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HB 1335

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A bill to be entitled
An act relating to the City of Melbourne, Brevard County;
providing for extending the corporate limits of the City
of Melbourne; providing for annexation of two
unincorporated areas known and described as Aurora Road
Area A and Aurora Road Area B; providing for elections;
providing for effective dates of annexation; providing for
the effects of annexation; providing for transfer of
public roads and rights-of-way; providing an effective
date.

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

Section 1. Annexation of Aurora Road Area A.--

(1) No later than June 30, 2007, the governing body of the
City of Melbourne, after having considered the effects of
annexation of Aurora Road Area A, as hereinafter described, on
both the residents of the area and on the City of Melbourne, may
inform the Brevard County Supervisor of Elections of its desire
to hold an election to determine whether Aurora Road Area A
shall be annexed into the City of Melbourne. A copy of the
notice to the supervisor of elections shall also be sent to the
Brevard County Legislative Delegation and Brevard County Board
of County Commissioners. The election may be held, if at all, at
any time prior to December 31, 2007. If the referendum shall
fail to receive a majority vote of the registered electors
voting, the city shall not be barred from holding another
election at a later date, provided that such election shall be
held no later than December 31, 2007.

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30 (2) The City of Melbourne shall have the ultimate
 31 responsibility for determining the election date and the method
 32 of holding the election, provided that the method of holding the
 33 election is consistent with general law, but no date or method
 34 of holding an election shall be finally determined until the
 35 City of Melbourne has coordinated with the Brevard County
 36 Supervisor of Elections to determine that the supervisor of
 37 elections is reasonably able to hold the election on the date
 38 and in the method selected by the City of Melbourne. The City of
 39 Melbourne is specifically authorized but not obligated to hold
 40 the election as a mail ballot election pursuant to the Mail
 41 Ballot Election Act, sections 101.6101-101.6107, Florida
 42 Statutes. Regardless of the method by which the election is
 43 held, voters may vote by absentee ballot as provided by law.

44 (3) Ballots or mechanical voting devices used in the
 45 referendum on annexation shall offer the following form of
 46 ballot substantially as follows:

47
 48 ANNEXATION OF AURORA ROAD AREA A

49
 50 Shall Aurora Road Area A be annexed into the City of Melbourne?

51
 52 For annexation of property described as Aurora Road Area A

53
 54 Against annexation of property described as Aurora Road Area A

55
 56 (4) On the day of the referendum on annexation, there
 57 shall be prominently displayed at each polling place a copy of
 58 this act, including a map clearly depicting the area to be

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59 annexed. If the election is held by mail ballot or a voter
60 requests to vote by absentee ballot, a copy of this act and a
61 map clearly depicting the area to be annexed shall be
62 distributed to the voter together with the voter's ballot.

63 (5) Only registered voters residing in Aurora Road Area A
64 may vote in said election. The voters residing in Aurora Road
65 Area A, by majority vote of the voters participating in the
66 election, shall choose whether the area is to be annexed into
67 the City of Melbourne. If a majority of those registered
68 electors residing in the area to be annexed and participating in
69 said election shall vote for the annexation of Aurora Road Area
70 A into the City of Melbourne, said annexation shall become
71 effective 30 days after the referendum.

72 (6) "Aurora Road Area A" is described as:
73 A series of parcels, lots, and rights-of-way located within
74 Township 27 South, Range 37 East, Section 18, Brevard County,
75 Florida, being more particularly described as follows:

76
77 Commence and Begin at the Northeast corner of the
78 Southeast quarter of said Section 18; thence run South
79 along the East line of the Southeast quarter for a
80 distance of 433 feet more or less to a point, said
81 point lying along the East line of the Southeast
82 quarter and also lying within Croton Road right-of-way
83 (right-of-way Varies); thence run West perpendicular
84 to the East line of the Southeast quarter for a
85 distance of 30 feet more or less to a point, said
86 point being the Southeast corner of lands described in
87 Official Records Book 1045, Page 0115, Public Records

