

By Senator Campbell

32-2608-04

See CS/HB 1417

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 Pompano 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 Broward County roads and rights-of-way;

10 providing an effective date.

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

14 Section 1. Effective September 15, 2004, the following

15 described lands shall be annexed into and become a part of the

16 City of Pompano Beach:

18 That portion of Sections 22, 23, 24, 25 and

19 26, Township 48 South, Range 42 East, Broward

20 County, Florida, described as follows:

22 BEGINNING at the intersection of the Easterly

23 right-of-way line of the Florida East Coast

24 Railway as described in Ordinance No. 80-38 of

25 the City Commission of the City of Pompano

26 Beach with the South right-of-way line of N.E.

27 24 Street (Copans Road), as described in said

28 Ordinance No. 80-38;

30 Thence Northwesterly and Westerly along said

31 South right-of-way line and along the municipal

1 boundary of the City of Pompano Beach, as
2 described in said Ordinance No. 80-38, through
3 said Section 25 and into said Section 26, to
4 the East line of the West half of said Section
5 26;
6
7 Thence Northerly along said East line and along
8 the municipal boundary of the City of Pompano
9 Beach, as described in Chapter 69-1513, Laws
10 of Florida, to the North line of the West
11 One-Half (W 1/2) of said Section 26;
12
13 Thence Westerly along said North line, along
14 the South line of the Southeast One-Quarter (SE
15 1/4) of said Section 22 and along said
16 municipal boundary, to the Easterly
17 right-of-way line of the Seaboard Coastline
18 Railroad;
19
20 Thence Northeasterly along said Easterly
21 right-of-way line and along the municipal
22 boundary of the City of Pompano Beach, as
23 described in Chapter 2000-458, Laws of Florida,
24 to the Westerly right-of-way line of Interstate
25 95 (State Road No. 9) as shown on Florida
26 Department of Transportation Right-of-way Map
27 (Section 86070-2413);
28
29 Thence North 88°30'27" East along said Westerly
30 right-of-way line and the South line of a
31 parcel described in Ordinance No. 90-53 of the

1 City Commission of the City of Pompano Beach,
2 Florida, a distance of 277.01 feet;
3
4 Thence North 59°00'27" East along said Westerly
5 right-of-way line and the Southerly line of
6 said parcel, a distance of 88.64 feet;
7
8 Thence North 29°30'27" East along said Westerly
9 right-of-way line and the Easterly line of said
10 parcel, a distance of 435.76 feet to the point
11 of curvature of a curve concave to the
12 Southeast;
13
14 Thence Northeasterly along said Westerly
15 right-of-way line and the Easterly line of
16 a parcel described in Ordinance No. 90-54 of
17 the City Commission of the City of Pompano
18 Beach, Florida, and along the arc of said
19 curve, having a radius of 772.00 feet and a
20 central angle of 43°27'07", an arc distance of
21 585.47 feet to a point of tangency;
22
23 Thence continuing along the boundary of said
24 parcel described in said Ordinance No. 90-54,
25 the following 12 courses;
26
27 North 73°03'48" East along said Westerly
28 right-of-way line, a distance of 679.79 feet to
29 the point of curvature of a curve concave to
30 the Northwest;
31

1 Northeasterly along said Westerly right-of-way
2 line and the arc of said curve, having a radius
3 of 901.74 feet and a central angle of
4 31°24'05", an arc distance of 494.20 feet to a
5 point of tangency;
6
7 North 41°39'43" East along said Westerly
8 right-of-way line, a distance of 474.37 feet;
9
10 North 37°39'43" East along said Westerly
11 right-of-way line, a distance of 929.07 feet to
12 a point of curvature of a curve concave to the
13 Northwest;
14
15 Northeasterly along the Westerly right-of-way
16 line and the arc of said curve, having a radius
17 of 3300.52 feet, a central angle of 03°19'12",
18 an arc distance of 191.25 feet to the North
19 line of the Southwest One-Quarter (SW 1/4) of
20 said Section 23;
21
22 South 88°36'48" West along said North line, a
23 distance of 1242.61 feet to the East line of
24 the West One-Half (W 1/2) of the Northwest
25 One-Quarter (NW 1/4) of said Section 23;
26
27 North 01°31'35" West along said East line, a
28 distance of 1960.40 feet to the North line of
29 the South One-Half (S 1/2) of the Northwest
30 One-Quarter (NW 1/4) of the Northwest
31 One-Quarter (NW 1/4) of said Section 23;

