

## ENROLLED

HB 1043, Engrossed 1

2005 Legislature

1 A bill to be entitled

2 An act relating to the North Lauderdale Water Control  
3 District, Broward County; amending, reenacting, repealing,  
4 and codifying chapters 63-661, 82-273, 85-385, 94-428, and  
5 97-370, Laws of Florida, relating to the North Lauderdale  
6 Water Control District; revising district boundaries;  
7 revising the powers of the district to provide that the  
8 district may borrow money at a rate not exceeding that  
9 which is provided by law; providing that the members of the  
10 board of supervisors shall be the "city commission," rather  
11 than the "city council," of the City of North Lauderdale  
12 and that a board chair and vice chair shall be elected at  
13 each annual meeting and as necessary to fill vacancies;  
14 providing meeting notice requirements and requiring that  
15 meetings be held at a public place; providing that the City  
16 Clerk of the City of North Lauderdale shall serve as the  
17 district secretary; providing for reimbursement of  
18 supervisors for travel expenses pursuant to s. 112.061,  
19 F.S.; providing that the interest rate on bonds issued by  
20 the board not exceed the maximum rate allowed by law;  
21 providing that the interest rates on tax anticipation notes  
22 issued by the board shall not exceed the maximum rate  
23 allowed by law; deleting provision relating to payment of  
24 taxes not authorized in advance; providing for the use of  
25 non-ad valorem assessments; updating references to ch. 298,  
26 F.S.; providing for severability; providing an effective  
27 date.  
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29 Be It Enacted by the Legislature of the State of Florida:

30  
 31 Section 1. Pursuant to section 189.429, Florida Statutes,  
 32 this act constitutes a codification of all special acts relating  
 33 to the dependent special district known as the North Lauderdale  
 34 Water Control District. It is the intent of the Legislature in  
 35 enacting this law to provide a single, comprehensive special act  
 36 charter for the district, including all current legislative  
 37 authority granted to the district by its several legislative  
 38 enactments and any additional authority granted by this act.

39 Section 2. Chapters 63-661, 82-273, 85-385, 94-428, and 97-  
 40 370, Laws of Florida, are codified, reenacted, amended, and  
 41 repealed as herein provided.

42 Section 3. The North Lauderdale Water Control District is  
 43 re-created and reenacted to read:

44 Section 1. District created and boundaries thereof.--That  
 45 for the purpose of reclaiming, draining, and conserving the lands  
 46 hereinafter described, and protecting said lands from the effects  
 47 of water by means of the construction and maintenance of canals,  
 48 ditches, levees, dikes, pumping plants, and other drainage works  
 49 and improvements, and for the purpose of making the lands within  
 50 said district available and habitable for settlement and  
 51 agriculture and for the public convenience, welfare, utility, and  
 52 benefit, and for the other purposes stated in this act, a drainage  
 53 district is hereby established in Broward County, to be known as  
 54 the "North Lauderdale Water Control District," a dependent  
 55 drainage district, the territorial boundaries of which are to-wit:

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57                   The City of North Lauderdale, being a portion of  
 58                   Sections 1,2,3,10,11 and 12, of Township 49 South,  
 59                   Range 41 East, of Section 34, of Township 48 South  
 60                   Range 41 East, and a portion of Section 6 and 7 of  
 61                   Township 49 South, Range 41 East. All in Broward  
 62                   County, Florida, being more particularly described as  
 63                   follows:

64                   BEGIN at the Southwest corner of Section 35;  
 65                   Township 48 South, Range 41 East;

66                   THENCE N 89° 50'31" E along the South line of  
 67                   Section 35, Township 48 South, same being the North  
 68                   line of Section 2, Township 49 South, Range 41 East,  
 69                   distance of 4233.31 feet to the Northeast corner of  
 70                   said Section 1, Township 49 South, Range 41 East;

71                   THENCE S 01° 40'11" E along the East line of said  
 72                   Section 1 a distance of 2268.50 feet to the South line  
 73                   of a 80' canal right-of-way as shown on KIMBERLY  
 74                   FOREST, according to the plat thereof, as recorded in  
 75                   Plat Book 68, Page 31 of the Public Records of Broward  
 76                   County, Florida;

77                   THENCE N 89° 39'55" E along said South right-of-  
 78                   way line a distance of 2586.31 feet to the East right-  
 79                   of-way line of Southwest 64<sup>th</sup> Terrace, a 60.00 foot  
 80                   right-of-way as shown on KIMBERLY VILLAGE- Section 3,  
 81                   according to the plat thereof, as recorded in Plat  
 82                   Book 70 of, Page 13 of the Public Records of Broward  
 83                   County, Florida;

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84                   THENCE S 01° 40'52" E along said East right-of-way  
 85                   line a distance of 657.68 feet to the Northwest corner  
 86                   of Lot 14, Block 17, of KIMBERLY VILLAGE- Section Two  
 87                   according to the plat thereof as recorded in Plat Book  
 88                   66, Page 6 of the Public Records of Broward County,  
 89                   Florida;

90                   THENCE N 89° 37'08" East along the North line of  
 91                   said KIMBERLY VILLAGE-Section Two and along the North  
 92                   line of KIMBERLY VILLAGE-Section 1 according to the  
 93                   Plat thereof, as recorded in Plat Book 65, Page 16 of  
 94                   the Public Records of Broward County, Florida and the  
 95                   Easterly prolongation thereof of 2562.16 feet to a  
 96                   point on the right-of-way line of State Road Number 7,  
 97                   a 100.00 foot (1/2) right-of-way as shown on KELLY  
 98                   PLAT, according to the plat thereof as recorded in  
 99                   Plat Book 136, Page 39 of the Public Records of  
 100                   Broward County, Florida;

101                   THENCE N 90°00'00" E a distance of 7.61 feet;

102                   THENCE S 06°30'04" W a distance of 12.46 feet;

103                   THENCE S 01°43'32" E along said West right-of-way  
 104                   line a distance of 351.72 feet;

105                   THENCE N 88°16'28" E a distance of 180.28 feet to  
 106                   a point on the West right-of-way line of State Road  
 107                   Number 7, a 80 foot more or less (1/2) right-of-way as  
 108                   shown on SERINO PARK, Section 3, according to the Plat  
 109                   thereof, as recorded in Plat Book 81, Page 46 of the  
 110                   Public Records of Broward County, Florida;

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111           THENCE S 01°36'29" E along said right-of-way line  
 112           a distance of 1524.08 feet to the South right-of-way  
 113           line of S.W. 11<sup>th</sup> Street a 50.00 right-of-way as shown  
 114           on HERITAGE PINES, according to the plat thereof, as  
 115           recorded in Plat Book 99, Page 10 of the Public  
 116           Records of Broward County, Florida;

117           THENCE N 89°22'00" E along said South right-of-way  
 118           line a distance of 335.91 feet;

119           THENCE S 01°42'30" E a distance of 712.89 feet to  
 120           a point on the South line of OAKLAND HILLS 7<sup>th</sup> Section,  
 121           according to the plat thereof as recorded in Plat Book  
 122           81, Page 30 of the Public Records of Broward County,  
 123           Florida, said point also being the North right-of-way  
 124           line of an unnamed 20 right-of-way being a part of THE  
 125           PALM BEACH FARMS COUNTY PLAT NO. 3 according to the  
 126           plat thereof, as recorded in Plat Book 2, Pages 45-54  
 127           of the Public Records of Palm Beach County, Florida.