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88 of Brevard County, Florida; thence continue West along
 89 the South lines of lands described in Official Records
 90 Book 1045, Page 0115, Official Records Book 1177, Page
 91 0627, Official Records Book 4919, Page 2022, and
 92 Official Records Book 5361, Page 0173, all in Public
 93 Records of Brevard County, Florida, for a distance of
 94 567.59 feet more or less to a point, said point being
 95 the Southwest corner of lands described in Official
 96 Records Book 5361, Page 0173, Public Records of
 97 Brevard County, Florida (also known as "Spears Lane"
 98 (20 foot wide private right-of-way)); thence run South
 99 along the East lines of lands described in Official
 100 Records Book 5361, Page 0173, and Official Records
 101 Book 5186, Page 1513, all in the Public Records of
 102 Brevard County, Florida, for a distance of 227 feet
 103 more or less to a point, said point being the
 104 Southeast corner of land described in Official Records
 105 Book 5186, Page 1513, Public Records of Brevard
 106 County, Florida; thence run West along the South lines
 107 of land described in Official Records Book 5186, Page
 108 1513, Official Records Book 4110, Page 1479, Official
 109 Records Book 3416, Page 1829, Official Records Book
 110 3590, Page 1744, Official Records Book 2308, Page
 111 1872, and Official Records Book 4431, Page 2081, all
 112 in the Public Records of Brevard County, Florida, for
 113 a distance of 690 feet more or less to a point, said
 114 point being the intersection point of said South
 115 property line and the northern property line of land
 116 described in Official Records Book 1197, Page 0180,

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117 Public Records of Brevard County, Florida; thence run
 118 Northwesterly along the South lines of land described
 119 in Official Records Book 4431, Page 2081 and Official
 120 Records Book 3712, Page 3380, all in the Public
 121 Records of Brevard County, Florida, for a distance of
 122 240 feet more or less to a point, said point being the
 123 intersection of the South line of land described in
 124 Official Records Book 3782, Page 3380, Public Records
 125 of Brevard County, Florida, and the East property line
 126 of land described in Official Records Book 5281, Page
 127 1522, Public Records of Brevard County, Florida;
 128 thence run Southwest along the East line of land
 129 described in Official Records Book 5281, Page 1522,
 130 Public Records of Brevard County, Florida, for a
 131 distance of 122.4 feet more or less to a point, said
 132 point being the Southeast corner of lands described in
 133 Official Records Book 5281, Page 1522, Public Records
 134 of Brevard County, Florida, and also said point being
 135 the Northeast corner of Lot 17, Block "E", Leewood
 136 Forest Section 3 Subdivision, as recorded in Plat Book
 137 14, Page 38, Public Records of Brevard County,
 138 Florida; thence run West along the South lines of
 139 lands described in Official Records Book 5281, Page
 140 1522, Official Records Book 3086, Page 0325, Official
 141 Records Book 4373, Page 3482, Official Records Book
 142 4730, Page 0323, and Official Records Book 3558, Page
 143 3455, all in the Public Records of Brevard County,
 144 Florida, for a distance of 1,893 feet more or less to
 145 a point, said point being the Southwest corner of land

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146 described in official records book 3558, Page 3455;
 147 thence run North along the West line of lands
 148 described in Official Records Book 3558, Page 3455 and
 149 Official Records Book 3558, Page 3456, all in the
 150 Public Records of Brevard County, Florida, for a
 151 distance of 627 feet more or less to a point, said
 152 point being the Northwest corner of land described in
 153 Official Records Book 3558, Page 3456, Public Records
 154 of Brevard County, Florida; thence continue North for
 155 a distance of 66 feet more or less to a point, said
 156 point lying along the North right-of-way line of
 157 Aurora Road (right-of-way varies); thence run East
 158 along the North right-of-way line of Aurora Road for a
 159 distance of 435 feet more or less to a point, said
 160 point being the Southeast corner of lands described in
 161 Official Records Book 3879, Page 3477, Public Records
 162 of Brevard County, Florida; thence run North along the
 163 East line of land described in Official Records Book
 164 3879, Page 3477, Public Records of Brevard County,
 165 Florida, for a distance of 17 feet more or less to a
 166 point, said point being the Southwest corner of land
 167 described in Official Records Book 2989, Page 4422,
 168 Public Records of Brevard County, Florida; thence run
 169 East along the South line of land described in
 170 Official Records Book 2989, Page 4422, Public Records
 171 of Brevard County, Florida, for a distance of 290 feet
 172 more or less to a point, said point being the
 173 Southeast corner of land described in Official Records
 174 Book 2989, Page 4422, Public Records of Brevard

