

By Senator Campbell

32-2607-04

See CS/HB 1407

1 A bill to be entitled

2 An act relating to Broward County; providing

3 for extending the corporate limits of the City

4 of Deerfield Beach; providing for annexation of

5 specified unincorporated areas; providing for

6 an interlocal agreement; providing for

7 continuation of certain Broward County

8 regulations; providing for the transfer of

9 public roads and rights-of-way; providing an

10 effective date.

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

14 Section 1. That the following described lands shall be

15 annexed into and a part of the City of Deerfield Beach

16 effective September 15, 2004:

18 That portion of Sections 11, 13 and 14 Township

19 48 South, Range 42 East, Broward County,

20 Florida, described as follows:

22 BEGINNING at the intersection of the centerline

23 of N.W. 36 Street (Sample Road) with the

24 Easterly right-of-way line of the Seaboard

25 Coastline Railroad, being a point on the

26 municipal boundary of the City of Pompano

27 Beach, as described in Chapter 2000-458, Laws

28 of Florida;

30 Thence Northeasterly along said municipal

31 boundary and along said Easterly right-of-way

1 line to the North right-of-way line of Sample
2 Road, as described in said Chapter 2000-458,
3 Laws of Florida;
4
5 Thence Westerly along said North right-of-way
6 line and said municipal boundary to the
7 Westerly right-of-way line of the Seaboard
8 Coastline Railroad, being a point on the
9 municipal boundary of the City of Deerfield
10 Beach, as described in Chapter 99-471, Laws of
11 Florida;
12
13 Thence along said municipal boundary the
14 following two courses;
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16 Thence Northeasterly along said Westerly
17 right-of-way line, to the South right-of-way
18 line of N.W./N.E. 48 Street (Green Road);
19
20 Thence Easterly along said South right-of-way
21 line to the Easterly right-of-way line of the
22 Florida East Coast Railway;
23
24 Thence Southwesterly along said Easterly
25 right-of-way line to the centerline of N.E. 36
26 Street (Sample Road);
27
28 Thence Westerly along said centerline of
29 N.E./N.W. 36 Street (Sample Road) to the POINT
30 OF BEGINNING.
31

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

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

11 (1) The present land use designations and zoning
12 districts provided for under the Broward County Comprehensive
13 Plan and Code of Ordinances of Broward County shall remain the
14 law governing the area described in section 1, notwithstanding
15 the fact that the area described in section 1 is now a part of
16 a municipality.

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

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

28 Section 4. Subsequent to the effective date of this
29 act, no change in land use designation or zoning shall be
30 effective within the limits of the lands subject to annexation
31 herein until the area described in section 1 has been annexed

1 into the municipality. No annexation within the area described
2 in section 1 by any municipality shall occur during the time
3 period between the effective date of this act and the
4 effective date of the annexation.

5 Section 5. Subsequent to the effective date of the
6 annexation, any resident in the area to be annexed by this act
7 into the City of Deerfield Beach shall be deemed to have met
8 any residency requirements for candidacy for any municipal
9 office.

10 Section 6. Nothing in this chapter shall be construed
11 to affect or abrogate the rights of parties to any contracts,
12 whether the same be between Broward County and a third party
13 or between nongovernmental entities, which contracts are in
14 effect prior to the effective date of the annexation.

15 Section 7. All public roads and the public
16 rights-of-way associated therewith, on the Broward County Road
17 System, lying within the limits of the lands subject to
18 annexation herein, as described in section 1, are transferred
19 from Broward County jurisdiction to the jurisdiction of the
20 annexing municipality. All rights, titles, interests, and
21 responsibilities for any transferred roads, including, but not
22 limited to, the ownership, operation, maintenance, planning,
23 design, and construction of said roads, and the rights-of-way
24 associated therewith shall transfer from Broward County
25 jurisdiction and ownership to the jurisdiction and ownership
26 of the annexing municipality upon the effective date of the
27 annexation.

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