

HB 1151

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A bill to be entitled
 An act relating to the City of Melbourne, Brevard County;
 extending and enlarging the corporate limits of the City
 of Melbourne to include specified unincorporated lands
 within said corporate limits; providing for the transfer
 of certain roads; providing for the application of
 municipal powers over the land annexed; providing that the
 annexation shall not abrogate certain contracts; providing
 an effective date.

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

Section 1. The present corporate limits of the City of
 Melbourne, Brevard County, are hereby extended and enlarged so
 as to include, in addition to the territory presently within its
 corporate limits, the area particularly described as follows:
 (Combined Legal for Annexation - Includes South Intake Structure
 - County Park Excepted)

Commence at the center of Section 9, Township 27
 South, Range 36 East, Brevard County, Florida; thence
 run East along the South line of the North 1/2 of said
 Section 9 for a distance of 1,320 feet, more or less,
 to a point, said point being the Northeast corner of
 the Northwest quarter of the Southeast quarter of said
 Section 9 and also being the Point of Beginning;
 thence run South along the East line of the Northwest
 quarter of the Southeast quarter of Section 9 for a
 distance of 1,350 feet more or less to a point, said

30 point lying on the North right-of-way line of Lake
 31 Washington Road (66' Right-of-Way); thence run
 32 Northwesterly along the North right-of-way of Lake
 33 Washington Road for a distance of 950 feet more or
 34 less to a point, said point lying on the North Right-
 35 of-Way of Lake Washington Road perpendicular across
 36 from the intersection of the South right-of-way of
 37 Lake Washington Road and the West line of lands
 38 described in Official Records Book 1430, Page 1001,
 39 Public Records of Brevard County, Florida; thence run
 40 Southwest perpendicular to the North right-of-way line
 41 of Lake Washington Road for a distance of 66 feet to a
 42 point on the South right-of-way of Lake Washington
 43 Road, said point being the intersection of the South
 44 right-of-way of Lake Washington Road and the East line
 45 of lands described in Official Records Book 1430, Pg.
 46 1001; thence run South along said East property line
 47 for a distance of 1,617 feet more or less, to a point,
 48 said point lying along the South line of Section 9,
 49 Township 27 South, Range 36 East; thence run West
 50 along the South line of Section 9 for a distance of
 51 2,200 feet more or less to a point, said point being
 52 along the recognized Meander line; thence continue
 53 along the South line of said Section 9 for a distance
 54 of 200 feet more or less to the Eastern shore of Lake
 55 Washington; thence continue East along the South line
 56 of Sections 9 and 8 for a distance of 1,960 feet, more
 57 or less, to a point, said point being the Southwest
 58 corner of the Southeast quarter of the Southeast

59 quarter of Section 8, Township 27 South, Range 36
 60 East; thence run North along the West line of the East
 61 1/4 of Section 8 for a distance of 2,640 feet, more or
 62 less, to a point, said point being the Northwest
 63 corner of the Northeast quarter of the Southeast
 64 quarter of Section 8, Township 27 South, Range 36
 65 East; thence continue North 300 feet more or less
 66 along the West line of the Southeast quarter of the
 67 Northeast quarter of said Section 8 to a point; thence
 68 run East parallel to the South line of the North 1/2
 69 of Sections 8 and 9 for a distance of 3,100 feet more
 70 or less to a point, said point lying on the recognized
 71 Meander line; thence continue East and parallel to the
 72 South line of the North 1/2 of Section 9 for a
 73 distance of 3,465 feet more or less to a point, said
 74 point lying along the East line of Section 9, Township
 75 27 South, Range 36 East; thence continue East 300 feet
 76 North and parallel to the South line of the North 1/2
 77 of Section 10, Township 27 South, Range 36 East for a
 78 distance of 660 feet more or less to a point, said
 79 point being the Northeast corner of lands described in
 80 Official Records Book 760, Page 380, Public Records of
 81 Brevard County, Florida; thence run South parallel to
 82 the West line of said Section 10 for a distance of 660
 83 feet more or less to a point, said point being the
 84 Southeast corner of lands described in Official
 85 Records Book 760, Page 380, Public Records of Brevard
 86 County, Florida; thence run West parallel to the South
 87 line of the North 1/2 of Section 10 a distance of 710