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175 County, Florida, and also said point being the
 176 intersection of the North right-of-way of Aurora Road
 177 (right-of-way varies) and the West right-of-way of
 178 Lansing Street (100 foot wide right-of-way); thence
 179 continue East along the North right-of-way line of
 180 Aurora Road for a distance of 200 feet more or less to
 181 a point, said point being the Southwest corner of Lot
 182 2, Wilson Gardens Subdivision as recorded in Plat Book
 183 10, Page 33, Public Records of Brevard County,
 184 Florida; thence run North along the West line of said
 185 Lot 2 for a distance of 330 feet more or less to a
 186 point, said point being the Northwest corner of said
 187 Lot 2; thence run West along the South line of Lot 12,
 188 Wilson Gardens Subdivision for a distance of 100 feet
 189 more or less to a point, said point being the
 190 Southwest corner of said Lot 12 and also being the
 191 East right-of-way of Lansing Street (100 foot wide
 192 right-of-way); thence run North along the East right-
 193 of-way of Lansing Street for a distance of 160 feet
 194 more or less to a point, said point being the
 195 Northwest corner of lands described in Official
 196 Records Book 0985, Page 0092, Public Records of
 197 Brevard County, Florida; thence run East parallel to
 198 and North of the North line of Lot 12, Wilson Gardens
 199 Subdivision for a distance of 210 feet more or less to
 200 a point; thence run South parallel to and West of the
 201 East line of said Lot 12 for a distance of 120 feet
 202 more or less to a point; thence run East Parallel to
 203 and North of the North lines of Lots 3 and 4, Wilson

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204 Gardens Subdivision for a distance of 200 feet more or
 205 less to a point, said point lying along the East line
 206 of Lot 11, Wilson Gardens Subdivision; thence run
 207 South along the East lines of Lots 11 and 4, Wilson
 208 Gardens Subdivision for a distance of 350 feet more or
 209 less to a point, said point being the Southeast corner
 210 of Lot 4, Wilson Gardens Subdivision and also lying
 211 along the North right-of-way of Aurora Road (right-of-
 212 way varies) and also said point being the Southwest
 213 corner of Lot 7, Block "A", Replat of Wilson Gardens
 214 as recorded in Plat Book 11, Page 35, Public Records
 215 of Brevard County, Florida; thence run North along the
 216 East line of said Lot 7, Block "A" for a distance of
 217 150 feet more or less to a point, said point being the
 218 Northeast corner of Lot 7; thence run East across
 219 Helen Street right-of-way (50 foot wide right-of-way)
 220 and the North line of Lot 7, Block "B", Replat of
 221 Wilson Gardens Subdivision for a distance of 182.47
 222 feet more or less to a point, said point being the
 223 Northeast corner of said Lot 7, Block "B"; thence run
 224 North along the East lines of Lots 6 and 5, Block "B",
 225 for a distance of 100 feet more or less to a point,
 226 said point being the Northwest corner of Lot 8, Alton
 227 Thomas Acres Subdivision as recorded in Plat Book 11,
 228 Page 57, Public Records of Brevard County, Florida;
 229 thence run East along the North lines of Lots 8, 9,
 230 10, Johnson Drive right-of-way (66 foot wide right-of-
 231 way), Lots 30, 31, and 32 of Alton Thomas Acres
 232 Subdivision for a distance of 746.00 feet more or less

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233 to a point, said point being the Northeast corner of
 234 Lot 32, Alton Thomas Acres Subdivision; thence run
 235 North along the East line of Lot 29, Alton Thomas
 236 Acres Subdivision for a distance of 40.8 feet more or
 237 less to a point, said point being the Northwest corner
 238 of land described in Official Records Book 5241, Page
 239 3626, Public Records of Brevard County, Florida;
 240 thence run East along the North line of land described
 241 in Official Records Book 5241, Page 3626, Public
 242 Records of Brevard County, Florida, and also East
 243 along the North line of Lot 20, Griffies Subdivision
 244 No. 2 as recorded in Plat Book 16, Page 116, Public
 245 Records of Brevard County, Florida, for a distance of
 246 163.5 feet more or less to a point, said point being
 247 the Northeast corner of said Lot 20, Griffies
 248 Subdivision No. 2; thence continue East for a distance
 249 of 50 feet more or less to a point, said point lying
 250 along the East right-of-way of Linda Lane (50 foot
 251 wide right-of-way); thence run South along the East
 252 right-of-way line of Linda Lane for a distance of 150
 253 feet more or less to a point, said point being the
 254 Northwest corner of Lot 16, Griffies Subdivision as
 255 recorded in Plat Book 13, Page 94, Public Records of
 256 Brevard County, Florida; thence run East along the
 257 North line of said Lot 16 for a distance of 110 feet
 258 more or less to a point, said point being the
 259 Northeast corner of Lot 16, Griffies subdivision;
 260 thence run South along the East lines of Lots 16, 17,
 261 and into Aurora Road right-of-way for a distance of