128           THENCE N 89°21'59" E along the South line of said  
 129           OAKLAND HILLS 7<sup>th</sup> Section and the North line of said  
 130           unnamed right-of-way a distance of 1107.78 feet to the  
 131           West line of said OAKLAND HILLS 7th Section;

132           THENCE N 01°11'43" E along said West line a  
 133           distance of 713.33 feet to the previously described  
 134           South right-of-way line of S.W. 11<sup>th</sup> Street;

135           THENCE N 89°21'59" E along said South right-of-way  
 136           line a distance of 1219.85 feet to a point on the West

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137 | right-of-way line of a 25.00 un-named right-of-way as  
 138 | shown on said PALM BEACH FARMS COUNTY, Plat No. 3  
 139 | THENCE S 00°56'19" E along said right-of-way line  
 140 | and along the East line of Parcel B OUR LADY QUEEN OF  
 141 | HEAVEN CEMETERY PLAT according to the Plat thereof, as  
 142 | recorded in Plat Book 152, Page 21 of the Public  
 143 | Records of Broward County, Florida a distance of  
 144 | 1539.82 feet to a point on the Westerly right-of-way  
 145 | line of the SUNSHINE STATE PARKWAY as shown on said  
 146 | OUR LADY QUEEN OF HEAVEN CEMETERY PLAT;  
 147 | THENCE S 04°20'47" E a distance of 495.04 feet to  
 148 | a point on the East right-of-way line of said SUNSHINE  
 149 | STREET said point being the Northeast corner of  
 150 | MARINERS COVE, according to the Plat thereof, as  
 151 | recorded in Plat Book 147, Page 44 of the Public  
 152 | records of Broward County, Florida;  
 153 | THENCE S 00°56'05" E along the East line of said  
 154 | MARINERS COVE a distance of 2276.59 feet to the  
 155 | Southeast corner of said MARINERS COVE;  
 156 | THENCE N 88°58'55" W along the South line of said  
 157 | MARINERS COVE a distance of 1349.57 feet to the  
 158 | Northerly right-of-way line of Northwest 62<sup>nd</sup> Street,  
 159 | as shown on said MARINERS COVE;  
 160 | THENCE S 89°45'09" W a distance of 307.79 feet to  
 161 | a point on the Southerly right-of-way line of  
 162 | Northwest 62nd Street;

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163           THENCE S 89°30'45" W a distance of 79.68 feet to a  
 164           point on the Easterly right-of-way line of said  
 165           SUNSHINE STATE PARKWAY, as shown on said MARINERS  
 166           COVE;

167           THENCE S 89°18'13" W a distance of 382.37 feet to  
 168           a point on the Westerly right-of-way line of the said  
 169           SUNSHINE STATE PARKWAY point also being the Northeast  
 170           corner of The Cummings Plat No. 1 according to the  
 171           Plat thereof, as recorded in Plat Book 126, Page 35 of  
 172           the Public Records of Broward County, Florida;

173           THENCE S 36°59'06" W along the Easterly line of  
 174           said THE CUMMINGS PLAT NO. 1, and along said Westerly  
 175           right-of-way line a distance of 956.81 feet to a point  
 176           on the Easterly right-of-way line of State Road 7 as  
 177           shown on said THE CUMMINGS PLAT NO. 1, and projected  
 178           Southerly;

179           THENCE S 89°33'52" W a distance of 117.29 feet to  
 180           a point on the West right-of-way line of State Road 7,  
 181           as shown on Bailey Road Plaza according to the Plat  
 182           thereof, as recorded in Plat Book 86, Page 1 of the  
 183           Public Records of Broward County, Florida and  
 184           projected Northerly;

185           THENCE N 01°41'42" W along said Westerly right-of-  
 186           way line a distance of 2152.83 feet to a point on the  
 187           Southerly right-of-way line of McNab Road being on the  
 188           arc of a non-tangent curve concave to the Southwest, a

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189 | radial line of said curve through said point having a  
 190 | bearing of N 57°05'20" E,  
 191 | THENCE Northwesterly and Westerly along the arc  
 192 | of said curve to the left, having a central angle of  
 193 | 47°07'44" and a radius of 975.00 feet for an arc  
 194 | distance of 801.99 feet to a point on a non-tangent  
 195 | line, said line being 35.00 feet South of and parallel  
 196 | to the North Line of Section 12, Township 49, South,  
 197 | Range 41 East;  
 198 | THENCE S 89°23'29" W along said parallel line and  
 199 | continuing along the South right-of-way line of McNab  
 200 | Road (Southwest 15<sup>th</sup> Street) PER BROADVIEW COUNTRY CLUB  
 201 | ESTATES, according to the Plat thereof, as recorded in  
 202 | Plat Book 44, Page 31 of the Public Records of Broward  
 203 | County, Florida a distance of 1805.38 feet;  
 204 | THENCE S 89°42'10" W, continue along said right-  
 205 | of-way line, a distance of 2405.94 feet;  
 206 | THENCE S 01°31'23" E a distance of 2588.98 feet to  
 207 | a point on the South line of the North one-half (N1/2)  
 208 | of Section 12, Township 49 South, Range 41 East, said  
 209 | line also being the centerline of Bailey Road a 50.00  
 210 | foot (1/2) right-of-way, as shown on SPRINGBANK PARK,  
 211 | according to the Plat thereof, as recorded in Plat  
 212 | Book 63, Page 47 of the Public Records of Broward  
 213 | County, Florida.  
 214 | THENCE S 89°31'43" W along said centerline a  
 215 | distance of 188.48 feet to the East one-quarter (E1/4)



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216 | corner of Section 11, Township 49 South, Range 41  
 217 | East;  
 218 | THENCE S 01°23'15" E a distance of 50.11 feet to a  
 219 | point on the Southerly right-of-way line of Bailey  
 220 | Road;  
 221 | THENCE S 89°31'14" W along said Southerly right-  
 222 | of-way line a distance of 3954.25 feet to a point on  
 223 | the centerline of Northwest 61<sup>st</sup> Avenue, 60.00 un-named  
 224 | right-of-way as shown on BANYAN LAKES according to the  
 225 | Plat thereof, as recorded in Plat Book 102, Page 18 of  
 226 | the Public records of Broward County, Florida;  
 227 | THENCE N 01°12'41" W along said centerline a  
 228 | distance of 49.96 feet to the previously described  
 229 | centerline of Bailey Road;  
 230 | THENCE S 89°30'59" W along said centerline a  
 231 | distance of 1318.70 feet to the West line of said  
 232 | Section 11;  
 233 | THENCE S 01°27'35" E along said Section line, a  
 234 | distance of 1323.04 feet to the Northeast corner of  
 235 | The MAINLANDS OF TAMARAC LAKES EIGHTH SECTION  
 236 | according to the Plat thereof, as recorded in Plat  
 237 | Book 67, Page 35 of the Public Records of Broward  
 238 | County, Florida;  
 239 | THENCE S 89°31'30" W along the North line of said  
 240 | MAINLANDS OF TAMARAC SECTION EIGHT, a distance of  
 241 | 1320.00 feet to the Southeast corner of The MAINLANDS  
 242 | OF TAMARAC LAKES TENTH SECTION, according to the Plat

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243 thereof, as recorded in Plat Book 68, Page 36 of the  
 244 Public Records of Broward County, Florida;  
 245 THENCE N 01°27'23" W along the East line of said  
 246 MAINLANDS OF TAMARAC LAKES TENTH SECTION, a distance  
 247 of 1320.00 feet to the Northeast corner of said plat;  
 248 THENCE S 89°31'30" W along the North line of said  
 249 MAINLANDS OF TAMARAC LAKES TENTH SECTION, a distance  
 250 of 1320.00 feet to the Southeast corner of The  
 251 Mainlands of Tamarac Lakes Unit Fifteen according to  
 252 the plat thereof, as recorded in Plat Book 71, Page 3  
 253 of the Public Records of Broward County, Florida;  
 254 THENCE N 01°27'23" W along the East line of said  
 255 MAINLANDS OF TAMARAC LAKES UNIT FIFTEEN a distance of  
 256 2642.99 feet to the North line of Section 10 said LINE  
 257 BEING 15.00 feet South of and parallel with the North  
 258 right-of-way line of McNab Road as shown on said Plat;  
 259 THENCE N 89°31'07" E along said North line a  
 260 distance of 1320.00 feet to the East line of McNab  
 261 Commercial Subdivision No. 1 plat (71-13);  
 262 THENCE N 01°40'37" W along said east line a  
 263 distance of 7231.05 feet to the South line of Section  
 264 34;  
 265 THENCE S 89°52'23" E along said South line a  
 266 distance of 158.14 feet;  
 267 THENCE N 01°15'23" W a distance of 535.22 feet to  
 268 the Southerly right-of-way line of the South Florida  
 269 Water Management District Canal C-14 (Pompano Canal)

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270 | per North Lauderdale Village Section Five plat (109-  
 271 | 25);  
 272 | THENCE N 88°59'53" E along said Southerly right-  
 273 | of-way line a distance of 2257.64 feet to the East  
 274 | line of Section 34;  
 275 | THENCE S 01° 08'20" E a distance of 574.37 feet to  
 276 | the POINT OF BEGINNING;  
 277 | AND ALSO:  
 278 | Portions of Sections 12 and 13, Township 49 South,  
 279 | Range 41 East, Broward County, Florida; Together with  
 280 | portions of Sections 7 and 18, Township 49 South,  
 281 | Range 42 East Broward County, Florida; Together with  
 282 | portions of Tracts 4, 8, 9, and 16, "FORT LAUDERDALE  
 283 | TRUCK FARMS" according to the Public Records of  
 284 | Broward County, Florida; Together with a portion of  
 285 | Tract 10, Block 96, "PALM BEACH FARMS CO. PLAT NO. 3",  
 286 | Plat Book 2, Page 54, Palm Beach County Records;  
 287 | Together with all of the following plats recorded in  
 288 | the Public Records of Broward County, Florida,  
 289 | "BROADVIEW COUNTRY CLUB ESTATES", Plat Book 44, Page  
 290 | 31, "BROADVIEW COUNTRY CLUB ESTATES, 1st ADDITION",  
 291 | Plat Book 46, Page 4, "BROADVIEW COUNTRY CLUB ESTATES,  
 292 | 2ND ADDITION", Plat Book 47, Page 22, "BROADVIEW  
 293 | COUNTRY CLUB ESTATES, 3RD ADDITION", Plat Book 47,  
 294 | Page 41, "BROADVIEW COUNTRY CLUB ESTATES, 4TH  
 295 | ADDITION", Plat Book 48, Page 5, "BROADVIEW COUNTRY  
 296 | CLUB ESTATES, 5TH ADDITION", Plat Book 48, Page 25,

