

HB 1387

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1 A bill to be entitled
 2 An act relating to the City of North Lauderdale, Broward
 3 County; extending and enlarging the corporate limits of
 4 the City of North Lauderdale to include specified
 5 unincorporated lands within said corporate limits;
 6 providing for referendum; providing an effective date.

7
 8 Be It Enacted by the Legislature of the State of Florida:

9
 10 Section 1. The area known as the Commercial Boulevard
 11 annexation area is described as follows:

12 PORTIONS OF SECTION 18, TOWNSHIP 49 SOUTH, RANGE 42 EAST
 13 BROWARD COUNTY FLORIDA; TOGETHER WITH ALL OF THE
 14 FOLLOWING PLATS RECORDED IN THE PUBLIC RECORDS OF BROWARD
 15 COUNTY, FLORIDA. DARGEL-MINNET PLAT, PLAT BOOK 104, PAGE
 16 16, "GUARDIAN PLAT", PLAT BOOK 111, PAGE 50, "TAMARAC MINI
 17 STORAGE PLAT No. 1" PLAT BOOK 112, PAGE 2, "THE POINT",
 18 PLAT BOOK 119, PAGE 28, "K.M.R. PLAT", PLAT BOOK 127,
 19 PAGE 4, SAID PORTIONS BEING MORE PARTICULARLY DESCRIBED
 20 AS FOLLOWS:

21 BEGINNING AT THE NORTH WEST PLAT CORNER OF TRACT "A",
 22 "TAMARAC MINI STORAGE PLAT NO. 1", PLAT BOOK 112,
 23 ACCORDING TO THE PLAT THEREOF; THENCE SOUTH 88°20'25"
 24 EAST ALONG THE NORTH LINE OF SAID TRACT "A" 1323.66 FEET
 25 TO AN INTERSECTION WITH THE EAST LINE OF THE SOUTHEAST
 26 QUARTER (SW 1/4) OF SAID SECTION 18; THENCE, ALONG SAID
 27 EAST LINE, SOUTH 00°11'46" EAST, 1121.18 FEET TO AN
 28 INTERSECTION WITH THE NORTHERLY RIGHT-OF-WAY LINE FOR
 29 COMMERCIAL BOULEVARD (N.W. 50th STREET); THENCE ALONG

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30 SAID RIGHT-OF-WAY LINE, NORTH 88°32'02" WEST, 859.70 FEET
 31 TO AN INTERSECTION WITH THE EASTERLY LINE OF "TAMARAC
 32 BUSINESS CENTER", ACCORDING TO THE PLAT THEREOF AS
 33 RECORDED IN PLAT BOOK 61, PAGE 27, OF THE PUBLIC RECORDS
 34 OF BROWARD COUNTY, FLORIDA; THENCE, NORTH 00°29'16 WEST
 35 ALONG THE EASTERLY LINE OF SAID "TAMARAC BUSINESS CENTER"
 36 446.72 FEET TO THE NORTHEAST CORNER OF SAID "TAMARAC
 37 BUSINESS CENTER PLAT"; THENCE, NORTH 88°29'17" WEST ALONG
 38 THE NORTHERLY LINE OF SAID "TAMARAC BUSINESS CENTER PLAT"
 39 462.40 FEET TO AN INTERSECTION WITH THE SOUTHERLY
 40 EXTENSION OF THE WEST LINE OF SAID "TAMARAC MINI STORAGE
 41 PLAT"; THENCE ALONG SAID SOUTHERLY EXTENSION AND WESTERLY
 42 LINE, NORTH 00°07'30" WEST, 678.60 TO THE POINT OF
 43 BEGINNING.

44 SAID LANDS SITUATE IN BROWARD COUNTY, FLORIDA.

45 Section 2. An election shall be scheduled by the Board of
 46 County Commissioners of Broward County in accordance with the
 47 provisions of law relating to elections currently in force in
 48 Broward County on November 2, 2004. Only registered voters
 49 residing in the Commercial Boulevard annexation area may vote in
 50 said election. A mail ballot may be used in said election. The
 51 item that shall appear on the ballot of the election of November
 52 2, 2004, shall be as follows:

53 Shall the Commercial Boulevard annexation area be annexed
 54 into the City of North Lauderdale effective September 15,
 55 2005, or September 15, 2006?

56
 57 Select one below:
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59 All of the Commercial Boulevard annexation area shall be
 60 annexed into the City of North Lauderdale effective
 61 September 15, 2005.

62
 63 All of the Commercial Boulevard annexation area shall be
 64 annexed into the City of North Lauderdale effective
 65 September 15, 2006.

66
 67 Section 3. All of the Commercial Boulevard annexation
 68 area, as defined herein, shall be deemed a part of the City of
 69 North Lauderdale effective on the date which receives a majority
 70 of the votes in the election described in section 2.

71 Section 4. As of the effective date of annexation,
 72 whichever date receives a majority of the votes in the election
 73 described in section 2, the City of North Lauderdale shall have
 74 all powers and responsibilities as provided in section 171.062,
 75 Florida Statutes, except as provided in this act.

76 Section 5. Upon annexation into the City of North
 77 Lauderdale, the following shall govern the areas described in
 78 the Commercial Boulevard annexation area as provided in this
 79 act: for any use, building, or structure that is legally in
 80 existence at the time the Commercial Boulevard annexation area
 81 becomes a part of the City of North Lauderdale, such use shall
 82 not be made a prohibited use by the City of North Lauderdale, on
 83 the property of said use, for as long as the use shall continue
 84 and is not voluntarily abandoned.

85 Section 6. Subsequent to the effective date of this act,
 86 no change in land use designation or zoning shall be effective
 87 within the limits of the lands subject to annexation herein,

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88 until the Commercial Boulevard annexation area has been annexed
 89 into the City of North Lauderdale, pursuant to this act.

90 Section 7. All public roads and the public rights-of-way
 91 associated therewith on the Broward County road system, lying
 92 within the limits of the lands subject to annexation herein, as
 93 described in section 1, are transferred from Broward County
 94 jurisdiction to the jurisdiction of the City of North
 95 Lauderdale, except for those portions of Commercial Boulevard
 96 lying within the annexation area. All rights, title, interests,
 97 and responsibilities for any transferred roads, including, but
 98 not limited to, the ownership, operation, maintenance, planning,
 99 design, and construction of said roads and to the right-of-way
 100 associated therewith shall transfer from the jurisdiction and
 101 ownership of Broward County to the jurisdiction and ownership of
 102 the City of North Lauderdale upon the effective date of the
 103 annexation.

104 Section 8. Subsequent to the effective date of this
 105 annexation, any resident in the area to be annexed by this act
 106 into the City of North Lauderdale shall be deemed to have met
 107 any residency requirements for candidacy.

108 Section 9. Upon the effective date of the annexation, the
 109 City of North Lauderdale shall be responsible for and embodied
 110 with all municipal powers granted in chapter 166, Florida
 111 Statutes, over territory hereby annexed.

112 Section 10. Nothing in this chapter shall be construed to
 113 affect or abrogate the rights of parties to any contracts,
 114 whether the same be between Broward County and a third party or
 115 between nongovernmental entities, which contracts are in effect
 116 prior to the effective date of annexation.

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Section 11. This act shall take effect upon becoming law.