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262 190.80 feet more or less to a point, said point lying
 263 along the North line of the Southeast quarter of
 264 Section 18, Township 27 South, Range 37 East; thence
 265 run East along the said North line of the Southeast
 266 quarter for a distance of 180 feet more or less to a
 267 point, said point being the intersection of the North
 268 line of the Southeast quarter and the Northerly
 269 extension of the East right-of-way line of Bowers Road
 270 (25 foot wide right-of-way); thence run South along
 271 the Northerly projection of said East right-of-way for
 272 a distance of 173 feet more or less to a point, said
 273 point being the Northwest corner of land described in
 274 Official Records Book 4855, Page 3004, Public Records
 275 of Brevard County, Florida; thence run East along the
 276 North line of land described in said Official Records
 277 Book 4855, Page 3004 for a distance of 97.5 feet more
 278 or less to a point, said point being the Northeast
 279 corner of said Official Records Book 4855, Page 3004,
 280 Public Records of Brevard County, Florida; thence
 281 continue East for a distance of 20 feet more or less
 282 to a point, said point being on the Western line of
 283 land described in Official Records Book 5343, Page
 284 0635, Public Records of Brevard County, Florida;
 285 thence run North along the West line of said Official
 286 Records Book 5343, Page 0635, Public Records of
 287 Brevard County, Florida, and also the West line of
 288 lands described in Official Records Book 5343, Page
 289 0635, Public Records of Brevard County, Florida, for a
 290 distance of 140 feet more or less to a point, said

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291 point being the Northwest corner of lands described in
 292 Official Records Book 5343, Page 0635, Public Records
 293 of Brevard County, Florida, and also said point lying
 294 along the South right-of-way line of Aurora Road
 295 (right-of-way varies); thence continue North for a
 296 distance of 33 feet more or less to a point, said
 297 point lying along the North line of the Southeast
 298 quarter of Section 18, Township 27 South, Range 37
 299 East; thence run East along the North line of said
 300 Southeast quarter for a distance of 576 feet more or
 301 less to a point, said point being the Northeast corner
 302 of the Southeast quarter of said Section 18 and the
 303 Point-of-Beginning. Containing 52.67 acres +/- of
 304 land and 6.59 acres +/- of right-of-way for a total of
 305 59.26 acres +/-.

306 (7) Upon annexation into the City of Melbourne, Aurora
 307 Road Area A shall be subject to the provisions of section
 308 171.062, Florida Statutes. Nothing in this act shall be
 309 construed to affect or abrogate the rights of parties to any
 310 contracts, whether the same be between Brevard County and a
 311 third party or between nongovernmental entities, which contracts
 312 are in effect prior to the effective date of the annexation and
 313 affect all or portions of the area to be annexed.

314 (8) Subsequent to the effective date of the annexation,
 315 any resident in the area to be annexed by this section into the
 316 City of Melbourne shall be deemed to have met any residency
 317 requirements for candidacy for municipal office.

318 (9) All public roads and the public rights-of-way
 319 associated therewith, on the Brevard County Road System, lying

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320 within the limits of the lands subject to annexation herein, as
 321 described in subsection (6), are transferred from Brevard County
 322 jurisdiction to the jurisdiction of the City of Melbourne after
 323 approval of the annexation, except for those portions of Aurora
 324 Road and Croton Road and their respective rights-of-way, lying
 325 within the limits of the annexation area. All rights, title,
 326 interests, and responsibilities for any transferred roads,
 327 including, but not limited to, the ownership, operation,
 328 maintenance, planning, design, and construction of said roads,
 329 and to the rights-of-way associated therewith, shall transfer
 330 from Brevard County jurisdiction and ownership to the
 331 jurisdiction and ownership of the City of Melbourne upon the
 332 effective date of the annexation.