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297 | "BROADVIEW COUNTRY CLUB ESTATES, 6TH ADDITION", Plat  
 298 | Book 51, Page 49, "BROADVIEW COUNTRY CLUB ESTATES, 7TH  
 299 | ADDITION", Plat Book 51, PAGE 50, "POMPANO PARK  
 300 | SECTION 1", Plat Book 52, Page 7, "POMPANO PARK  
 301 | SECTION 2", Plat Book 54, Page 12, "POMPANO PARK  
 302 | SECTION 3", Plat Book 55, Page 20, "BROADVIEW COUNTRY  
 303 | CLUB ESTATES, 9TH ADDITION", Plat Book 56, Page 3,  
 304 | "BROADVIEW COUNTRY CLUB ESTATES, 11TH ADDITION", Plat  
 305 | Book 56, Page 28, "BROADVIEW COUNTRY CLUB ESTATES,  
 306 | 12TH ADDITION", Plat Book 57, Page 18, "BROADVIEW  
 307 | COUNTRY CLUB ESTATES, 14TH ADDITION", Plat Book 58  
 308 | Page 18, "BROADVIEW COUNTRY CLUB ESTATES, 15TH  
 309 | ADDITION", Plat Book 62, Page 35, "PERRY'S ADDITION  
 310 | TO BROADVIEW COUNTRY CLUB ESTATES", Plat Book 62, Page  
 311 | 43, "SPRINGBANK PARK", Plat Book 63, Page 47,  
 312 | "SPRINGBANK PARK, SECTION 2", Plat Book 69, Page 23,  
 313 | "SOUTHERN FEDERAL AT TAMARAC", Plat Book 82, Page 36,  
 314 | "SLOATE & ZITO CENTER", Plat Book 83, Page 13,  
 315 | "BUNTROCK PLAT", Plat Book 84, Page 30, "BAILEY ROAD  
 316 | PLAZA", Plat Book 86, Page 1, "STAPLES COMMERCIAL  
 317 | PLAT", Plat Book 93, Page 2, "CONTINENTAL PLAZA", Plat  
 318 | Book 96, Page 14, "ZACKOWITZ PLAT", Plat Book 100,  
 319 | Page 38, "DARGEL-MINNET PLAT", Plat Book 104, Page 16,  
 320 | "GUARDIAN PLAT", Plat Book 111, Page 50, "TAMARAC MINI  
 321 | STORAGE PLAT No. 1" PLAT BOOK 112, Page 2, "WELLENS  
 322 | COMMERCIAL", Plat Book 115, Page 44, "PLAZA SEVEN  
 323 | SUBDIVISION", Plat Book 117, PAGE 24, "THE POINT",  
 324 | Plat Book 119, Page 28, "K.M.R. PLAT", Plat Book 127,

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325 Page 4, "ANDY PLAT", Plat Book 127, Page 16, "CENTRUM-  
 326 ROBAINA PLAT", Plat Book 127, Page 27, "HIDDEN LAKE  
 327 ESTATES", Plat Book 144, Page 46, and the "WILEY  
 328 PLAT", Plat Book 168, Page 29, said portions being  
 329 more particularly described as follows:

330 Beginning at the intersection of a line lying  
 331 170.00 feet East of the West line of said Section 12,  
 332 and the North line of said Section 12; said line also  
 333 being the municipal limits of North Lauderdale per  
 334 Chapter 83-475, House Bill No. 926, Laws of Florida;  
 335 THENCE along said North line and said Municipal Limits  
 336 line, South 88°55'02" East, 5,098.96 feet to an  
 337 intersection with a point on a line lying 15 feet West  
 338 of and parallel with the East Line of the Northeast  
 339 Quarter (N.E. 1/4) of said Section 12;

340 THENCE along said parallel line, and said  
 341 Municipal Limits line South 00°00'00" East, 2,644.43  
 342 feet;

343 THENCE South 00°00'03" East 98.89 feet to a point  
 344 on the Westerly right of way of Florida's Turnpike;

345 THENCE North 37°42'49" East along said Westerly  
 346 right of way and said Municipal Limits line to the  
 347 Northerly prolongation of the West line of Tract 7,  
 348 Block 96 of said PALM BEACH FARMS CO. Plat No. 3;

349 THENCE South 00°01'14" East along the said  
 350 Northerly prolongation and along the East right of way  
 351 line of State Road 7 said line also being the  
 352 Municipal Limits of Fort Lauderdale as per Chapter 69-

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353 | 1057 House Bill 2628 of the Laws of Florida and City  
 354 | of Ft. Lauderdale Ordinance No. C-00-71 to the North  
 355 | right-of-way line of Prospect Road, as shown on the  
 356 | State of Florida Department of Transportation right-  
 357 | of-way map Section 86100-2501 Sheet 7 (Latest Date  
 358 | 4/17/95);

359 | THENCE easterly along said North right-of-way  
 360 | line, to a POINT OF INTERSECTION with a line lying  
 361 | 249.00 feet East of and parallel with the East right-  
 362 | of-way line of said State Road 7;

363 | THENCE Southerly along said line to an  
 364 | intersection with the south line of the aforesaid  
 365 | Tract 10;

366 | THENCE along said South line, 987.82 feet to an  
 367 | intersection with the Northerly Extension of the  
 368 | Westerly line of "LINPRO LONESTAR PARK", according to  
 369 | the plat thereof as recorded in Plat Book 124, Page  
 370 | 12, of the Public Records of Broward County, Florida;

371 | THENCE South 00°07'30" East, along said Westerly  
 372 | line and the Westerly line of "PROSPECT INDUSTRIAL AND  
 373 | COMMERCIAL PARK" according to the plat thereof as  
 374 | recorded in Plat Book 14, Page 17, of the Public  
 375 | Records of Broward County, Florida, said line also  
 376 | being the Municipal Limits of Fort Lauderdale per  
 377 | Ordinance C-72-22, 2,059.89 feet to the South line of  
 378 | said PROSPECT INDUSTRIAL AND COMMERCIAL PARK Plat;

379 | THENCE easterly along the said South line and  
 380 | said Municipal Limits line, South 88°20'25" East,

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381 | 1,323.66 feet to an intersection with the West Line of  
 382 | the East Half (E. 1/2) of said Section 18;

383 | THENCE Southerly along said West line, and said  
 384 | Municipal Limits line, South 00°11'46" East, 1,120.59  
 385 | feet to an intersection with the North right-of-way  
 386 | line of Commercial Boulevard (N.W. 50th Street);

387 | THENCE along said North right of way line, said  
 388 | line also being the Municipal Limits of Tamarac per  
 389 | Ordinance 0-81-17, said line also being the south  
 390 | lines of said "GUARDIAN PLAT", said "KMR PLAT" and  
 391 | said "THE POINT PLAT", to a line 861.25 feet West of  
 392 | the East Boundary of the Southwest Quarter (S.W. 1/4)  
 393 | of said Section 18;

394 | THENCE along said Municipal Limits line the  
 395 | following Two (2) Courses; (1) THENCE North  
 396 | 00°29'16" West along said line said line also being  
 397 | the East line "TAMARAC BUSINESS CENTER" according to  
 398 | the plat thereof, as recorded in Plat Book 61, Page 27  
 399 | of the Public Records of Broward county, Florida  
 400 | 446.72 feet (2) THENCE along the North line of said  
 401 | Plat, North 88°29'17" West, 462.40 feet to an  
 402 | intersection with the Southerly Extension of the  
 403 | Westerly line of said "TAMARAC MINI STORAGE PLAT NO.  
 404 | 1";

405 | THENCE along the Municipal Limits of Fort  
 406 | Lauderdale per Ordinance C-73-4 the following Three  
 407 | (3) Courses, and along said Southerly Extension of  
 408 | said Westerly line and the Westerly line of said

