1012 such dikes and levees.

1013 Section 19. Unit Development; Powers of Supervisors to
 1014 Designate Units of District and Adopt System of Progressive
 1015 Drainage by Units; Plans of Reclamation and Financing
 1016 Assessments, etc., for Each Unit. - The Board of Supervisors of
 1017 Acme Improvement District shall have the power and is hereby



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1018 authorized in its discretion to drain and reclaim or more
 1019 completely and intensively to drain and reclaim the lands in
 1020 said District by designated areas or parts of said District to
 1021 be called "Units." The units into which said District may be so
 1022 divided shall be given appropriate numbers or names by said
 1023 Board of Supervisors so that said units may be readily
 1024 identified and distinguished. The Board of Supervisors shall
 1025 have the power to fix and determine the location, area, and
 1026 boundaries of lands to be included in each and all such units,
 1027 the order of development thereof, and the method of carrying on
 1028 the work in each unit. The unit system of drainage provided by
 1029 this section may be conducted and all of the proceedings by this
 1030 section and this Act authorized in respect to such unit or units
 1031 may be carried on and conducted at the same time as or after the
 1032 work of draining and reclaiming of the entire District has been
 1033 or is being or shall be instituted or carried on under the
 1034 provisions of this Act. If the Board of Supervisors shall
 1035 determine that it is advisable to conduct the work of draining
 1036 and reclaiming the lands in said District by units, as
 1037 authorized by this section of this Act, said Board shall, by
 1038 resolution duly adopted and entered upon its minutes, declare
 1039 its purpose to conduct such work accordingly, and shall at the
 1040 same time and manner fix the number, location, and boundaries of
 1041 and description of lands within such unit or units and give them
 1042 appropriate numbers or names. As soon as practicable after the
 1043 adoption and recording of such resolution, said Board of
 1044 Supervisors shall publish notice once a week for two (2)
 1045 consecutive weeks in a newspaper published in Palm Beach County,
 1046 Florida, briefly describing the units into which said District
 1047 has been divided and the lands embraced in each unit, giving the



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1048 name, number, or other designation of such units, requiring all
 1049 owners of lands in said District to show cause in writing before
 1050 said Board of Supervisors at a time and place stated in such
 1051 notice why such division of said District into such units should
 1052 not be approved, and said system of development by units should
 1053 not be adopted and given effect by said Board, and why the
 1054 proceedings and powers authorized by this section of this Act
 1055 should not be had, taken, and exercised. At the time and place
 1056 stated in said notice, said Board of Supervisors shall hear all
 1057 objections or causes of objection (all of which shall be in
 1058 writing) of any landowner in said District to the matters
 1059 mentioned and referred to in such notice, and if no objections
 1060 are made, or if said objections, if made, shall be overruled by
 1061 said Board, then said Board shall enter in its minutes its
 1062 finding and order confirming said resolution and may thereafter
 1063 proceed with the development, drainage, and reclamation of said
 1064 District by units pursuant to such resolution and to the
 1065 provisions of this Act. If, however, said Board of Supervisors
 1066 shall find as a result of such objections, or any of them, or
 1067 the hearing thereon, that the division of said District into
 1068 such units as aforesaid should not be approved, or that said
 1069 system of development by units should not be adopted and given
 1070 effect, or that the proceedings and powers authorized by this
 1071 section of this Act should not be had, taken, or exercised, or
 1072 that any other matter or thing embraced in said resolution would
 1073 not be in the best interest of the landowners of said District
 1074 or would be unjust or unfair to any landowner therein or
 1075 otherwise inconsistent with fair and equal protection and
 1076 enforcement of the rights of every landowner in said District,
 1077 then said Board of Supervisors shall not proceed further under



