

CHAMBER ACTION

1 The Local Government Council recommends the following:

2
3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to the Avalon Beach-Mulat Fire Protection
7 District, Santa Rosa County; codifying, amending,
8 reenacting, and repealing the special acts pertaining to
9 the Avalon Beach-Mulat Fire Protection District; providing
10 definitions; requiring the board to make annual reports;
11 repealing chapters 80-608, 82-378, 82-379, and 91-392,
12 Laws of Florida; providing an effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

15
16 Section 1. Pursuant to section 189.429, Florida Statutes,
17 this act constitutes the codification of all special acts
18 relating to the Avalon Beach-Mulat Fire Protection District. It
19 is the intent of the Legislature in enacting this law to provide
20 a single, comprehensive special act charter for the district,
21 including all current legislative authority granted to the
22 district by its several legislative enactments and any
23 additional authority granted by this act.

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24 Section 2. Chapters 80-608, 82-378, 82-379, and 91-392,
25 Laws of Florida, are codified, reenacted, amended, and repealed
26 as provided in this act.

27 Section 3. The charter for the Avalon Beach-Mulat Fire
28 Protection District is re-created and reenacted to read:

29 Section 1. Definitions.--As used in this act unless
30 otherwise specified:

31 (1) "District" means the Avalon Beach-Mulat Fire
32 Protection District.

33 (2) "Board" and "board of commissioners" mean the board of
34 commissioners of and for the district.

35 (3) "Commissioner" means a member of the board of
36 commissioners of and for the district.

37 (4) "County" means Santa Rosa County.

38 (5) "Residence" means one single-family dwelling such as
39 one single-apartment dwelling unit, one single-condominium
40 dwelling unit, one single-duplex dwelling unit, one single-
41 family dwelling unit, one single-mobile home dwelling unit.

42 "Single-mobile home dwelling unit" means the realty upon which a
43 residential mobile home is located, whether a rental space or
44 lot, or otherwise, but does not refer to the mobile home itself.

45 (6) "Business" means motels or apartments subject to sales
46 tax along with other standard commercial businesses such as
47 gasoline stations, stores, marinas, and similar establishments.

48 Section 2. (1) District created.--There is hereby created
49 a special taxing fire protection and rescue service district
50 incorporating lands in Santa Rosa County described in subsection

51 (2) which shall be a public corporation having the powers,

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52 duties, obligations, and immunities herein set forth, under the
 53 name of the Avalon Beach-Mulat Fire Protection District and also
 54 known as the Avalon Fire/Rescue District with all the powers and
 55 duties specified in chapter 191, Florida Statutes, including
 56 non-ad valorem and ad valorem assessments.

57 (2) The lands to be included within the district are the
 58 following described lands in Santa Rosa County:

59
 60 Section 28, township 1 North, range 29 West.

61
 62 Section 29, township 1 North, range 29 West.

63
 64 Section 30 , township 1 North, range 29 West.

65
 66 Section 32, township 1 North, range 29 West.

67
 68 Section 33, township 1 North, range 29 West.

69
 70 Section 34, township 1 North, range 29 West.

71
 72 Section 35, township 1 North, range 29 West.

73
 74 West 1/2 of North East 1/4, West 1/2 of South East
 75 1/4, that portion lying East of Highway 191-A of North
 76 West 1/4 and all of South West 1/4 of section 17,
 77 township 1 North, range 28 West.

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- 79 | South 1/2 of section 18, township 1 North, range 28
- 80 | West.
- 81 |
- 82 | Section 19, township 1 North, range 28 West.
- 83 |
- 84 | Section 20, less East 1/2 of North East 1/4 and North
- 85 | East 1/4 of South East 1/4 and East 1/2 of South East
- 86 | 1/4 of South East 1/4 township 1 North, range 28 West.
- 87 |
- 88 | Section 29, township 1 North, range 28 West.
- 89 |
- 90 | Section 30, township 1 North, range 28 West.
- 91 |
- 92 | Section 32, township 1 North, range 28 West.
- 93 |
- 94 | Section 37, township 1 North, range 28 West.
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- 96 | Section 40, township 1 North, range 28 West.
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- 98 | Section 41, township 1 North, range 28 West.
- 99 |
- 100 | Section 42, township 1 North, range 28 West.
- 101 |
- 102 | Section 3, township 1 South, range 28 West.
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- 104 | Section 4, township 1 South, range 28 West.
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- 106 | Section 5, township 1 South, range 28 West.