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409 "TAMARAC MINI STORAGE PLAT NO. 1", (1) North  
 410 00°07'30" West, 660.26 feet to the Northeast Corner of  
 411 "LEDER COMMERCIAL SUBDIVISION", according to the Plat  
 412 thereof as recorded in Plat Book 79, Page 25 of the  
 413 Public Records of Broward County, Florida; (2) THENCE  
 414 along the North line of said "LEDER COMMERCIAL  
 415 SUBDIVISION" Plat, North 88°33'38" West, 1,271.42 feet  
 416 to the East right of way line of State Road 7; (3)  
 417 THENCE along said East right of way line, South  
 418 00°00'30" East, 658.62 feet to the South line of the  
 419 Northwest Quarter (N.W. 1/4) of said Section 18;  
 420 THENCE along the Municipal Limits of Tamarac, per  
 421 Ordinance 0-81-17, the following Nine (9) Courses;  
 422 (1) THENCE North 88°29'17" West 153 feet along said  
 423 South line and the Westerly prolongation thereof to  
 424 the West right of way line of State Road 7; (2)  
 425 THENCE Northerly along said West right of way line to  
 426 an intersection with the South line of the Southeast  
 427 Quarter of Section 12, Township 49 South, Range 41  
 428 East; (3) THENCE along said South line, North  
 429 88°57'06" West 1,220 feet, more or less, to the  
 430 intersection with the West line of said Tract 16 and  
 431 the Southerly extension of the West line of said  
 432 "POMPANO PARK" Plat; (4) THENCE along said West  
 433 line, said line also being the East line of Tract 15  
 434 of said FT. LAUDERDALE TRUCK FARMS Plat, North  
 435 00°02'53" West, 1,320.05 feet to the Southeast Corner  
 436 of said "POMPANO PARK SECTION 1" PLAT; (5) THENCE



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437 | along the South line of the aforesaid "POMPANO PARK  
 438 | SECTION 1" Plat and the South line of said Tract 10,  
 439 | North 88°57'12" West, 1,153.35 feet to a POINT OF  
 440 | INTERSECTION with the line lying 165.83 feet East of  
 441 | the West line of said Tract 10; (6) THENCE Northerly  
 442 | along said line 163.73 feet; (7) THENCE Westerly  
 443 | along a line 163.73 feet North of the South line of  
 444 | said Tract 10, 165.83 feet to a Point on the West line  
 445 | of said Tract 10; (8) THENCE along the West line of  
 446 | said Tract 10, North 01°03'51" East, 1,155.20 feet to  
 447 | an intersection with the South line of the North (N  
 448 | 1/2) of said Section 12; (9) THENCE along said South  
 449 | line, North 88°56'09" West 2,470.48 feet to a POINT OF  
 450 | INTERSECTION with said line lying 170.00 feet East of  
 451 | and parallel with the West line of said Section 12;  
 452 | THENCE along said parallel line said line also  
 453 | being the Municipal Limits of the City of North  
 454 | Lauderdale per Chapter 83-475 House Bill 926 Laws of  
 455 | Florida, North 00°00'05" East, 2,646.09 feet to the  
 456 | POINT OF BEGINNING. Together with all of the "ANDY  
 457 | PLAT" Plat Book 127, Page 16 of the Public Records of  
 458 | Broward County, Florida, and a portion of Section 18,  
 459 | Township 49 south, Range 42 East, more particularly  
 460 | described as follows:  
 461 | Begin at the Northwest Corner of said "ANDY  
 462 | PLAT";  
 463 | THENCE along the North line of said Plat and  
 464 | Easterly prolongation thereof, said line also being

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465 the Municipal Limits of Tamarac per Ordinance 0-81-17,  
 466 South 88°32'02" East, 130.09 feet;  
 467 THENCE South 00°08'24" East along the Municipal  
 468 Limits of Oakland Park per Chapter 79-458 House Bill  
 469 1498, Laws of Florida, 426.14 feet;  
 470 THENCE along the South line of said "ANDY PLAT"  
 471 and Easterly prolongation thereof, said line also  
 472 being the Municipal Limits of Lauderdale Lakes per  
 473 Chapter 84-463, House Bill 1082, Laws of Florida,  
 474 130.09 feet;  
 475 THENCE along the West line of said Plat, said  
 476 line also being the Municipal Limits of Lauderdale  
 477 Lakes per Ordinance 87-10, North 00°08'24" West,  
 478 426.14 feet to the POINT OF BEGINNING. Together with:  
 479 all of the "CONTINENTAL PLAZA", Plat Book 96, Page 14  
 480 of the Public Records of Broward County, Florida, and  
 481 a portion of Section 18, Township 49 South, Range 42  
 482 East, more particularly described as follows:  
 483 BEGIN at the Northwest Corner of said CONTINENTAL  
 484 PLAZA;  
 485 THENCE along the North line of said Plat and  
 486 Easterly prolongation thereof, said line also being  
 487 the Municipal Limits of Tamarac per Ordinance 0-81-17,  
 488 South 88°32'02" East, 299.77 feet;  
 489 THENCE along the West line of CARVEL CORPORATION  
 490 PLAT, per Plat Book 123, Page 17, of the Public  
 491 Records of Broward County, Florida, said line also

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492 being the Municipal Limits of Lauderdale Lakes per  
 493 Ordinance 87-10, South 00°11'09" East, 426.14 Feet;  
 494 THENCE along the south line of said CONTINENTAL  
 495 PLAZA Plat and the Easterly prolongation thereof said  
 496 line also being the Municipal Limits of Lauderdale  
 497 Lakes per Chapter 84-463, House Bill 1082, Laws of  
 498 Florida, North 88°32'02" West, 299.43 feet;  
 499 THENCE along the west line of said Plat, said  
 500 line also being the Municipal Limits of Tamarac per  
 501 Ordinance 0-81-7, North 00°11'09" West, 426.15 feet to  
 502 the POINT OF BEGINNING.  
 503 LESS THEREFROM: that portion of the City of Ft.  
 504 Lauderdale as per Ordinance C-73-4 lying in Section  
 505 18, Township 49, Range 42 East, Broward County,  
 506 Florida, being more particularly described as follows:  
 507 BEGINNING at the Northwest corner of the South  
 508 half (S 1/2) of the Southeast one (S.E. 1/4) of the  
 509 Northwest One Quarter (N.W. 1/4) of Section 18,  
 510 Township 49 South, Range 42 East;  
 511 THENCE North 00°07'30" West along the Extension  
 512 of the West line of the South half (S 1/2) of the  
 513 Southeast One Quarter (N.W. 1/4), a distance of 15.00  
 514 feet;  
 515 THENCE North 88°33'38" West, a distance of 10.00  
 516 feet;  
 517 THENCE South 00°07'30" East, 10.00 feet West of  
 518 and parallel to the said West line of the South half  
 519 (S 1/2) of the Southeast One Quarter (S.E. 1/4) of

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520 | the Northwest One Quarter (N.W. 1/4), a distance of  
521 | 33.33 feet;  
522 | THENCE South 88°33'38" East, a distance of 10.00  
523 | feet to a point on the West line of said South half (S  
524 | 1/2) of the Southeast One Quarter (S.E. 1/4) of the  
525 | Northwest One Quarter (N.W. 1/4);  
526 | THENCE North 00°07'30" West, along the said West  
527 | line of the South half (S 1/2) of the Southeast One  
528 | Quarter (S.E. 1/4) of the Northwest One Quarter (N.W.  
529 | 1/4), a distance of 18.33 feet to the POINT OF  
530 | BEGINNING.