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88 feet more or less to a point, said point lying on the
 89 West Right-of-Way line of McGraw Road (100' Right-of-
 90 Way); thence run North 50 feet West of and parallel to
 91 the East line of Section 9, Township 27 South, Range
 92 36 East for a distance of 330 feet more or less to a
 93 point, said point lying on the South line of the North
 94 1/2 of Section 9, Township 27 South, Range 36 East;
 95 thence run West along the South line of the North 1/2
 96 of Section 9 for a distance of 1,270 feet more or less
 97 to a point, said point being the Northeast corner of
 98 the Northwest quarter of the Southeast quarter of
 99 Section 9, Township 27 South, Range 36 East; said
 100 point also being the Point of Beginning. Containing
 101 343 acres, more or less.

102
 103 LESS AND EXCEPT the following park property owned by
 104 Brevard County, Florida: Commence and Begin at the
 105 center of Section 9, Township 27 South, Range 37 East,
 106 Brevard County, Florida; thence run South along the
 107 East line of the Southwest quarter of Section 9 for a
 108 distance of 815 feet, more or less, to a point, said
 109 point lying along the North Right-of-Way of Lake
 110 Washington Road (66' Right-of-Way); thence continue
 111 South along said East line for a distance of 66 feet
 112 to the South Right-of-Way of Lake Washington Road;
 113 thence run West along the south Right-of-Way of Lake
 114 Washington Road for a distance of 1,327 feet, more or
 115 less, to a point, said point being 67 feet West of the
 116 East line of Lot 13, Block "A," Lake View Estates

117 Subdivision as recorded in Plat Book 11, Page 94,
 118 Public Records of Brevard County, Florida; thence run
 119 South parallel to the East line of said Lot 13 for a
 120 distance of 148.74 feet, more or less, to a point,
 121 said point lying along the North property line of Lot
 122 13, Block "B," Lake View Estates as recorded in Plat
 123 Book 11, Page 94, Public Records of Brevard County,
 124 Florida; thence run West along the North line of Lots
 125 13 and 14, Block "B" for a distance of 137 feet, more
 126 or less, to a point, said point being the Northeast
 127 corner of Lot 15, Block "B;" thence run North and East
 128 along the eastern shore of Lake Washington for a
 129 distance of 1,200 feet, more or less, to a point, said
 130 point lying along the North line of the South 1/2 of
 131 Section 9, Township 27 South, Range 36 East; thence
 132 run East along said North line of the South 1/2 for a
 133 distance of 1,350 feet, more or less, the a point,
 134 said point being the center of Section 9, Township 27
 135 South, Range 36 East, and the Point of Beginning.
 136 Said parcel contains 29 acres, more or less.

137
 138 Total acreage to be annexed – 314 acres.

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 140 Section 2. All public roads and the public rights-of-way
 141 associated therewith, lying within the limits of the lands
 142 subject to annexation herein, as described in section 1, are
 143 transferred from Brevard County jurisdiction to the jurisdiction
 144 of the annexing municipality, except for county collector roads
 145 and all roads within the state highway system and any public

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146 rights-of-way associated therewith. All rights, title,
147 interests, and responsibilities for any transferred roads,
148 including, but not limited to, the ownership, operation,
149 maintenance, planning, design, and construction of said roads
150 and the rights-of-way associated therewith, shall transfer from
151 Brevard County jurisdiction and ownership to the jurisdiction
152 and ownership of the annexing municipality upon the effective
153 date of the annexation.

154 Section 3. On the effective date of this act, the City of
155 Melbourne shall be responsible for and embodied with all
156 municipal powers granted in chapter 166, Florida Statutes, over
157 territory hereby annexed.

158 Section 4. Nothing in this act shall be construed to
159 affect or abrogate the rights of parties to any contracts,
160 whether the same be between Brevard County and a third party or
161 between nongovernmental entities, which contracts are in effect
162 prior to the effective date of annexation.

163 Section 5. This act shall take effect July 1, 2004.