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A bill to be entitled

An act relating to Broward County; providing for extending the corporate limits of the City of Lauderdale Lakes or the City of Lauderhill; providing for annexation of the unincorporated area known as St. George; providing for an election; providing an effective date of annexation; providing for an interlocal agreement; providing for a continuation of certain Broward County regulations; providing for the continuation of certain rights; providing for the transfer of public roads and rights-of-way; providing an effective date.

WHEREAS, it is the understanding of the Legislature that the St. George Area is not contiguous to the City of Lauderdale Lakes but is a part of the metropolitan Broward County area, and

WHEREAS, it is the further understanding of the Legislature that, for purposes related to municipal services, Broward County desires to have all of its unincorporated areas annexed into one of the 30 municipalities within Broward County and that the City of Lauderdale Lakes is readily accessible to the St. George Area for municipal services, NOW, THEREFORE,

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

Section 1. No later than July 1, 2004, the governing bodies of the City of Lauderdale Lakes and the City of Lauderhill, after having considered the effects of annexation on the residents of both the St. George Area, as hereinafter described, and the respective municipality, shall inform the

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30 Broward County Legislative Delegation and the Broward County
 31 Board of County Commissioners as to their desire to appear on
 32 the ballot as provided for in this act.

33 Section 2. If at least one of the municipalities subject
 34 to annexation under this act informs the Broward County
 35 Legislative Delegation and the Broward County Board of County
 36 Commissioners that it desires to appear on the ballot as
 37 provided for in section 1, the Broward County Board of County
 38 Commissioners shall schedule an election on November 2, 2004, in
 39 accordance with the provisions of law relating to elections
 40 currently in force in Broward County. The subject of such
 41 election shall be the annexation of the St. George Area. Only
 42 registered voters residing in the St. George Area as described
 43 in this act may vote in such election. On the ballot provided
 44 for in this section shall appear the name of each municipality
 45 which shall have informed the Broward County Legislative
 46 Delegation and the Broward County Board of County Commissioners
 47 that it desires to appear on the ballot as provided for in
 48 section 1. The voters residing in the St. George Area shall, by
 49 majority vote of the voters participating in the election,
 50 choose one municipality for annexation. In the event only one
 51 municipality shall have informed the Broward County Legislative
 52 Delegation and the Broward County Board of County Commissioners
 53 that it desires to appear on the ballot as provided for in
 54 section 1, the voters residing in the St. George Area shall, by
 55 majority vote of the voters participating in the election,
 56 choose whether to join that municipality on September 15, 2005,
 57 or September 15, 2006. A mail ballot shall not be used in this
 58 election; however, voters may vote by absentee ballot as

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59 provided by law.

60 Section 3. The legal description of the St. George Area is
 61 as follows:

62
 63 That portion of Section 6, Township 50 South, Range 42
 64 East, Broward County, Florida, described as follows:

65
 66 BEGIN at a point of intersection of a line 225 feet
 67 East of and parallel with the West line of said
 68 Section 6 and the Westerly prolongation of the North
 69 right-of-way line of NW 7 Street, as shown by the plat
 70 of ACADEMY AWARD HOMES SECTION 3, as recorded in Plat
 71 Book 45, Page 17, of the Public Records of Broward
 72 County, Florida;

73
 74 thence Easterly and Southeasterly along said North
 75 right-of-way line and the Easterly prolongation
 76 thereof to the Northwest corner of lot 3, Block 5, as
 77 shown by the plat of TROPICANA PARK HOMES, as recorded
 78 in Plat Book 46, Page 17, Public Records of Broward
 79 County, Florida;

80
 81 thence East along the North line of said Lot 3 to the
 82 Northeast corner thereof;

83
 84 thence East to the Northwest corner of Lot 6, Block
 85 27, as shown by the plat of NEW BROWARDALE, as
 86 recorded in Plat Book 47, Page 14, Public Records of
 87 Broward County, Florida;