531 | AND ALSO:

532 | Portions of Section 18, Township 49 South, Range  
533 | 42 East Broward County, Florida;

534 | TOGETHER with all of the following plats recorded  
535 | in the public records of Broward County, Florida.  
536 | DARGEL-MINNET PLAT, Plat Book 104, Page 16, "GUARDIAN  
537 | PLAT," Plat Book 111, Page 50, "TAMARAC MINI STORAGE  
538 | PLAT No. 1," Plat Book 112, Page 2, "THE POINT," Plat  
539 | Book 119, Page 28, "K.M.R. Plat," Plat Book 127, Page  
540 | 4, said portions being more particularly described as  
541 | follows:

542 | BEGINNING at the North West Plat Corner of Tract  
543 | "A", TAMARAC MINI STORAGE PLAT No. 1, Plat Book 112,  
544 | Page 2, according to the Plat thereof;

545 | THENCE South 88°20'25" East along the North line  
546 | of said Tract "A" and Easterly extension thereof, and  
547 | along the North line of said DARGEL-MINNET PLAT and

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548 Easterly extension thereof to the intersection of the  
 549 East line of the Northwest Quarter (NW 1/4) of said  
 550 Section 18, a distance of 1323.66 feet;

551 THENCE South 00°11'46" East along said East line  
 552 and along the East line of the Southwest Quarter (SW  
 553 1/4) of said Section 18 a distance of 1131.18 feet to  
 554 the North Right-of-way line of Commercial Boulevard  
 555 (N.W. 50<sup>th</sup> Street) said line also being the City of  
 556 Tamarac Boundary per Ordinance No. 0-81-17;

557 THENCE along said Right-of-way and Boundary line  
 558 North 88°32'02" West, 859.65 feet to an intersection  
 559 with the Easterly line of "TAMARAC BUSINESS CENTER,"  
 560 according to the Plat thereof as recorded in Plat Book  
 561 61, Page 27 of the public records of Broward County,  
 562 Florida;

563 THENCE North 00°29'16" West along the Easterly  
 564 line of said "TAMARAC BUSINESS CENTER" and said  
 565 Boundary line 456.73 feet to the Northeast corner of  
 566 said "TAMARAC BUSINESS CENTER";

567 THENCE North 88°29'17" West along the Northerly  
 568 line of said "TAMARAC BUSINESS CENTER" and said  
 569 Boundary Line 462.40 feet to an intersection with the  
 570 Southerly extension of the West line of said "TAMARAC  
 571 MINI STORAGE PLAT No. 1" and said Boundary line;

572 THENCE along said Southerly extension and West  
 573 line, North 00°07'30" West, 678.60 feet to the POINT  
 574 OF BEGINNING.

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575                   Said lands situate and lying in Broward County,  
 576                   Florida.

577  
 578                   It is hereby determined, declared, and enacted that said lands in  
 579                   their present condition are wet and subject to overflow and that  
 580                   the drainage, reclamation, and protection of said lands from the  
 581                   effects of water and thereby the making of said lands available  
 582                   for agricultural purposes, by drainage, reclamation, and  
 583                   improvement, in the creation of said district with the powers  
 584                   vested in it by this act are in the interest of and conducive to  
 585                   the public welfare, health, and convenience.

586                   Section 2. Provisions of chapter 298, Florida Statutes, made  
 587                   applicable.--A public corporation and a political subdivision of  
 588                   the state is hereby created under the name and style of "North  
 589                   Lauderdale Water Control District." The provisions of the general  
 590                   drainage laws of Florida applicable to drainage districts which  
 591                   are embodied in chapter 298, Florida Statutes, and all the laws  
 592                   amendatory thereof, now existing or hereinafter enacted so far as  
 593                   not inconsistent with this act, are hereby declared to be  
 594                   applicable to said North Lauderdale Water Control District. Said  
 595                   North Lauderdale Water Control District shall have all the powers  
 596                   and authorities mentioned in or conferred by chapter 298, Florida  
 597                   Statutes, and acts amendatory thereof, except as herein otherwise  
 598                   provided.

599                   Section 3. Powers of the district.--Said district shall have  
 600                   the power to sue and be sued by its name in any court of law or in  
 601                   equity; to make contracts; to adopt and use a corporate seal and  
 602                   to alter the same at pleasure; to acquire by purchase, gift, or

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603 condemnation, real and personal property, either or both, within  
 604 or without the district, and to convey and dispose of such real  
 605 and personal property as may be necessary and convenient to carry  
 606 out the purposes, or any of the purposes, of this act and chapter  
 607 298, Florida Statutes; to construct, operate, and maintain canals,  
 608 ditches, drains, levees, dikes, and other works for drainage  
 609 purposes; to acquire, purchase, operate, and maintain pumps,  
 610 plants, and pumping systems for drainage purposes; to construct,  
 611 operate, and maintain irrigation works, machinery, and plants; to  
 612 construct, improve, pave, and maintain roadways and roads  
 613 necessary and convenient for the exercise of the powers or duties  
 614 or any of the powers or duties of said district or the supervisors  
 615 thereof; to pump water into and out of canals, ditches, drains,  
 616 and other works of the district, or onto or from the lands in said  
 617 district, and to regulate and control the flow of water into and  
 618 out of said district; in maintaining and operating canals, drains,  
 619 levees, dikes, dams, locks, reservoirs, pumping stations, and  
 620 water control structures, the board of supervisors and its agents  
 621 and employees shall have the authority to enter at all reasonable  
 622 times upon the lands adjacent to any such drainage works in order  
 623 to transport and use men and women, equipment, machinery, and  
 624 materials necessary to properly maintain, preserve, and operate  
 625 such drainage works and in furtherance of the purposes and intent  
 626 of this act and chapter 298, Florida Statutes, to construct,  
 627 improve, and pave roadways and roads necessary and convenient to  
 628 provide access to, and efficient development of, areas made  
 629 suitable and available for cultivation, settlement, and other  
 630 beneficial use and development as a result of the drainage and

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631 reclamation operations of the district; to borrow money and issue  
632 negotiable or other bonds of said district as hereinafter  
633 provided; to borrow money from time to time, and issue negotiable  
634 or other notes of said district therefor, bearing interest not  
635 exceeding the rate prescribed by Florida general or special law,  
636 in anticipation of the collection of taxes, levies, and  
637 assessments or revenues of said district and to pledge or  
638 hypothecate such taxes, levies, assessments, and revenues to  
639 secure such bonds, notes, or obligations, and to sell, discount,  
640 negotiate, and dispose of the same; and to exercise all other  
641 powers necessary, convenient, or proper in connection with any of  
642 the powers or duties of said district stated in this act or  
643 chapter 298, Florida Statutes. The powers and duties of said  
644 district shall be exercised by and through the board of  
645 supervisors thereof, which board shall have the authority to  
646 employ engineers, attorneys, agents, employees, and  
647 representatives as the board of supervisors may from time to time  
648 determine and to fix their compensation and duties.

649 Section 4. Board of supervisors; organization; powers,  
650 duties, and terms of office.--There is hereby created a Board of  
651 Supervisors of North Lauderdale Water Control District, which  
652 shall be the governing body of said district. The board of  
653 supervisors of said district shall be composed of five members,  
654 who shall be the five sitting members of the City Commission of  
655 the City of North Lauderdale.

656 (1) The term of office of each member of the board of  
657 supervisors shall be coincidental with that member's term of  
658 office as a member of the city commission. Each member shall



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659 assume full duties as a member of the board of supervisors once he  
 660 or she takes the oath of office as a member of the city  
 661 commission.

662 (2) Terms of office for the board of supervisors shall be  
 663 concurrent with the length of time the commission member is in  
 664 office.

665 (3) An annual meeting of the board of supervisors shall be  
 666 held during the first week of June and otherwise in accordance  
 667 with this act. At the annual meeting of the board of supervisors  
 668 and as necessary to fill a vacancy, the board shall elect, from  
 669 its members, a chair and a vice chair, who shall serve in said  
 670 positions until the next annual meeting or expiration of his or  
 671 her term, whichever occurs first.

672 Section 5. Meetings of board of supervisors.--The board of  
 673 supervisors shall have the power to call special meetings at any  
 674 time to receive reports or consider and act upon any matter.  
 675 Notice of all meetings shall be given by the board of supervisors  
 676 by causing publication thereof to be made once at least 7 days  
 677 prior to such meeting in some newspaper published in Broward  
 678 County or by sending notice through the mail to each landowner.  
 679 In cases of emergency as determined by a majority of the board,  
 680 this notice requirement may be waived. The meetings shall be held  
 681 in some public place in accordance with chapter 286, Florida  
 682 Statutes, and the place, day, and hour of holding such meeting  
 683 shall be stated in the notice. The chair of the board of  
 684 supervisors shall preside at such meeting. The City Clerk of the  
 685 City of North Lauderdale shall serve as the secretary of the board  
 686 of supervisors at all meetings. The Board of Supervisors of the

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687 North Lauderdale Water Control District shall meet not less than 3  
688 times per year to conduct the business of the district as provided  
689 for in this act.

690 Section 6. Compensation of the board.--Each supervisor shall  
691 serve without compensation, except that he or she shall be  
692 reimbursed for his or her travel expenses pursuant to section  
693 112.061, Florida Statutes, as may be amended from time to time,  
694 for each mile actually traveled in going to and from his or her  
695 place of residence to the place of meeting.