333 Section 2. Annexation of Aurora Road Area B.--

334 (1) No later than June 30, 2007, the governing body of the
 335 City of Melbourne, after having considered the effects of
 336 annexation of Aurora Road Area B on both the residents of the
 337 area and on the City of Melbourne, may inform the Brevard County
 338 Supervisor of Elections of its desire to hold an election to
 339 determine whether Aurora Road Area B shall be annexed into the
 340 City of Melbourne. A copy of the notice to the supervisor of
 341 elections shall also be sent to the Brevard County Legislative
 342 Delegation and Brevard County Board of County Commissioners. The
 343 election may be held, if at all, at any time prior to December
 344 31, 2007. If the referendum shall fail to receive a majority
 345 vote of the registered electors voting, the city shall not be
 346 barred from holding another election at a later date, provided
 347 that such election shall be held no later than December 31,
 348 2007.

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349 (2) The City of Melbourne shall have the ultimate
 350 responsibility for determining the election date and the method
 351 of holding the election, provided that the method of holding the
 352 election is consistent with general law, but no date or method
 353 of holding an election shall be finally determined until the
 354 City of Melbourne has coordinated with the Brevard County
 355 Supervisor of Elections to determine that the supervisor of
 356 elections is reasonably able to hold the election on the date
 357 and in the method selected by the City of Melbourne. The City of
 358 Melbourne is specifically authorized but not obligated to hold
 359 the election as a mail ballot election pursuant to the Mail
 360 Ballot Election Act, sections 101.6101-101.6107, Florida
 361 Statutes. Regardless of the method by which the election is
 362 held, voters may vote by absentee ballot as provided by law.

363 (3) Ballots or mechanical voting devices used in the
 364 referendum on annexation shall offer the following form of
 365 ballot substantially as follows:

366
 367 ANNEXATION OF AURORA ROAD AREA B

368
 369 Shall Aurora Road Area B be annexed into the City of Melbourne?

370
 371 For annexation of property described as Aurora Road Area B

372
 373 Against annexation of property described as Aurora Road Area B

374
 375 (4) On the day of the referendum on annexation, there
 376 shall be prominently displayed at each polling place a copy of
 377 this act, including a map clearly depicting the area to be

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378 annexed. If the election is held by mail ballot or a voter
 379 requests to vote by absentee ballot, a copy of this act and a
 380 map clearly depicting the area to be annexed shall be
 381 distributed to the voter together with the voter's ballot.

382 (5) Only registered voters residing in Aurora Road Area B
 383 may vote in said election. The voters residing in Aurora Road
 384 Area B, by majority vote of the voters participating in the
 385 election, shall choose whether the area is to be annexed into
 386 the City of Melbourne. If a majority of those registered
 387 electors residing in the area to be annexed and participating in
 388 said election shall vote for the annexation of Aurora Road Area
 389 B into the City of Melbourne, said annexation shall become
 390 effective 30 days after the referendum.

391 (6) "Aurora Road Area B" is described as:
 392 A series of parcels, lots, and rights-of-way located within
 393 Township 27 South, Range 37 East, Section 18, Brevard County,
 394 Florida, being more particularly described as follows:

395
 396 Commence and begin at the Southwest corner of Lot 1,
 397 Block "X", Leewood Forest Section Seven Subdivision as
 398 recorded in Plat Book 18, Page 73, Public Records of
 399 Brevard County, Florida, said corner also lying along
 400 the North right-of-way line of Kingston Lane (50 foot
 401 wide right-of-way); thence run West along the North
 402 right-of-way of Kingston Lane for a distance of 636.96
 403 feet more or less to a point, said point being the
 404 intersection of the North right-of-way line of
 405 Kingston Lane and the East right-of-way line of
 406 Wickham Road (right-of-way varies); thence run North