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thence East along the North line of said Lot 6 to the
Northeast corner thereof being on the West right-of-
way line of NW 34th Terrace, as shown by said plat of
NEW BROWARDALE;

thence North along the said West right-of-way line to
the point of curvature of a curve concave to the
Southeast, having a radius of 85 feet;

thence North through East along said curve to the
point of tangency with the North right-of-way line of
NW 7th Street, as shown by said plat of NEW BROWARDALE;

thence East along the said North right-of-way line and
the Easterly prolongation thereof to the centerline of
NW 34th Avenue;

thence East along the North right-of-way line of NW 7th
Street and the Westerly prolongation thereof, to the
point of curvature of a curve concave to the
Northwest, having a radius of 25 feet;

thence East through North along the arc of said curve
to the point of tangency with the West right-of-way
line of NW AMENDED PLAT, as recorded in Plat Book 47,
Page 23, Public Records of Broward County, Florida;

thence East to the Northwest corner of Lot 1, Block

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117 32, as shown by the said BROWARDALE 2ND ADDITION
 118 AMENDED PLAT;
 119
 120 thence East along the North line of said Lot 1 to the
 121 Northeast corner thereof;
 122
 123 thence Northeasterly to the Northwest corner of Lot
 124 16, Block 31, as shown by the said BROWARDALE 2ND
 125 ADDITION AMENDED PLAT;
 126
 127 thence East along the North line of said Lot 16 to the
 128 Northeast corner thereof;
 129
 130 thence East to the Northwest corner of Lot 16, Block
 131 30, as shown by said BROWARDALE 2ND ADDITION AMENDED
 132 PLAT;
 133
 134 thence East along the North line of said Lot 16, Block
 135 30 to the Northeast corner thereof;
 136
 137 thence South along the East line of said Lot 16, Block
 138 30 to a point of intersection with the North line of
 139 the Southeast One-Quarter (SE 1/4), of the Southeast
 140 One-Quarter (SE 1/4), of the Northeast One-Quarter (NE
 141 1/4) of said Section 6;
 142
 143 thence East along said North line to the East line of
 144 said Section 6;
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146 thence Northerly along said East line to the North
 147 line of said Section 6;
 148
 149 thence West along said North line to the Northeast
 150 corner of the Northwest One-Quarter (NW 1/4), of the
 151 Northeast One-Quarter (NE 1/4), of the Northwest One-
 152 Quarter (NW 1/4), of said Section 6, said point also
 153 being on the municipal boundary of the City of
 154 Lauderhill, as established by Ordinance 80 of the City
 155 of Lauderhill;
 156
 157 thence continue West along said North line and said
 158 municipal boundary and along the municipal boundary of
 159 the City of Lauderhill, as established by Chapter 65-
 160 1812, Laws of Florida, to a line 302 feet East of and
 161 parallel with the West line of said Section 6, said
 162 point being on the municipal boundary of the City of
 163 Plantation, established by Chapter 68-101, Laws of
 164 Florida;
 165
 166 thence continuing along said municipal boundary the
 167 following 4 courses;
 168
 169 thence South along said parallel line to the North
 170 right-of-way line of NW 8 Place, as shown by the plat
 171 of PLAZA ESTATES, as recorded in Plat Book 46, Page
 172 45, of the Public Records of Broward County, Florida;
 173
 174 thence Westerly along said North right-of-way line for

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175 a distance of 82 feet to a point on a line 220 feet
 176 East of and parallel with the West line of said
 177 Section 6;

178
 179 thence South along said parallel line to the Westerly
 180 prolongation of the North right-of-way line of NW 7
 181 Street, as shown by said plat of ACADEMY AWARD HOMES
 182 SECTION 3;

183
 184 thence Easterly, along said Westerly prolongation and
 185 North right-of-way line, to the POINT OF BEGINNING.