696 Section 7. Taxes and assessments, levied and apportioned,  
697 and the collection thereof.--Taxes and non-ad valorem assessments  
698 shall be levied and apportioned as provided for by the general  
699 drainage and water control laws of Florida, chapter 298, Florida  
700 Statutes, and amendments thereto, and the general or special laws  
701 of the state; except that the following provisions shall apply to  
702 said district: the board of supervisors shall determine, order,  
703 and levy the amount of the annual taxes or non-ad valorem  
704 assessments levied under chapter 298, Florida Statutes, which  
705 shall become due and be collected during each year at the same  
706 time that county taxes are due and collected, which said annual  
707 tax, assessment, and levy shall be evidenced to and certified by  
708 said board, no later than July 1 of each year, to the property  
709 appraiser of Broward County. Said tax or assessment shall be  
710 extended by the county property appraiser on the county tax roll  
711 and shall be collected by the tax collector in the same manner and  
712 time as county taxes, and the proceeds thereof paid to said  
713 district.

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714        Section 8. Maintenance tax.--The provisions of section  
 715        298.54, Florida Statutes, and amendments thereto shall not be  
 716        applicable to said district. In lieu thereof, the following  
 717        provisions shall apply to said district: to maintain and preserve  
 718        the improvements made pursuant to this chapter and to repair and  
 719        restore the same, when needed, and for the purpose of defraying  
 720        the current expenses of the district, the board of supervisors  
 721        may, upon completion of said improvements in whole or in part as  
 722        may be certified to said board by the chief engineer, levy  
 723        annually a tax upon each tract or parcel of land within the  
 724        district, to be known as "maintenance tax." Said maintenance tax  
 725        shall be apportioned upon the basis of the net non-ad valorem  
 726        assessments of benefits assessed as accruing for original  
 727        construction, and shall be evidenced to and certified by said  
 728        board not later than July 1 of each year to the property appraiser  
 729        of Broward County, and shall be extended by the county property  
 730        appraiser on the county tax roll, and shall be collected by the  
 731        county property appraiser in the same manner and time as county  
 732        taxes and the proceeds therefrom paid to said district. Said tax  
 733        shall be a lien until paid on the property upon which assessed,  
 734        and enforceable in like manner as county taxes.

735        Section 9. Levy of taxes and assessments on fractional  
 736        acres.--In levying and assessing all taxes and assessments, each  
 737        tract or parcel of land more than 1 acre in area which contains a  
 738        fraction of an acre shall be assessed at the nearest whole number  
 739        of acres. However, each tract or parcel of land less than 1 acre  
 740        in area shall be assessed as a full acre.

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741       Section 10. Enforcement of taxes and assessments.--The  
742 collection and enforcement of all taxes and assessments levied by  
743 said district shall be at the same time and in like manner as the  
744 county. The provisions of the Florida Statutes relating to the  
745 sale of lands for unpaid and delinquent county taxes and  
746 assessments, the issuance, sale, and delivery of tax certificates  
747 for such unpaid and delinquent county taxes, the redemption  
748 thereof, the issuance to individuals of tax deeds based thereon,  
749 and all other procedures in connection therewith shall be  
750 applicable to said district and the delinquent and unpaid taxes  
751 and assessments of said district to the same extent as if said  
752 statutory provisions were expressly set forth in this act. All  
753 taxes and assessments shall be subject to the same discounts as  
754 county taxes.

755       Section 11. When unpaid tax or assessment is delinquent;  
756 penalty.--All taxes provided for in this act shall be and become  
757 delinquent and bear penalties in the amount of said taxes in the  
758 same manner as county taxes. Assessments provided for in this act  
759 and authorized in chapter 298, Florida Statutes, shall be and  
760 become delinquent and bear penalties and interest at the highest  
761 rate authorized by Florida general or special law, or as otherwise  
762 provided in district legislation imposing the assessment.

763       Section 12. Bonds may be issued; sale and disposition of  
764 proceeds; interest; levy to pay bonds; bonds and duties of  
765 treasurer, etc.--

766       (1) The board of supervisors may, if in their judgment it  
767 seems best, issue bonds not to exceed 90 percent of the total  
768 amount of the taxes levied under the provisions of section

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769 298.305, Florida Statutes, in denominations of not less than \$100,  
770 bearing interest from the date of issuance at a rate as provided  
771 by general law, payable annually or semiannually, to mature at  
772 annual intervals within 40 years commencing after a period of not  
773 later than 10 years, to be determined by the board of supervisors;  
774 both principal and interest payable at some convenient place  
775 designated by the board of supervisors to be named in said bonds;  
776 and said bonds shall be signed by the chair of the board of  
777 supervisors, attested with the seal of said district, and by the  
778 signature of the secretary of said board. All of said bonds shall  
779 be executed and delivered to the treasurer of said district, who  
780 shall sell the same in such quantities and at such dates as the  
781 board of supervisors may deem necessary to meet the payments for  
782 the works and improvements in the district. Said bonds shall not  
783 be sold for less than 90 cents on the dollar, with accrued  
784 interest, shall show on their face the purpose for which they are  
785 issued, and shall be payable out of moneys derived from the  
786 aforsaid taxes. A sufficient amount of the drainage tax shall be  
787 appropriated by the board of supervisors for the purpose of paying  
788 the principal and interest of said bonds and the same shall, when  
789 collected, be preserved in a separate fund for that purpose and no  
790 other. All bonds and coupons not paid at maturity shall bear  
791 interest at the rate of 6 percent per annum from maturity until  
792 paid, or until sufficient funds have been deposited at the place  
793 of payment, and said interest shall be appropriated by the board  
794 of supervisors out of the penalties and interest collected on  
795 delinquent taxes or other available funds of the district.  
796 Provided, however, that it may, in the discretion of said board,

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797 be provided that at any time, after such date as shall be fixed by  
798 said board, said bonds may be redeemed before maturity at the  
799 option of said board, or their successors in office, by being made  
800 callable prior to maturity at such times and upon such prices and  
801 terms and other conditions as said board shall determine. If any  
802 bond so issued subject to redemption before maturity shall not be  
803 presented when called for redemption, it shall cease to bear  
804 interest from and after the date so fixed for redemption.

805 (2) The board of supervisors of said district shall have  
806 authority to issue refunding bonds to take up any outstanding  
807 bonds and any interest accrued thereon when, in the judgment of  
808 said board, it shall be for the best interest of said district to  
809 do so. Said board is hereby authorized and empowered to issue  
810 refunding bonds to take up and refund all bonds of said district  
811 outstanding that are subject to call and prior redemption, and all  
812 interest accrued to the date of such call or prior redemption, and  
813 all bonds of said district that are not subject to call or  
814 redemption, together with all accrued interest thereon, where the  
815 surrender of said bonds can be procured from the holders thereof  
816 at prices satisfactory to the board or can be exchanged for such  
817 outstanding bonds with the consent of the holder thereof. Such  
818 refunding bonds may be issued at any time when, in the judgment of  
819 said board, it will be to the interest of the district financially  
820 or economically to secure a lower rate of interest on said bonds  
821 or by extending the time of maturity of said bonds, or for any  
822 other reason in the judgment of said board advantageous to said  
823 district. Such refunding bonds may mature at any time or times in  
824 the discretion of said board, not later, however, than 40 years

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825 from the date of issuance of said refunding bonds. Said refunding  
826 bonds shall bear such dates of issue and such other details as  
827 said board shall determine and may, in the discretion of said  
828 board, be made callable prior to maturity at such times and upon  
829 such prices and terms and other conditions as said board shall  
830 determine. All the other applicable provisions of this act not  
831 inconsistent therewith shall apply fully to said refunding bonds  
832 and the holders thereof shall have all the rights, remedies, and  
833 security of the outstanding bonds refunded, except as may be  
834 otherwise provided in the resolution of the board authorizing the  
835 issuance of such refunding bonds. Any funds available in the  
836 sinking fund for the payment of the principal and interest of  
837 outstanding bonds may be retained in the fund to be used for the  
838 payment of principal and interest of the refunding bonds, in the  
839 discretion of the board of supervisors. Any expenses incurred in  
840 buying any or all bonds authorized under the provisions of this  
841 section and the interest thereon and a reasonable compensation for  
842 paying same shall be paid out of the funds in the hands of the  
843 treasurer and collected for the purpose of meeting the expenses of  
844 administration. It shall be the duty of said board of supervisors  
845 in making the annual tax levy as heretofore provided to take into  
846 account the maturing bonds and interest on all bonds and expenses  
847 and to make provision in advance for the payment of same.

