

Bill No. CS for CS for SB 926

Barcode 394152

CHAMBER ACTION

Senate

House

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Senator Bennett moved the following amendment:

Senate Amendment (with title amendment)

On page 22, lines 10 through 20, delete those lines

and insert:

Section 3. Section 171.044, Florida Statutes, is amended to read:

171.044 Voluntary annexation.--

(1) The owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may petition the governing body of the said municipality that the said property be annexed to the municipality.

(2) Upon determination by the governing body of the municipality that the petition bears the signatures of all owners of property in the area proposed to be annexed, the governing body may, at any regular meeting, adopt a nonemergency ordinance to annex the said property on an expedited basis and redefine the boundary lines of the municipality to include the said property. The said ordinance

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1 shall be passed after notice of the annexation has been
 2 published at least once each week for 2 consecutive weeks in
 3 some newspaper in the ~~such~~ city or town or, if no newspaper is
 4 published in the ~~said~~ city or town, then in a newspaper
 5 published in the same county; and if no newspaper is published
 6 in the ~~said~~ county, then at least three printed copies of the
 7 ~~said~~ notice shall be posted for 4 consecutive weeks at some
 8 conspicuous place in the ~~said~~ city or town. The notice shall
 9 give the ordinance number and a brief, general description of
 10 the area proposed to be annexed. The description shall
 11 include a map clearly showing the area and a statement that
 12 the complete legal description by metes and bounds and the
 13 ordinance can be obtained from the office of the city clerk.

14 (3) An ordinance adopted under this section shall be
 15 filed with the clerk of the circuit court and the chief
 16 administrative officer of the county in which the municipality
 17 is located and with the Department of State within 7 days
 18 after the adoption of the ~~such~~ ordinance. The ordinance must
 19 include a map which clearly shows the annexed area and a
 20 complete legal description of that area by metes and bounds.

21 (4) The method of annexation provided by this section
 22 ~~is shall be~~ supplemental to any other procedure provided by
 23 general or special law, except that this section does ~~shall~~
 24 not apply to municipalities in counties with charters that set
 25 forth which provide for an exclusive method for expedited of
 26 municipal annexation or to municipalities in counties where
 27 expedited annexation procedures in the county charter have
 28 been officially approved by a countywide planning council that
 29 represents local governments within the county before a
 30 referendum vote amending the charter to permit expedited
 31 annexation procedures to be established by county ordinance.

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1 (5) Land shall not be annexed through voluntary
2 annexation when the ~~such~~ annexation results in the creation of
3 enclaves.

4 (6) No fewer than 10 days before ~~Upon~~ publishing or
5 posting the ordinance notice required under subsection (2),
6 the governing body of the municipality must provide a copy of
7 the notice, via certified mail, to the board of the county
8 commissioners of the county wherein the municipality is
9 located. The notice provision provided in this subsection may
10 ~~shall not~~ be the basis for a ~~of any~~ cause of action
11 invalidating ~~challenging~~ the annexation.

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14 ===== T I T L E A M E N D M E N T =====

15 And the title is amended as follows:

16 On page 2, line 10, after the semicolon,
17
18 insert:

19 authorizing the governing body of a
20 municipality to annex certain property on an
21 expedited basis; providing an exemption from
22 certain methods of annexation procedures for
23 certain municipalities;

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