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407 along said East right-of-way line for a distance of 11
 408 feet more or less to a point, said point being the
 409 Southwest corner of Lot 10, Blake Plat No. 6
 410 Subdivision, as recorded in Plat Book 9, Page 29,
 411 Public Records of Brevard County, Florida; thence run
 412 East along the South lines of Lots 10, 9, 8, 7, 6, and
 413 5 of said Blake Plat No. 6 for a distance of 382.65
 414 feet more or less to a point, said point being the
 415 Southeast corner of Lot 5, Blake Plat No. 6
 416 Subdivision; thence run North along the East line of
 417 said Lot 5 for a distance of 683 feet more or less to
 418 a point, said point being the Northeast corner of the
 419 aforementioned Lot 5 and also said point lying along
 420 the South right-of-way line of Aurora Road (right-of-
 421 way Varies); thence continue North for a distance of
 422 33 feet more or less to a point, said point being
 423 along the North line of the Southwest corner of
 424 Section 18, Township 27 South, Range 37 East; thence
 425 run East along said North line of the Southwest
 426 quarter for a distance of 575 feet more or less to a
 427 point, said point being the intersection of the North
 428 line of the Southwest quarter of Section 18 and the
 429 Southerly extension of the West property line of lands
 430 described in Official Records Book 4588, Page 2356,
 431 Public Records of Brevard County, Florida; thence run
 432 North along said extension for a distance of 33 feet
 433 more or less to a point, said point being along the
 434 North right-of-way of Aurora Road (right-of-way
 435 varies) and also being the Southwest corner of lands

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436 described in Official Records Book 4588, Page 2356,
 437 Public Records of Brevard County, Florida; thence run
 438 North along the West line of land described in
 439 Official Records Book 4588, Page 2356, Public Records
 440 of Brevard County, Florida, for a distance of 125.92
 441 feet more or less to a point, said point being the
 442 Northwest corner of said Official Records Book 4588,
 443 Page 2356, Public Records of Brevard County, Florida;
 444 thence run East along the North lines of land
 445 described in Official Records Book 4588, Page 2356 and
 446 Official Records Book 4732, Page 3505, all in the
 447 Public Records of Brevard County, Florida, for a
 448 distance of 100 feet more or less to a point, said
 449 point being the Southwest corner of Lot 5, Vickers
 450 Subdivision as recorded in Plat Book 11, Page 67,
 451 Public Records of Brevard County, Florida; thence run
 452 North along the West lines of Lots 5, 4, and 3,
 453 Vickers Subdivision for a distance of 225 feet more or
 454 less to a point, said point lying along the West line
 455 of said Lot 3; thence run East parallel to and 25 feet
 456 South of the North line of Lot 3 for a distance of 92
 457 feet more or less to a point, said point lying along
 458 the West right-of-way line of Vickers Drive (66 foot
 459 wide right-of-way); thence run North along said Right-
 460 of-Way for a distance of 50 feet more or less to a
 461 point along the West right-of-way of Vickers Drive;
 462 thence run West parallel to and 25 feet South of the
 463 North line of said Lot 3 for a distance of 92 feet
 464 more or less to a point, said point being along the

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465 West line of Lot 3, Vickers Subdivision; thence run
 466 North along the West line of Lots 3, 2, and 1 of
 467 Vickers Subdivision for a distance of 225 feet more or
 468 less to the Northwest corner of Lot 1, Vickers
 469 Subdivision; thence run East along the North lines of
 470 Lot 1, Vickers Drive right-of-way, Lot 12 of Vickers
 471 Subdivision, and lands described in Official Records
 472 Book 4827, Page 1993, and Official Records Book 4952,
 473 Page 0253, all in the Public Records of Brevard
 474 County, Florida, for a distance of 910 feet more or
 475 less to a point, said point being the Northeast corner
 476 of land described in Official Records Book 4952, Page
 477 0253, Public Records of Brevard County, Florida;
 478 thence run South along the East lines of Lands
 479 described in Official Records Book 4952, Page 0253 and
 480 Official Records Book 1861, Page 0370, all in the
 481 Public Records of Brevard County, Florida, for a
 482 distance of 380 feet more or less to a point, said
 483 point being the Southeast corner of lands described in
 484 Official Records Book 1861, Page 0370, Public Records
 485 of Brevard County, Florida; thence run West along the
 486 South line of said Official Records Book 1861, Page
 487 0370, Public Records of Brevard County, Florida, for a
 488 distance of 70 feet more or less to a point, said
 489 point being the Southwest corner or lands described in
 490 Official Records Book 1861, Page 0370, Public Records
 491 of Brevard County, Florida; thence run South along the
 492 East line of lands described in Official Records Book
 493 4952, Page 0253, Public Records of Brevard County,

