

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative(s) Seiler offered the following:

3 **Amendment**

4 Remove everything after the enacting clause and insert:

5 Section 1. Prospect Field Road/N.W. 31st Avenue Annexation

6 Boundary is described as follows:

7
8 A portion of Sections 8 and 17, Township 49 South,
9 Range 42 East, Broward County, Florida, described as
10 follows: BEGIN at the point of intersection of the
11 North right of way line of Prospect Field Road with a
12 line 264 feet East of and parallel with the West line
13 of said Section 8, said point being on the municipal
14 boundary of the City of Fort Lauderdale, as
15 established by Chapter 71-640, Laws of Florida; Thence
16 along said municipal boundary the following 3 courses;

550755

4/18/2007 5:08:13 PM

Amendment No.

17 Thence Easterly, along said North right of way line,
18 to the North line of said Section 17; Thence Easterly,
19 along said North line of Section 17, to the West line
20 of Lot 11 of, LITTLE FARMS, according to the plat
21 thereof, as recorded in Plat Book 27, Page 29 of the
22 Public Records of Broward County, Florida; Thence
23 Southerly, along said West line and the Southerly
24 prolongation thereof, to the centerline of Orange
25 Street as shown on said plat of, LITTLE FARMS, said
26 point being on the municipal boundary of the City of
27 Fort Lauderdale, as established by Ordinance No. C-87-
28 10 of the City of Fort Lauderdale; Thence Southerly,
29 along the West line of Lot 30 of said plat and the
30 Northerly prolongation thereof and said municipal
31 boundary, to a point on the South line of the
32 Northwest One-Quarter (NW 1/4) of the Northwest One-
33 Quarter (NW 1/4) of the Northeast One-Quarter (NE 1/4)
34 of said Section 17, said point being on the municipal
35 boundary of the City of Tamarac, as established by
36 Ordinance No. 0-81-17 of the City of Tamarac. Thence
37 along said municipal boundary of the City of Tamarac
38 the following 3 courses; Thence Westerly, along said
39 South line, to the Southwest corner of the Northeast
40 One-Quarter (NE 1/4) of the Northeast One-Quarter (NE
41 1/4) of the Northwest One-Quarter (NW 1/4) of said
42 Section 17; Thence Southerly to the Southeast corner
43 of the Southwest One-Quarter (SW 1/4) of the Northeast

550755

4/18/2007 5:08:13 PM

Amendment No.

44 One-Quarter (NE 1/4) of the Northwest One-Quarter (NW
45 1/4) of said Section 17;

46
47 Thence Westerly to the Southwest corner of the
48 Southwest One-Quarter (SW 1/4) of the Northeast One-
49 Quarter (NE 1/4) of the Northwest One-Quarter (NW 1/4)
50 of said Section 17, said point being on the municipal
51 boundary of the City of Fort Lauderdale, as
52 established by Ordinance No. C-72-22 of the City of
53 Fort Lauderdale; Thence along said municipal boundary
54 the following 4 courses;

55
56 Thence Westerly, along the South line of the Northwest
57 One-Quarter (NW 1/4) of the Northwest One-Quarter (NW
58 1/4) of said Section 17, to the West line of said
59 Section 17; Thence Northerly, along said West line, to
60 the South line of the West 264 feet of the North One-
61 Half (N 1/2) of the North One-Half (N 1/2) of the
62 Northwest One-Quarter (NW 1/4) of the Northwest One-
63 Quarter (NW 1/4) of said Section 17; Thence Easterly,
64 along said South line, to the Southeast corner
65 thereof;

66
67 Thence Northerly, along the East line thereof, to the
68 POINT OF BEGINNING.

69
70 Section 2. The legal descriptions of the areas referred to
71 in this bill are as follows:

550755

4/18/2007 5:08:13 PM

Amendment No.

72 (1) Continental Plaza Annexation Boundary is described as
73 follows:

74
75 A portion of Section 18, Township 49 South, Range 42
76 East, Broward County, Florida, more particularly
77 described as follows:

78
79 BEGIN at the intersection of a line 861.35 feet West
80 of and parallel with the East line of the Southwest
81 One-Quarter (SW 1/4) of said Section 18 with the South
82 line of the North 1,011.04 feet of the Southwest One-
83 Quarter (SW 1/4) of said Section 18, said point being
84 on the municipal boundary of the City of Lauderdale
85 Lakes, as established by Chapter 84-463, Laws of
86 Florida;

87
88 Thence Easterly along said South line and said
89 municipal boundary to the West line of the East 331.00
90 feet of the West 631.00 feet of the East 861.35 feet
91 (measured at right angles) of the North 1,011.04 feet
92 of the Southwest One-Quarter (SW 1/4) of said Section
93 18, said point being on the municipal boundary of the
94 City of Lauderdale Lakes, as established by Ordinance
95 No. 87-10 of the City of Lauderdale Lakes;

96
97 Thence Northerly along said West line and said
98 municipal boundary to the South line of the North 565

550755

4/18/2007 5:08:13 PM

Amendment No.

99 feet of the East 861.35 feet of the Southwest One-
100 Quarter (SW 1/4) of said Section 18;

101
102 Thence Westerly along said South line to a line 861.35
103 feet West of and parallel with the East line of the
104 Southwest One-Quarter (SW 1/4) of said Section 18,
105 said point being on the municipal boundary of the City
106 of Tamarac, as established by Ordinance No. 0-81-17 of
107 the City of Tamarac;

108
109 Thence Southerly along said parallel line and said
110 municipal boundary to the POINT OF BEGINNING,

111
112 TOGETHER WITH;

113
114 The South 10 feet of the North 565 feet of the West
115 731.35 feet of the East 861.35 feet of the Southwest
116 One-Quarter (SW 1/4) of said Section 18.