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 187 Section 4. The Broward County Board of County
 188 Commissioners shall schedule an election in accordance with the
 189 provisions of law relating to elections currently in force in
 190 Broward County on November 2, 2004. The subject of said election
 191 shall be the annexation of the St. George Area. Only registered
 192 voters residing in the St. George Area as described in this act
 193 may vote in said election. On the ballot provided for in this
 194 section shall appear the name of each municipality which shall
 195 have informed the Broward County Legislative Delegation that it
 196 desires to appear on the ballot as provided for in section 1.
 197 The voters residing in the St. George Area shall, by majority
 198 vote of the voters participating in the election, choose one
 199 municipality for annexation. A mail ballot shall not be used in
 200 this election; however, voters may vote by absentee ballot as
 201 provided by law.

202 Section 5. Upon a majority of the registered voters
 203 residing in the St. George Area voting for annexation into the

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204 City of Lauderdale Lakes or the City of Lauderhill, the St.
 205 George Area, as described in section 3, shall be deemed a part
 206 of said municipality on September 15, 2005, pursuant to section
 207 171.062, Florida Statutes, except as provided in this act.

208 Section 6. An interlocal agreement shall be developed
 209 between the governing bodies of Broward County and the annexing
 210 municipality and executed prior to the effective date of the
 211 annexation as provided in section 5. The agreement shall address
 212 infrastructure improvement projects and include a financially
 213 feasible plan for transitioning county services, buildings,
 214 infrastructure, waterways, and employees.

215 Section 7. The Board of County Commissioners of Broward
 216 County is hereby authorized to set the election provided for in
 217 section 4 by general election for the time period provided in
 218 this act at the cost of Broward County. A mail ballot shall not
 219 be used for any election provided for in this act; however,
 220 voters may vote by absentee ballot as provided by law.

221 Section 8. Upon annexation into the municipality, the
 222 following shall govern the areas described in section 3:

223 (1) The present land use designations and zoning districts
 224 provided for under the Broward County Comprehensive Plan and
 225 Code of Ordinances of Broward County shall remain the law
 226 governing the St. George Area, notwithstanding the fact that the
 227 St. George Area is now a part of a municipality. The land use
 228 designations and zoning of Broward County shall be deemed the
 229 conforming laws of the municipality of which the St. George Area
 230 is now a part.

231 (2) Any change of zoning districts or land use
 232 designations may only be accomplished by enactment of the vote

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233 of the majority of the full governing body of the municipality
 234 plus one.

235 (3) Notwithstanding subsections (1) and (2), any use,
 236 building, or structure that is legally in existence at the time
 237 the St. George Area becomes a part of the municipality, said use
 238 shall not be made a prohibited use by the municipality, on the
 239 property of said use, for as long as the use continues and is
 240 not voluntarily abandoned.

241 Section 9. Subsequent to the effective date of this act,
 242 no change in land use designation or zoning shall be effective
 243 within the limits of the lands subject to annexation herein
 244 until the St. George Area has been annexed into the
 245 municipality; and no annexation within the St. George Area by
 246 any municipality shall occur during the time period between the
 247 effective date of this act and the effective date of the
 248 annexation.

249 Section 10. Subsequent to the effective date of the
 250 annexation, any resident in the area to be annexed by this act
 251 into the City of Lauderdale Lakes or the City of Lauderhill
 252 shall be deemed to have met any residency requirements for
 253 candidacy.

254 Section 11. Nothing in this chapter shall be construed to
 255 affect or abrogate the rights of parties to any contracts,
 256 whether the same be between Broward County and a third party or
 257 between nongovernmental entities, which contracts are in effect
 258 prior to the effective date of the annexation.

259 Section 12. All public roads, including bridge 864107, and
 260 the public rights-of-way associated therewith on the Broward
 261 County Road System lying within the limits of the lands subject

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262 to annexation herein, as described in section 3, except NW 31
263 Avenue, are transferred from Broward County jurisdiction to the
264 jurisdiction of the annexing municipality. All rights, title,
265 interests, and responsibilities for any transferred roads,
266 including, but not limited to, the ownership, operation,
267 maintenance, planning, design, and construction of said roads
268 and the rights-of-way associated therewith, shall transfer from
269 Broward County jurisdiction and ownership to the jurisdiction
270 and ownership of the annexing municipality upon the effective
271 date of the annexation.

272 Section 13. This act shall take effect upon becoming a
273 law.