848 (3) In case the proceeds of the original tax levy made under  
849 the provisions of section 298.305, Florida Statutes, are not  
850 sufficient to pay the principal and interest of all bonds issued,  
851 then the board of supervisors shall make such additional levy or  
852 levies upon the benefits assessed as are necessary for this

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853 purpose, and under no circumstances shall any tax levies be made  
854 that will in any manner or to any extent impair the security of  
855 said bonds or the funds available for the payment of the principal  
856 and interest of same. Said treasurer shall, at the time of the  
857 receipt by him or her of said bonds, execute and deliver to the  
858 chair of the board of said district a bond with good and  
859 sufficient surety to be approved by said board, on the condition  
860 that he or she shall account for and pay over as required by law  
861 and as ordered by said board of supervisors any and all moneys  
862 received by him or her on the sale of such bonds, or any of them,  
863 and that he or she will only sell and deliver such bonds to the  
864 purchaser or purchasers thereof under and according to the terms  
865 herein prescribed, and that he or she will return to the board of  
866 supervisors and duly cancel any and all bonds not sold when  
867 ordered by said board to do so. Said bonds when so returned shall  
868 remain in the custody of the chair of the board of supervisors,  
869 who shall produce the same for inspection or for use as evidence  
870 whenever and wherever legally requested so to do. Said treasurer  
871 shall promptly report all sales of bonds to the board of  
872 supervisors. The board shall, at a reasonable time thereafter,  
873 prepare and issue warrants in substantially the form provided in  
874 section 298.17, Florida Statutes, for the payment of maturing  
875 bonds so sold and the interest payments coming due on all bonds  
876 sold. Each of said warrants shall specify what bonds and accruing  
877 interest it is to pay, and the treasurer shall place sufficient  
878 funds at the place of payment to pay the maturing bonds and  
879 coupons when due, together with necessary compensation for paying  
880 same. The successor in office of any such treasurer shall not be



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881 entitled to said bonds or the proceeds thereof until he or she  
882 shall have complied with all of the foregoing provisions  
883 applicable to his or her predecessor in office. The aforesaid bond  
884 of said treasurer, if said board shall so direct, may be furnished  
885 by a surety or bonding company, which may be approved by said  
886 board of supervisors; provided, if it should be deemed more  
887 expedient to said board of supervisors as to money derived from  
888 the sale of bonds issued, said board may, by resolution, select  
889 some suitable bank or banks or other depository as temporary  
890 treasurer or treasurers to hold and disburse said moneys upon the  
891 order of said board as the work progresses, until such fund is  
892 exhausted or transferred to the treasurer by order of said board  
893 of supervisors. The funds derived from the sale of said bonds or  
894 any of them shall be used for the purpose of paying the cost of  
895 the drainage works and improvements, and such costs, fees,  
896 expenses, and salaries as may be authorized by law, and used for  
897 no other purpose.

898 Section 13. Full authority for issue and sale of bonds  
899 authorized.--

900 (1) This act shall, without reference to any other act of  
901 the Legislature, be full authority for the issuance and sale of  
902 bonds authorized in this act, which bonds shall have all the  
903 qualities of negotiable paper under the law merchant and shall not  
904 be invalid for any irregularity or defect in the proceedings for  
905 the issuance and sale thereof and shall be incontestable in the  
906 hands of bona fide purchasers or holders thereof. No proceedings  
907 in respect to the issuance of any such bonds shall be necessary,  
908 except such as are required by this act. The provisions of this

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909 act shall constitute an irrevocable contract between said board  
 910 of supervisors and said North Lauderdale Water Control District  
 911 and the holders of any bonds and the coupons thereof issued  
 912 pursuant to the provisions hereof. Any holder of any of said  
 913 bonds or coupons may, either in law or by equity, suit, action, or  
 914 mandamus, enforce and compel the performance of the duties  
 915 required by this act of any of the officers or persons mentioned  
 916 in this act in relation to said bonds or to the correct  
 917 enforcement and application of the taxes for the payment thereof.

918 (2) After the several bonds and coupons are paid and retired  
 919 as herein provided, they shall be returned to the treasurer, and  
 920 they shall be canceled and an appropriate record thereof made in a  
 921 book to be kept for that purpose, which record of paid and  
 922 canceled bonds shall be kept at the office of the treasurer and  
 923 shall be opened for inspection by any bondholder at any time.

924 Section 14. Floating indebtedness.--

925 (1) After the levy of taxes in any years, and before the  
 926 collection thereof, the board of supervisors shall have the power  
 927 to issue tax anticipation notes. Said notes shall bear interest  
 928 at a rate not exceeding the maximum rate allowed by general or  
 929 special law, shall be payable at such times, and may be sold or  
 930 discounted at such price or on such terms as said board may deem  
 931 advisable, and the board may pledge the whole or any part of the  
 932 tax levy for the payment thereof.

933 (2) The board shall also have the right to issue temporary  
 934 obligations or interim certificates after the issuance of any  
 935 bonds authorized under this act but, prior to the sale thereof,

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936 said temporary obligations and interim certificates shall be paid  
 937 within 2 years from the proceeds of the sale of said bonds.

938 (3) Said temporary obligations and interim certificates  
 939 shall have all the rights and privileges of the permanent  
 940 bondholders.

941 (4) The tax anticipation notes, temporary obligations, and  
 942 interim certificates shall be termed "floating indebtedness" in  
 943 order to distinguish the same from the bonded debt as provided for  
 944 herein.

945 Section 15. Eminent domain.--Said board of supervisors is  
 946 hereby authorized and empowered to exercise the right of eminent  
 947 domain and may condemn for the use of said district any and all  
 948 lands, easements, rights-of-way, riparian rights, and property  
 949 rights of every description, in or out of said district, required  
 950 for the public purposes and powers of said board as herein  
 951 granted, and may enter upon, take, and use such lands as it may  
 952 deem necessary for such purposes.

953 Section 16. Water a common enemy.--It is hereby declared  
 954 that in said district, surface waters, which shall include  
 955 rainfall and the overflow of rivers and streams, are a common  
 956 enemy, and said district and any individual or agency holding a  
 957 permit to do so from said district shall have the right to dike,  
 958 dam, and construct levees to protect said district or any part  
 959 thereof, or the property of said individual or agency, against the  
 960 same and thereby divert the course and flow of such surface waters  
 961 and/or pump the water from within such dikes and levees.

962 Section 17. Unit development; powers of supervisors to  
 963 designate units of district and adopt system of progressive

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964 drainage by units; plans of reclamation and financing assessments,  
965 etc. for each unit.--

966 (1) The Board of Supervisors of North Lauderdale Water  
967 Control District shall have the power and is hereby authorized in  
968 its discretion to drain and reclaim or more completely and  
969 intensively to drain and reclaim the lands in said district by  
970 designated areas or parts of said district to be called "units."  
971 The units into which said district may be so divided shall be  
972 given appropriate numbers or names by said board of supervisors so  
973 that said units may be readily identified and distinguished. The  
974 board of supervisors shall have the power to fix and determine the  
975 location, area, and boundaries of and lands to be included in each  
976 and all such units, the order of development thereof, and the  
977 method of carrying on the work in each unit. The unit system of  
978 drainage provided by this section may be conducted and all of the  
979 proceedings by this section and this act authorized in respect to  
980 such unit or units may be carried on and conducted at the same  
981 time as or after the work of draining and reclaiming of the entire  
982 district has been or is being or shall be instituted or carried on  
983 under the provisions of this act. If the board of supervisors  
984 shall determine that it is advisable to conduct the work of  
985 draining and reclaiming the lands in said district by units, as  
986 authorized by this section, said board shall, by resolution duly  
987 adopted and entered upon its minutes, declare its purpose to  
988 conduct such work accordingly, and shall at the same time and  
989 manner fix the number, location, and boundaries of and description  
990 of lands within such unit or units and give them appropriate  
991 numbers or names. As soon as practicable after the adoption and

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992 recording of such resolution, said board of supervisors shall  
993 publish notice once a week for 2 consecutive weeks in a newspaper  
994 published in Broward County, or duly notify the landowners by  
995 regular U.S. mail or hand-delivery, briefly describing the units  
996 into which said district has been divided and the lands embraced  
997 in each unit, giving the name, number, or other designation of  
998 such units, requiring all owners of lands in said district to show  
999 cause in writing before said board of supervisors at a time and  
1000 place to be stated in such notice why such division of said  
1001 district into such units should not be approved, and said system  
1002 of development by units should not be adopted and given effect by  
1003 said board, and why the proceedings and powers authorized by this  
1004 section should not be had, taken, and exercised. At the time and  
1005 place stated in said notice, said board of supervisors shall hear  
1006 all objections or causes of objection, all of which shall be in  
1007 writing, of any landowner in said district to the matters  
1008 mentioned and referred to in such notice, and if no objections are  
1009 made, or if objections are made and are overruled by said board,  
1010 then said board shall enter in its minutes its findings and order  
1011 confirming said resolution and may thereafter proceed with the  
1012 development, drainage, and reclamation of said district by units  
1013 pursuant to such resolution and to the provisions of this act.  
1014 If, however, said board of supervisors shall find as a result of  
1015 such objections, or any of them or the hearing thereon, that the  
1016 division of said district into such units as aforesaid should not  
1017 be approved, or that said system of development by units should  
1018 not be adopted and given effect, or that the proceedings and  
1019 powers authorized by this section should not be had, taken, or