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- 107
- 108 Section 6, township 1 South, range 28 West.
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- 110 Section 8, township 1 South, range 28 West.
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- 112 Section 9, township 1 South, range 28 West.
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- 114 Section 10, township 1 South, range 28 West.
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- 116 Section 11, township 1 South, range 28 West.
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- 118 Section 15, township 1 South, range 28 West.
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- 120 Section 17, township 1 South, range 28 West.
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- 122 Section 18, township 1 South, range 28 West.
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- 124 Section 21, township 1 South, range 28 West.
- 125
- 126 Section 22, township 1 South, range 28 West.
- 127
- 128 Section 23, township 1 South, range 28 West.
- 129
- 130 That portion of section 24 West of Highway 191 plus
- 131 the South West 1/4 lying East of Highway 191, Township
- 132 1 South, range 28 West.
- 133
- 134 Section 1, township 2 South, range 28 West.

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135
 136 Section 2, township 2 South, range 28 West.
 137
 138 Section 3, township 2 South, range 28 West.
 139
 140 Section 4, township 2 South, range 28 West.
 141
 142 Section 1, township 2 South, range 29 West.
 143
 144 Section 36, township 1 North, range 29 West.
 145
 146 Section 2, township 1 North, range 29 West, lying
 147 South of Mulat Bayou, being part of the Peter
 148 Philabert Grant.
 149
 150 Section 3, township 1 North, range 29 West, lying
 151 South of Mulat Bayou, being a portion of the Peter
 152 Philabert Grant.
 153
 154 Section 27, township 1 North, range 29 West, less and
 155 except the North West 1/4 thereof.
 156
 157 Section 38, township 1 North, range 28 West.
 158
 159 Section 39, township 1 North, range 28 West.
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 161 Section 1, township 1 North and township 1 South,
 162 range 29 West.

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Section 3, township 1 South, range 29 West.

Section 4, township 1 South, range 29 West.

Section 5, township 1 South, range 29 West.

Section 16, township 1 South, range 28 West.

Section 26, township 1 South, range 28 West.

Section 27, township 1 South, range 28 West.

Section 28, township 1 South, range 28 West.

(3) Nothing herein shall deny the right of the chief or other governing officials of the district to render such services to communities adjacent to the land described in subsection (2), or such other places as from time to time may be deemed desirable.

Section 3. Ad valorem taxation.--

(1) The board shall have the right, power, and authority to levy ad valorem tax millage against the taxable real estate within the district to provide funds for the purposes of the district.

(2) The rate of taxation shall be fixed by a resolution of the board; however, the maximum millage proposed in the initial

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190 referendum shall not exceed 1 mill, unless increased by
 191 referendum pursuant to section 191.009, Florida Statutes.

192 Section 4. Reports and estimated budget.--

193 (1) The board shall make an annual report of its actions
 194 and accounting of its funds and shall file said report in
 195 accordance with Article VII of the State Constitution, and
 196 chapters 191, 192, and 218, Florida Statutes.

197 (2) The board shall file and publish its annual budget
 198 showing estimated revenue and estimated expenditures incurred by
 199 the district in carrying out its operations pursuant to Article
 200 VII of the State Constitution, and chapters 191, 192, and 218,
 201 Florida Statutes.

202 Section 5. Severability.--If any clause, section, or
 203 provision of this act shall be declared to be unconstitutional
 204 or invalid by any court of competent jurisdiction, the same
 205 shall be eliminated from this act, and the remaining portion of
 206 said act shall be in force and effect and be as valid as if such
 207 invalid portion thereof had not been incorporated therein,
 208 provided the same may be so separated.

209 Section 4. Chapters 80-608, 82-378, 82-379, and 91-392,
 210 Laws of Florida, are repealed.

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