

HB 1417

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1 A bill to be entitled
 2 An act relating to Broward County; providing for extending
 3 the corporate limits of the City of Pompano Beach;
 4 providing for annexation of specified unincorporated
 5 areas; providing for an interlocal agreement; providing
 6 for continuation of certain Broward County regulations;
 7 providing for the transfer of Broward County roads and
 8 rights-of-way; providing an effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

11
 12 Section 1. Effective September 15, 2004, the following
 13 described lands shall be annexed into and become a part of the
 14 City of Pompano Beach:

15
 16 That portion of Sections 22, 23, 24, 25 and 26,
 17 Township 48 South, Range 42 East, Broward County,
 18 Florida, described as follows:

19
 20 BEGINNING at the intersection of the Easterly right-
 21 of-way line of the Florida East Coast Railway as
 22 described in Ordinance No. 80-38 of the City
 23 Commission of the City of Pompano Beach with the South
 24 right-of-way line of N.E. 24 Street (Copans Road), as
 25 described in said Ordinance No. 80-38;

26
 27 Thence Northwesterly and Westerly along said South
 28 right-of-way line and along the municipal boundary of
 29 the City of Pompano Beach, as described in said

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30 Ordinance No. 80-38, through said Section 25 and into
31 said Section 26, to the East line of the West half of
32 said Section 26;

33
34 Thence Northerly along said East line and along the
35 municipal boundary of the City of Pompano Beach, as
36 described in Chapter 69-1513, Laws of Florida, to the
37 North line of the West One-Half (W ½) of said Section
38 26;

39
40 Thence Westerly along said North line, along the South
41 line of the Southeast One-Quarter (SE 1/4) of said
42 Section 22 and along said municipal boundary, to the
43 Easterly right-of-way line of the Seaboard Coastline
44 Railroad;

45
46 Thence Northeasterly along said Easterly right-of-way
47 line and along the municipal boundary of the City of
48 Pompano Beach, as described in Chapter 2000-458, Laws
49 of Florida, to the Westerly right-of-way line of
50 Interstate 95 (State Road No. 9) as shown on Florida
51 Department of Transportation Right-of-way Map (Section
52 86070-2413);

53
54 Thence North 88°30'27" East along said Westerly right-
55 of-way line and the South line of a parcel described
56 in Ordinance No. 90-53 of the City Commission of the
57 City of Pompano Beach, Florida, a distance of 277.01
58 feet;

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59
60 Thence North 59°00'27" East along said Westerly right-
61 of-way line and the Southerly line of said parcel, a
62 distance of 88.64 feet;

63
64 Thence North 29°30'27" East along said Westerly right-
65 of-way line and the Easterly line of said parcel, a
66 distance of 435.76 feet to the point of curvature of a
67 curve concave to the Southeast;

68
69 Thence Northeasterly along said Westerly right-of-way
70 line and the Easterly line of a parcel described in
71 Ordinance No. 90-54 of the City Commission of the City
72 of Pompano Beach, Florida, and along the arc of said
73 curve, having a radius of 772.00 feet and a central
74 angle of 43°27'07", an arc distance of 585.47 feet to
75 a point of tangency;

76
77 Thence continuing along the boundary of said parcel
78 described in said Ordinance No. 90-54, the following
79 12 courses;

80
81 North 73°03'48" East along said Westerly right-of-way
82 line, a distance of 679.79 feet to the point of
83 curvature of a curve concave to the Northwest;

84
85 Northeasterly along said Westerly right-of-way line
86 and the arc of said curve, having a radius of 901.74
87 feet and a central angle of 31°24'05", an arc distance

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88 of 494.20 feet to a point of tangency;

89
 90 North 41°39'43" East along said Westerly right-of-way
 91 line, a distance of 474.37 feet;

92
 93 North 37°39'43" East along said Westerly right-of-way
 94 line, a distance of 929.07 feet to a point of
 95 curvature of a curve concave to the Northwest;

96
 97 Northeasterly along the Westerly right-of-way line and
 98 the arc of said curve, having a radius of 3300.52
 99 feet, a central angle of 03°19'12", an arc distance of
 100 191.25 feet to the North line of the Southwest One-
 101 Quarter (SW 1/4) of said Section 23;

102
 103 South 88°36'48" West along said North line, a distance
 104 of 1242.61 feet to the East line of the West One-Half
 105 (W ½) of the Northwest One-Quarter (NW 1/4) of said
 106 Section 23;