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1078 such resolution, but said Board of Supervisors may, as a result
 1079 of such hearing, modify or amend said resolution so as to meet
 1080 such objections so made, and thereupon said Board may confirm
 1081 said resolution as so modified or amended and may thereafter
 1082 proceed accordingly. The sustaining of such objections and the
 1083 rescinding of such resolutions shall not exhaust the power of
 1084 said Board under this section; however, at any time not less
 1085 than one (1) year after the date of the hearing upon any such
 1086 resolution, the Board of Supervisors may adopt other resolutions
 1087 under this section and thereupon proceed on due notice in like
 1088 manner as above. If said Board of Supervisors shall overrule or
 1089 refuse to sustain any such objections in whole or in part made
 1090 by any landowner in the District, or if any such landowner shall
 1091 deem himself or herself aggrieved by any action of the Board of
 1092 Supervisors in respect to any objections so filed, such
 1093 landowner may, within ten (10) days after the ruling of said
 1094 Board, file his or her bill of complaint in the Circuit Court
 1095 for Palm Beach County, Florida, in Chancery, against said
 1096 District, praying an injunction or other appropriate relief
 1097 against the action or any part of such action proposed by such
 1098 resolution or resolutions of said Board, and such suits shall be
 1099 conducted like other Chancery suits, except that said suits
 1100 shall have preference over all other pending actions except
 1101 criminal actions and writs of habeas corpus. Upon the hearing
 1102 of said cause, said Circuit Court shall have the power to hear
 1103 the objections and receive the evidence thereon of all parties
 1104 to such cause and approve or disapprove said resolutions and
 1105 action of said Board, in whole or in part, and to render such
 1106 decree in such cause as right and justice require. When said
 1107 resolutions creating said unit system shall be confirmed by the



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1108 Board of Supervisors (or by the Circuit Court for Palm Beach
 1109 County, Florida, if such proposed action shall be challenged by
 1110 a landowner by the judicial proceedings hereinabove authorized),
 1111 said Board of Supervisors may adopt a plan or plans of
 1112 reclamation for and in respect to any or all such units, and to
 1113 have the benefits and damages resulting therefrom assessed and
 1114 apportioned by Commissioners appointed by the Circuit Court, and
 1115 the report of the said Commissioners considered and confirmed,
 1116 all in like manner as is provided by law in regard to Plans of
 1117 Reclamation for and assessments for benefits and damages of the
 1118 entire District. With respect to the Plan of Reclamation,
 1119 notices, appointment of Commissioners to assess benefits and
 1120 damages, report of Commissioners and notice and confirmation
 1121 thereof, the levy of assessments and taxes, including
 1122 maintenance taxes, and the issuance of bonds and all other
 1123 proceedings as to each and all of such units, said Board shall
 1124 follow and comply with the same procedure as is provided by law
 1125 with respect to the entire District, and said Board of
 1126 Supervisors shall have the same powers in respect to each and
 1127 all of such units as is vested in them with respect to the
 1128 entire District. All the provisions of this Act shall apply to
 1129 the drainage, reclamation, and improvement of each, any, and all
 1130 of such units, and the enumeration of or reference to specific
 1131 powers or duties of the Supervisors or any other officers or
 1132 other matters in this Act as hereinabove set forth shall not
 1133 limit or restrict the application of any and all of the
 1134 proceedings and powers herein to the drainage and reclamation of
 1135 such units as fully and completely as if such unit or units were
 1136 specifically and expressly named in every section and clause of
 1137 this Act where the entire District is mentioned or referred to.



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1138 All assessments, levies, taxes, bonds, and other obligations
1139 made, levied, assessed, or issued for or in respect to any such
1140 unit or units shall be a lien and charge solely and only upon
1141 the lands in such unit or units, respectively, for the benefit
1142 of which the same shall be levied, made, or issued, and not upon
1143 the remaining units or lands in said District. The Board of
1144 Supervisors may at any time amend its said resolutions by
1145 changing the location and description of lands in any such unit
1146 or units, provided, further, that if the location of or
1147 description of lands located in any such unit or units is so
1148 changed, notice of such change shall be published as hereinabove
1149 required in this section for notice of the formation or
1150 organization of such unit or units, and all proceedings shall be
1151 had and done in that regard as are provided in this section for
1152 the original creation of such units or units, provided, however,
1153 that no lands against which benefits shall have been assessed
1154 may be detached from any such unit after the confirmation of the
1155 Commissioners' Report of benefits in such unit or units or the
1156 issuance of bonds or other obligations which are payable from
1157 taxes or assessments for benefits levied upon the lands within
1158 such unit or units. However, if, after the confirmation of the
1159 Commissioners' Report of benefits in such unit or units, or the
1160 issuance of bonds or other obligations which are payable from
1161 taxes or assessments for benefits levied upon lands within such
1162 unit or units, the Board of Supervisors finds the Plan of
1163 Reclamation for any such unit or units insufficient or
1164 inadequate for efficient development, the Plan of Reclamation
1165 may be amended or changed as provided in chapter 298, Florida
1166 Statutes, and the unit or units may be amended or changed as
1167 provided in this section, by changing the location and