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1020 exercised, or that any other matter or thing embraced in said  
 1021 resolution would not be in the best interest of the landowners of  
 1022 said district or would be unjust or unfair to any landowner  
 1023 therein or otherwise inconsistent with fair and equal protection  
 1024 and enforcement of the rights of every landowner in said district,  
 1025 then said board of supervisors shall not proceed further under  
 1026 such resolution, but said board of supervisors may, as a result of  
 1027 such hearing, modify or amend said resolution so as to meet such  
 1028 objections so made, and thereupon said board may confirm said  
 1029 resolution as so modified or amended and may thereafter proceed  
 1030 accordingly. The sustaining of such objections and the rescinding  
 1031 of such resolutions shall not exhaust the power of said board  
 1032 under this section but, at any time not less than 1 year after the  
 1033 date of the hearing upon any such resolution, the board of  
 1034 supervisors may adopt other resolutions under this section and  
 1035 thereupon proceed on due notice in like manner as above. If said  
 1036 board of supervisors shall overrule or refuse to sustain any such  
 1037 objections in whole or in part made by a landowner in the  
 1038 district, or if any such landowner shall deem himself or herself  
 1039 aggrieved by any action of the board of supervisors in respect to  
 1040 any objections so filed, such landowner may, within 10 days after  
 1041 the ruling of said board, file his or her bill of complaint in the  
 1042 Circuit Court in and for Broward County against said district,  
 1043 praying an injunction or other appropriate relief against the  
 1044 action or any part of such action proposed by such resolution or  
 1045 resolutions of said board, and such suits shall be conducted like  
 1046 other suits, except that said suits shall have preference over all  
 1047 other pending actions except criminal actions and writs of habeas

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1048 corpus. Upon the hearing of said cause said circuit court shall  
 1049 have the power to hear the objections and receive the evidence  
 1050 thereon of all parties to such cause and approve or disapprove  
 1051 said resolutions and action of said board in whole or in part, and  
 1052 to render such decree in such cause as right and justice require.  
 1053 When said resolutions creating said unit system shall be confirmed  
 1054 by the board of supervisors or by the Circuit Court in and for  
 1055 Broward County, if such proposed action shall be challenged by a  
 1056 landowner by the judicial proceedings hereinabove authorized, said  
 1057 board of supervisors may adopt a plan or plans of reclamation for  
 1058 and in respect to any or all such units and have the benefits and  
 1059 the damages resulting therefrom assessed and apportioned by  
 1060 commissioners appointed by the circuit court, and have the report  
 1061 of said commissioners considered and confirmed, all in like manner  
 1062 as is provided by law in regard to plans of reclamation for and  
 1063 assessments for benefits and damages of the entire district. With  
 1064 respect to plan of reclamation, notices, appointment of  
 1065 commissioners to assess benefits and damages, report of  
 1066 commissioners, and notice and confirmation thereof, the levy of  
 1067 assessments and taxes, including maintenance taxes, and the  
 1068 issuance of bonds and all other proceedings as to each and all of  
 1069 such units, said board shall follow and comply with the same  
 1070 procedure as is provided by law with respect to the entire  
 1071 district, and said board of supervisors shall have the same powers  
 1072 in respect to each and all of such units as is vested in them with  
 1073 respect to the entire district. All the provisions of this act  
 1074 shall apply to the drainage, reclamation, and improvement of each,  
 1075 any, and all of such units, and the enumeration of or reference to

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1076 specific powers or duties of the supervisors or any other officers  
 1077 or other matters in this act as hereinabove set forth shall not  
 1078 limit or restrict the application of any and all of the  
 1079 proceedings and powers herein to the drainage and reclamation of  
 1080 such units as fully and completely as if such unit or units were  
 1081 specifically and expressly named in every section and clause of  
 1082 this act where the entire district is mentioned or referred to.  
 1083 All assessments, levies, taxes, bonds, and other obligations made,  
 1084 levied, assessed, or issued for or in respect to any such unit or  
 1085 units shall be a lien and charge solely and only upon the lands in  
 1086 such units, respectively, for the benefit of which the same shall  
 1087 be levied, made, or issued, and not upon the remaining units or  
 1088 lands in said district. The board of supervisors may at any time  
 1089 amend its said resolutions by changing the location and  
 1090 description of lands in any such unit or units; and provided,  
 1091 further, that if the location of or description of lands located  
 1092 in any such unit or units is so changed, notice of such change  
 1093 shall be published as hereinabove required in this section for  
 1094 notice of the formation or organization of such unit or units, and  
 1095 all proceedings shall be had and done in that regard as are  
 1096 provided in this section for the original creation of such unit or  
 1097 units, provided, however, that no lands against which benefits  
 1098 shall have been assessed may be detached from any such unit after  
 1099 the confirmation of the commissioners' report of benefits in such  
 1100 unit or units or the issuance of bonds or other obligations which  
 1101 are payable from taxes or assessments for benefits levied upon the  
 1102 lands within such unit or units.



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1103       (2) Provided, however, that if, after the confirmation of  
1104 the commissioners' report of benefits in such unit or units, or  
1105 the issuance of bonds or other obligations which are payable from  
1106 taxes or assessments for benefits levied upon lands within such  
1107 unit or units, the board of supervisors finds the plan of  
1108 reclamation for any such unit or units insufficient or inadequate  
1109 for efficient development, the plan of reclamation may be amended  
1110 or changed as provided in chapter 298, Florida Statutes, and the  
1111 unit or units may be amended or changed as provided in this  
1112 section, by changing the location and description of lands in any  
1113 such unit or units, by detaching lands therefrom, or by adding  
1114 land thereto, upon the approval of at least 51 percent of the  
1115 landowners according to acreage in any such unit and 75 percent of  
1116 the holders of bonds issued in respect to any such unit, and  
1117 provided that in such event all assessments, levies, taxes, bonds,  
1118 and other obligations made, levied, assessed, incurred, or issued  
1119 for or in respect to any such unit or units may be allocated and  
1120 apportioned to the amended unit or units in proportion to the  
1121 benefits assessed by the commissioners' report for the amended  
1122 plan of reclamation and said report shall specifically provide for  
1123 such allocation and apportionment. The landowners and all  
1124 bondholders shall file their approval of or objections to such  
1125 amended plan of reclamation in accordance with section 298.301,  
1126 Florida Statutes, and shall file their approval of or objections  
1127 to the amendment of such unit as provided in this section.

1128       (3) No lands shall be detached from any unit after the  
1129 issuance of bonds or other obligations for such unit except upon  
1130 the consent of 75 percent of all the holders of such bonds or

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1131 other obligations. In the event of the change of the boundaries  
 1132 of any unit as provided herein and the allocation and  
 1133 apportionment to the amended unit or units of assessments, levies,  
 1134 taxes, bonds, and other obligations in proportion to the benefits  
 1135 assessed by the commissioners' report for the amended plan of  
 1136 reclamation, the holder of bonds or other obligations heretofore  
 1137 issued for the original unit who consents to such allocations and  
 1138 apportionment shall be entitled to all rights and remedies against  
 1139 any lands added to the amended unit or units as fully and to the  
 1140 same extent as if such added lands had formed and constituted a  
 1141 part of the original unit or units at the time of the original  
 1142 issuance of such bonds or other obligations, regardless of whether  
 1143 the holder of such bonds or other obligations is the original  
 1144 holder thereof or the holder from time to time hereafter, and the  
 1145 rights and remedies of such holder against the lands in the  
 1146 amended unit or units, including any lands added thereto, under  
 1147 such allocation and apportionment, shall constitute vested and  
 1148 irrevocable rights and remedies to the holder from time to time of  
 1149 such bonds or other obligations as fully and to the same extent as  
 1150 if such bonds or other obligations had been originally issued to  
 1151 finance the improvements in such amended unit or units under such  
 1152 amended plan of reclamation.

1153 Section 18. Severability.--In case any one or more of the  
 1154 sections or provisions of this act or the application of such  
 1155 sections or provisions to any situation, circumstances, or person  
 1156 shall for any reason be held to be unconstitutional, such  
 1157 unconstitutionality shall not affect any other sections or  
 1158 provisions of this act or the application of such sections or

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1159 provisions to any other situation, circumstances, or person, and  
1160 it is intended that this law shall be construed and applied as if  
1161 such section or provision had not been included herein for any  
1162 unconstitutional application.

1163 Section 4. Chapters 63-661, 82-273, 85-385, 94-428, and 97-  
1164 370, Laws of Florida, are repealed.

1165 Section 5. This act shall take effect upon becoming a law.