1
2 South 88°40'22" West along said North line, a
3 distance of 564.24 feet;
4
5 North 01°17'56" West, a distance of 153.74
6 feet;
7
8 South 88°42'03" West, a distance of 100.00
9 feet;
10
11 South 01°17'56" East, a distance of 208.79 feet
12 to a line 55.00 feet South of and parallel with
13 the North line of the South One-Half (S 1/2) of
14 the Northwest One-Quarter (NW 1/4) of the
15 Northwest One-Quarter (NW 1/4) of said Section
16 23;
17
18 South 88°40'22" West along said parallel line,
19 a distance of 285.52 feet to the Easterly
20 right-of-way line of the Seaboard Coastline
21 Railroad, being a point on the municipal
22 boundary of the City of Pompano Beach, as
23 described in Chapter 2000-458, Laws of Florida;
24
25 Thence Northeasterly along said municipal
26 boundary and along said Easterly right-of-way
27 line to the centerline of N.W. 36 Street
28 (Sample Road);
29
30 Thence Easterly along said centerline to the
31 Easterly right-of-way line of the Florida East

1 Coast Railway, being a point on the municipal
2 boundary of the City of Pompano Beach, as
3 described in Chapter 2000-476, Laws of Florida;

4
5 Thence Southwesterly along said Easterly
6 right-of-way line and along said municipal
7 boundary to the POINT OF BEGINNING.

8
9 Section 2. An interlocal agreement shall be developed
10 between the governing bodies of Broward County and the City of
11 Pompano Beach and executed prior to the effective date of the
12 annexation as provided for in section 1. The agreement shall
13 include a financially feasible plan for transitioning county
14 services, buildings, infrastructure, waterways, and employees.

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

17 (1) The present land use designations and zoning
18 districts provided for under the Broward County Comprehensive
19 Plan and Code of Ordinances of Broward County shall remain the
20 law governing the area described in section 1, notwithstanding
21 the fact that the area described in section 1 is now a part of
22 a municipality.

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

27 (3) Notwithstanding subsections (1) and (2), any use,
28 building, or structure that is legally in existence at the
29 time that the area described in section 1 becomes a part of
30 the municipality, said use shall not be made a prohibited use
31

1 by the municipality, on the property of said use, for as long
2 as the use shall continue and not be voluntarily abandoned.

3 Section 4. Subsequent to the effective date of this
4 act, no change in land use designation or zoning shall be
5 effective within the limits of the lands subject to annexation
6 herein until the area described in section 1 has been annexed
7 into the municipality; and no annexation within the area
8 described in section 1 by any municipality shall occur during
9 the time period between the effective date of this act and the
10 effective date of the annexation.

11 Section 5. Subsequent to the effective date of the
12 annexation, any resident in the area to be annexed into the
13 City of Pompano Beach by this act shall be deemed to have met
14 any residency requirements for candidacy for any municipal
15 office.

16 Section 6. Nothing in this chapter shall be construed
17 to affect or abrogate the rights of parties to any contracts,
18 whether the same be between Broward County and a third party
19 or between nongovernmental entities, which contracts are in
20 effect prior to the effective date of the annexation.

21 Section 7. All public roads on the Broward County Road
22 System, and the public rights-of-way associated therewith,
23 lying within the limits of the lands subject to annexation
24 herein, as described in section 1, are transferred from
25 Broward County jurisdiction to the jurisdiction of the City of
26 Pompano Beach. All rights, title, interests, and
27 responsibilities for such transferred roads, including, but
28 not limited to, the ownership, operation, maintenance,
29 planning, design, and construction of said roads and the
30 rights-of-way associated therewith shall transfer from Broward
31 County jurisdiction and ownership to the jurisdiction and

1 ownership of the City of Pompano Beach upon the effective date
2 of the annexation.

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

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