

Bill No. CS for CS for SB 1020

Barcode 694992

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

Floor: WD/2R
05/03/2006 11:20 AM

.
. .
. .
. .
. .

Senator Fasano moved the following amendment:

Senate Amendment (with title amendment)

On page 6, between lines 17 and 18,

insert:

Section 4. Section 336.68, Florida Statutes, is created to read:

336.68 Special road and bridge district boundaries; property owner rights and options.--

(1) The owner of real property located within both the boundaries of a community development district created under chapter 190 and within the boundaries of a special road and bridge district created by the alternative method of establishing special road and bridge districts previously authorized under ss. 336.61-336.67 shall have the option to select the community development district to be the provider of the road and drainage improvements to the property of the owner. Having made the selection, the property owner shall further have the right to withdraw the property from the boundaries of the special road and bridge district under the

Bill No. CS for CS for SB 1020

Barcode 694992

1 procedures set forth in this section.

2 (2) To be eligible for withdrawal, the subject
3 property shall not have received improvements or benefits from
4 the special road and bridge district; there shall be no
5 outstanding bonded indebtedness of the special road and bridge
6 district for which the property is subject to ad valorem tax
7 levies; and the withdrawal of the property shall not create an
8 enclave bounded on all sides by the other property within the
9 boundaries of the district when the property owner withdraws
10 the property from the boundaries of the district.

11 (3) The election by a property owner to withdraw
12 property from the boundaries of a district as described in
13 this section shall be accomplished by filing a certificate in
14 the official records of the county in which the property is
15 located. The certificate shall identify the name and mailing
16 address of the owner, the legal description of the property,
17 the name of the district from which the property is being
18 withdrawn, and the general location of the property within
19 district. The certificate shall further state that the
20 property has not received benefits from the district from
21 which the property is to be withdrawn; that there is no bonded
22 indebtedness owed by the district; and that the property being
23 withdrawn will not become an enclave within the district
24 boundaries.

25 (4) The property owner shall provide copies of the
26 recorded certificate to the governing body of the district
27 from which the property is being withdrawn within days 10 days
28 after the date that the certificate is recorded. If the
29 district does not record an objection to the withdrawal of the
30 property in the public records within 30 days after the
31 recording of the certificate identifying the criteria in this

Bill No. CS for CS for SB 1020

Barcode 694992

1 section that has not been met, the withdrawal shall be final
 2 and the property shall be permanently withdrawn from the
 3 boundaries of the district.

4
 5 (Redesignate subsequent sections.)
 6
 7

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

9 And the title is amended as follows:

10 On page 1, line 15, after the semicolon

11
 12 insert:

13 creating s. 336.68, F.S.; authorizing certain
 14 real property owners to select a community
 15 development district to provide road and
 16 drainage improvements; authorizing certain real
 17 property owners to withdraw from a community
 18 development district; providing eligibility
 19 requirements; requiring that a certificate be
 20 filed for such withdrawal; providing
 21 requirements and procedures therefor;

22
 23
 24
 25
 26
 27
 28
 29
 30
 31