107
 108 North 01°31'35" West along said East line, a distance
 109 of 1960.40 feet to the North line of the South One-
 110 Half (S ½) of the Northwest One-Quarter (NW 1/4) of
 111 the Northwest One-Quarter (NW 1/4) of said Section 23;

112
 113 South 88°40'22" West along said North line, a distance
 114 of 564.24 feet;

115
 116 North 01°17'56" West, a distance of 153.74 feet;

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117
118 South 88°42'03" West, a distance of 100.00 feet;
119
120 South 01°17'56" East, a distance of 208.79 feet to a
121 line 55.00 feet South of and parallel with the North
122 line of the South One-Half (S ½) of the Northwest One-
123 Quarter (NW 1/4) of the Northwest One-Quarter (NW 1/4)
124 of said Section 23;
125
126 South 88°40'22" West along said parallel line, a
127 distance of 285.52 feet to the Easterly right-of-way
128 line of the Seaboard Coastline Railroad, being a point
129 on the municipal boundary of the City of Pompano
130 Beach, as described in Chapter 2000-458, Laws of
131 Florida;
132
133 Thence Northeasterly along said municipal boundary and
134 along said Easterly right-of-way line to the
135 centerline of N.W. 36 Street (Sample Road);
136
137 Thence Easterly along said centerline to the Easterly
138 right-of-way line of the Florida East Coast Railway,
139 being a point on the municipal boundary of the City of
140 Pompano Beach, as described in Chapter 2000-476, Laws
141 of Florida;
142
143 Thence Southwesterly along said Easterly right-of-way
144 line and along said municipal boundary to the POINT OF
145 BEGINNING.

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Section 2. An interlocal agreement shall be developed between the governing bodies of Broward County and the City of Pompano Beach and executed prior to the effective date of the annexation as provided for in section 1. The agreement shall include a financially feasible plan for transitioning county services, buildings, infrastructure, waterways, and employees.

Section 3. Upon annexation into the municipality, the following shall govern the areas described in section 1:

(1) The present land use designations and zoning districts provided for under the Broward County Comprehensive Plan and Code of Ordinances of Broward County shall remain the law governing the area described in section 1, notwithstanding the fact that the area described in section 1 is now a part of a municipality. The land use designations and zoning of Broward County shall be deemed the conforming laws of the municipality of which the area described in section 1 is now a part.

(2) Any change of zoning districts or land use designations may only be accomplished by enactment of the vote of the majority of the full governing body of the municipality plus one.

(3) Notwithstanding subsections (1) and (2), any use, building, or structure that is legally in existence at the time that the area described in section 1 becomes a part of the municipality, said use shall not be made a prohibited use by the municipality, on the property of said use, for as long as the use shall continue and not be voluntarily abandoned.

Section 4. Subsequent to the effective date of this act, no change in land use designation or zoning shall be effective

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175 within the limits of the lands subject to annexation herein
176 until the area described in section 1 has been annexed into the
177 municipality; and no annexation within the area described in
178 section 1 by any municipality shall occur during the time period
179 between the effective date of this act and the effective date of
180 the annexation.

181 Section 5. Subsequent to the effective date of the
182 annexation, any resident in the area to be annexed into the City
183 of Pompano Beach by this act shall be deemed to have met any
184 residency requirements for candidacy for any municipal office.

185 Section 6. Nothing in this chapter shall be construed to
186 affect or abrogate the rights of parties to any contracts,
187 whether the same be between Broward County and a third party or
188 between nongovernmental entities, which contracts are in effect
189 prior to the effective date of the annexation.

190 Section 7. All public roads on the Broward County Road
191 System, and the public rights-of-way associated therewith, lying
192 within the limits of the lands subject to annexation herein, as
193 described in section 1, are transferred from Broward County
194 jurisdiction to the jurisdiction of the City of Pompano Beach.
195 All rights, title, interests, and responsibilities for such
196 transferred roads, including, but not limited to, the ownership,
197 operation, maintenance, planning, design, and construction of
198 said roads and the rights-of-way associated therewith shall
199 transfer from Broward County jurisdiction and ownership to the
200 jurisdiction and ownership of the City of Pompano Beach upon the
201 effective date of the annexation.

202 Section 8. This act shall take effect upon becoming a law.