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1168 description of lands in any such unit or units, by detaching
 1169 lands therefrom, or by adding lands thereto, upon the approval
 1170 of at least fifty-one percent (51%) of the landowners according
 1171 to acreage, in any such unit and of all of the holders of bonds
 1172 issued in respect to any such unit, and in such event all
 1173 assessments, levies, taxes, bonds, and other obligations made,
 1174 levied, assessed, incurred, or issued for or in respect to any
 1175 such unit or units may be allocated and apportioned to the
 1176 amended unit or units in proportion to the benefits assessed by
 1177 the Commissioners' Report for the amended Plan of Reclamation
 1178 and said report shall specifically provide for such allocation
 1179 and apportionment. The landowners and all of the bondholders
 1180 shall file their approval of or objections to such amended Plan
 1181 of Reclamation, and shall file their approval of or objections
 1182 to the amendment of such unit as provided in this section. No
 1183 lands shall be detached from any unit after the issuance of
 1184 bonds or other obligations for such unit except upon the consent
 1185 of all the holders of such bonds or other obligations. In the
 1186 event of the change of the boundaries of any unit as provided
 1187 herein and the allocation and apportionment to the amended unit
 1188 or units of assessments, levies, taxes, bonds, and other
 1189 obligations in proportion to the benefits assessed by the
 1190 Commissioner's Report for the amended Plan of Reclamation, the
 1191 holder of bonds or other obligations heretofore issued for the
 1192 original unit who consent to such allocations and apportionment
 1193 shall be entitled to all rights and remedies against any lands
 1194 added to the amended unit or units as fully and to the same
 1195 extent as if such added lands had formed and constituted a part
 1196 of the original unit or units at the time of the original
 1197 issuance of such bonds or other obligations, and regardless of



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1198 whether the holders of such bonds or other obligations are the
 1199 original holders thereof or the holders from time to time
 1200 hereafter, and the rights and remedies of such holders against
 1201 the lands in the amended unit or units, including any lands
 1202 added thereto, under such allocation and apportionment, shall
 1203 constitute vested and irrevocable rights and remedies to the
 1204 holders from time to time of such bonds or other obligations as
 1205 fully and to the same extent as if such bonds or other
 1206 obligations had been originally issued to finance the
 1207 improvements in such amended unit or units under such amended
 1208 Plan of Reclamation.

1209 Section 4. The Acme Improvement District may amend its
 1210 master water management plan in the manner provided by chapter
 1211 298, Florida Statutes, as it may from time to time be amended,
 1212 and consistent with other applicable provisions of law.

1213 Section 5. If any provision of this act or the application
 1214 thereof to any person or circumstance is held invalid, the
 1215 invalidity shall not affect other provisions or applications of
 1216 the act which can be given effect without the invalid provision
 1217 or application, and to this end the provisions of this act are
 1218 declared severable.

1219 Section 6. In the event of a conflict between the
 1220 provisions of this act and the provisions of any other act, the
 1221 provisions of this act shall control to the extent of such
 1222 conflict.

1223 Section 7. This act shall be construed as a remedial act
 1224 and shall be liberally construed to promote the purpose for
 1225 which it is intended.

1226 Section 8. Chapters 28557 (1953), 30391 (1955), 57-568,
 1227 59-706, 63-864, 70-856, 75-470, 77-619, 79-537, 82-349, 83-490,



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1228 87-440, 91-971, 92-342, 94-473, 94-474, and 2000-419, Laws of
 1229 Florida, are repealed.

1230 Section 9. The Acme Improvement District, an independent
 1231 special District created by a Special Act of the Legislature,
 1232 became a dependent District of the Village of Wellington on
 1233 March 28, 1996. All Special Acts of the Acme Improvement
 1234 District became ordinances of the Village of Wellington on March
 1235 28, 1996. The assets, liabilities, and written contracts of the
 1236 Acme Improvement District, including all rights, obligations,
 1237 duties, and relationships now existing by law or agreement, are
 1238 unaffected and remain in full force and effect and shall be
 1239 those of the District as a dependent District of the Village of
 1240 Wellington. All rights, claims, action, orders, and contracts
 1241 of the special District and all legal or administrative
 1242 proceedings involving the District shall continue in full force
 1243 and effect under the jurisdiction of the District as a dependent
 1244 District of the Village of Wellington.

1245 Section 10. To the extent not inconsistent with the
 1246 Village of Wellington Charter, all resolutions and policies of
 1247 the Acme Improvement District shall remain in effect until
 1248 amended, revised, or repealed by the Village Council.

1249 Section 11. Additional provisions which are necessary to
 1250 effect the transition and to provide for the operation of the
 1251 Acme Improvement District as a dependent District of the Village
 1252 of Wellington shall be adopted by ordinance.

1253 Section 12. This act shall take effect upon becoming a law.