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494 Florida, for a distance of 230 feet more or less to a
 495 point, said point being the Southeast corner of said
 496 Official Records Book 4952 Page 0253, Public Records
 497 of Brevard County, Florida, and also said point lying
 498 along the North right-of-way line of Aurora Road
 499 (right-of-way varies); thence continue South for a
 500 distance of 66 feet more or less to the South right-
 501 of-way of line of Aurora Road; thence run West along
 502 the South right-of-way of line of Aurora Road for a
 503 distance of 175 feet more or less to a point, said
 504 point being the Northeast corner of land described in
 505 Official Records Book 3125, Page 1373 Public Record of
 506 Brevard County, Florida; thence run South along the
 507 East line of said Official Records Book 3125, Page
 508 1373, Public Records of Brevard County, Florida, for a
 509 distance of 627 feet more or less to a point, said
 510 point being the Southeast corner of lands described in
 511 Official Records Book 3125, Page 1373, Public Records
 512 of Brevard County, Florida, and also lying along the
 513 North line of Leewood Forest Section 6 Subdivision as
 514 recorded in Plat Book 17, Page 58, Public Records of
 515 Brevard County, Florida; thence run West along the
 516 North lines of Leewood Forest Section 6 Subdivision
 517 and the Replat of a Portion of Leewood Forest Section
 518 6 Subdivision as recorded in Plat Book 18, Page 8,
 519 Public Records of Brevard County, Florida, for a
 520 distance of 389 feet more or less to a point, said
 521 point being the Northwest corner of Lot 2, Replat of a
 522 Portion of Leewood Forest Section 6 Subdivision;

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523 thence run South along the West line of said Lot 2 for
 524 a distance of 100.47 feet more or less to a point,
 525 said point being the Southwest corner of said Lot 2
 526 and also lying along the North right-of-way line of
 527 Lorna Drive (50 foot wide right-of-way); thence run
 528 West along the North right-of-way line of Lorna Drive
 529 for a distance of 25.34 feet more or less to a point,
 530 said point being the Southeast corner of Lot 15, Block
 531 "X", Leewood Forest Section Seven Subdivision as
 532 recorded in Plat Book 18, Page 73, Public Records of
 533 Brevard County, Florida; thence run North along the
 534 East lines of Lots 15, 14, and a 50 foot wide drainage
 535 easement for a distance of 258.59 feet more or less to
 536 a point, said point being the Northeast corner of said
 537 Leewood Forest Section Seven Subdivision; thence run
 538 Westerly along the North line of Leewood Forest
 539 Section Seven Subdivision for a distance of 670.23
 540 feet more or less to a point, said point being the
 541 Northwest corner of Leewood Forest Section Seven
 542 Subdivision; thence run South along the West lines of
 543 a 50 foot wide drainage easement and Lot 1, Block "X",
 544 Leewood Forest Section Seven Subdivision for a
 545 distance of 161.42 feet more or less to a point, said
 546 point being the Southwest corner of Lot 1, Block "X",
 547 Leewood Forest Section Seven Subdivision and the
 548 Point-of-Beginning. Containing 27.86 acres +/- of
 549 land and 4.55 acres +/- of right-of-way for a total of
 550 32.41 acres +/-.
 551 (7) Upon annexation into the City of Melbourne, Aurora

ENROLLED

HB 1335

2005 Legislature

552 Road Area B shall be subject to the provisions of section
553 171.062, Florida Statutes. Nothing in this act shall be
554 construed to affect or abrogate the rights of parties to any
555 contracts, whether the same be between Brevard County and a
556 third party or between nongovernmental entities, which contracts
557 are in effect prior to the effective date of the annexation and
558 affect all or portions of the area to be annexed.

559 (8) Subsequent to the effective date of the annexation,
560 any resident in the area to be annexed by this section into the
561 City of Melbourne shall be deemed to have met any residency
562 requirements for candidacy for municipal office.

563 (9) All public roads and the public rights-of-way
564 associated therewith, on the Brevard County Road System, lying
565 within the limits of the lands subject to annexation herein, as
566 described in subsection (6), are transferred from Brevard County
567 jurisdiction to the jurisdiction of the City of Melbourne after
568 approval of the annexation, except for those portions of Aurora
569 Road and its right-of-way, lying within the limits of the
570 annexation area. All rights, title, interests, and
571 responsibilities for any transferred roads, including, but not
572 limited to, the ownership, operation, maintenance, planning,
573 design, and construction of said roads, and to the rights-of-way
574 associated therewith, shall transfer from Brevard County
575 jurisdiction and ownership to the jurisdiction and ownership of
576 the City of Melbourne upon the effective date of the annexation.

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