117
118 (2) West Commercial Boulevard/NW 31st Avenue Annexation
119 Boundary is described as follows:

120
121 A portion of Section 18, Township 49 South, Range 42
122 East, Broward County, Florida, described as follows:
123 BEGIN at the intersection of the North right of way
124 line of West Commercial Boulevard with a line 53.00
125 feet West of and parallel with the East line of the
126 Southeast One-Quarter (SE 1/4) of said Section 18,

550755

4/18/2007 5:08:13 PM

Amendment No.

127 said point being on the municipal boundary of the City
128 of Fort Lauderdale, as established by Ordinance No. C-
129 72-22 of the City of Fort Lauderdale; Thence along
130 said municipal boundary the following 3 courses;
131 Thence Northerly, along said parallel line, to a line
132 200 feet North of and parallel with the North right of
133 way line of West Commercial Boulevard; Thence
134 Westerly, along said parallel line, to a line 253 feet
135 West of and parallel with the East line of the
136 Southeast One-Quarter (SE 1/4) of said Section 18;
137 Thence Southerly, along said parallel line, to a point
138 on the North right of way line of said West Commercial
139 Boulevard, said point being on the municipal boundary
140 of the City of Tamarac, as established by Ordinance
141 No. 0-81-17 of the City of Tamarac;

142
143 Thence Easterly along said North right of way line and
144 said municipal boundary to the POINT OF BEGINNING.

145
146 Section 3. The Broward County Board of County
147 Commissioners shall schedule an election on March 11, 2008, in
148 accordance with the provisions of the law relating to elections
149 currently in force in Broward County. The subject of said
150 election shall be the annexation of the subject area described
151 in section 1. Only registered voters residing in the subject
152 area as described in this act may vote in said election. Mail
153 ballots shall not be used in this election; however, voters may
154 vote by absentee ballots, as provided by law.

550755

4/18/2007 5:08:13 PM

Amendment No.

155 Section 4. Upon a majority of the registered voters
156 residing in the subject area voting for annexation into the City
157 of Tamarac, the area described in section 1, the Prospect Field
158 Road/N.W. 31st Avenue Annexation Boundary, shall be deemed a
159 part of said municipality on September 15, 2008, pursuant to
160 section 171.062, Florida Statutes, and chapters 96-542 and 99-
161 447, Laws of Florida, except as provided in this act.

162 Section 5. The areas described in section 2, the
163 Continental Plaza Annexation Boundary and the West Commercial
164 Boulevard/NW 31st Avenue Annexation Boundary, shall be deemed a
165 part of the City of Tamarac on September 15, 2008, pursuant to
166 section 171.062, Florida Statutes, and chapters 96-542 and 99-
167 447, Laws of Florida.

168 Section 6. An interlocal agreement shall be developed
169 between the governing bodies of Broward County and the City of
170 Tamarac and executed prior to the effective date of the
171 annexation, as provided in sections 4 and 5. The agreement shall
172 address infrastructure improvement projects and include a
173 financially feasible plan for transitioning county services,
174 buildings, infrastructure, waterways, and employees.

175 Section 7. Upon annexation into the municipality, the
176 areas described in sections 1 and 2 shall be governed by the
177 relevant land use and zoning provisions of the City of Tamarac's
178 Code of Ordinances. Any change of the zoning districts or land
179 use designations may only be accomplished by enactment of the
180 vote of the majority of the full governing body of the
181 municipality plus one. Notwithstanding sections 1 and 2, any use,
182 building, or structure that is legally in existence at the time

550755

4/18/2007 5:08:13 PM

Amendment No.

183 of annexation shall not be made a prohibited use by the City of
184 Tamarac, on the property of said use, for as long as the use
185 shall continue and not be voluntarily abandoned.

186 Section 8. Subsequent to the effective date of this act,
187 no change in land use designation or zoning shall be effective
188 within the limits of the lands subjected to annexation herein
189 until the subject area has been annexed into the municipality;
190 and no annexation within the subject area by any municipality
191 shall occur during the time period between the effective date of
192 this act and the effective date of the annexation.

193 Section 9. Any resident of the area annexed by this act
194 into the City of Tamarac shall be deemed to have met any
195 residency requirements for candidacy for municipal office.

196 Section 10. Nothing in this act shall be construed to
197 affect or abrogate the rights of parties to any contracts,
198 whether the same be between Broward County and a third party or
199 between nongovernmental entities, which contracts are in effect
200 prior to the effective date of the annexation.

201 Section 11. All rights, title, interests, and
202 responsibilities for all public roads and the public rights-of-
203 way associated therewith in the Broward County Road System
204 within the limits of the land described in sections 1 and 2,
205 except for Prospect Field Road, including, but not limited to,
206 the ownership, operation, maintenance, planning, design, and
207 construction of said roads and rights-of-way, shall transfer
208 from Broward County jurisdiction and ownership to the
209 jurisdiction and ownership of the City of Tamarac upon the
210 effective date of the annexation.

550755

4/18/2007 5:08:13 PM

HOUSE AMENDMENT

Bill No. CS/HB 1163

Amendment No.

211 | Section 12. This act shall take effect upon becoming a
212 | law.