

1 A bill to be entitled
 2 An act relating to state lands; amending ss. 253.03 and
 3 253.141, F.S.; authorizing certain upland property owners
 4 to use a single dock under certain conditions; amending s.
 5 253.034, F.S.; providing for reconveyance of certain state
 6 lands to certain fair associations at no cost under
 7 certain circumstances; authorizing certain agencies to
 8 remove certain improvements, fixtures, goods, wares, and
 9 merchandise from such lands within a time certain after
 10 reconveyance; providing for expiration; providing an
 11 effective date.

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

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 15 Section 1. Subsection (17) is added to section 253.03,
 16 Florida Statutes, to read:

17 253.03 Board of trustees to administer state lands; lands
 18 enumerated.--

19 (17) Notwithstanding any other provision of this chapter,
 20 any rule adopted by the Board of Trustees of the Internal
 21 Improvement Trust Fund, or any local ordinance or rule, for
 22 upland properties of 55 linear feet or less in width bordering
 23 on navigable waters, two adjacent upland property owners, upon
 24 agreement, may utilize a single dock to be used by both upland
 25 owners provided that the dock runs adjacent and parallel to a
 26 seawall and does not exceed 100 feet in overall length.

27 Section 2. Subsection (5) is added to section 253.141,
 28 Florida Statutes, to read:

29 253.141 Riparian rights defined; certain submerged bottoms
30 subject to private ownership.--

31 (5) Notwithstanding any other provision of this chapter,
32 any rule adopted by the Board of Trustees of the Internal
33 Improvement Trust Fund, or any local ordinance or rule, for
34 upland properties of 55 linear feet or less in width bordering
35 on navigable waters, two adjacent upland property owners, upon
36 agreement, may utilize a single dock to be used by both upland
37 owners provided that the dock runs adjacent and parallel to a
38 seawall and does not exceed 100 feet in overall length.

39 Section 3. Paragraph (f) of subsection (6) of section
40 253.034, Florida Statutes, is amended to read:

41 253.034 State-owned lands; uses.--

42 (6) The Board of Trustees of the Internal Improvement
43 Trust Fund shall determine which lands, the title to which is
44 vested in the board, may be surplused. For conservation lands,
45 the board shall make a determination that the lands are no
46 longer needed for conservation purposes and may dispose of them
47 by an affirmative vote of at least three members. In the case of
48 a land exchange involving the disposition of conservation lands,
49 the board must determine by an affirmative vote of at least
50 three members that the exchange will result in a net positive
51 conservation benefit. For all other lands, the board shall make
52 a determination that the lands are no longer needed and may
53 dispose of them by an affirmative vote of at least three
54 members.

55 (f)1. In reviewing lands owned by the board, the council
56 shall consider whether such lands would be more appropriately

57 | owned or managed by the county or other unit of local government
58 | in which the land is located. The council shall recommend to the
59 | board whether a sale, lease, or other conveyance to a local
60 | government would be in the best interests of the state and local
61 | government. The provisions of this paragraph in no way limit the
62 | provisions of ss. 253.111 and 253.115. Such lands shall be
63 | offered to the state, county, or local government for a period
64 | of 30 days. Permittable uses for such surplus lands may include
65 | public schools; public libraries; fire or law enforcement
66 | substations; governmental, judicial, or recreational centers;
67 | and affordable housing meeting the criteria of s. 420.0004(3).
68 | County or local government requests for surplus lands shall be
69 | expedited throughout the surplus process. If the county or
70 | local government does not elect to purchase such lands in
71 | accordance with s. 253.111, then any surplus determination
72 | involving other governmental agencies shall be made upon the
73 | board deciding the best public use of the lands. Surplus
74 | properties in which governmental agencies have expressed no
75 | interest shall then be available for sale on the private market.

76 | 2. Notwithstanding subparagraph 1., any surplus lands that
77 | were acquired by the state prior to 1958 by a gift or other
78 | conveyance for no consideration from a municipality, and which
79 | the department has filed by July 1, 2006, a notice of its intent
80 | to surplus, shall be first offered for reconveyance to such
81 | municipality at no cost, but for the fair market value of any
82 | building or other improvements to the land, unless otherwise
83 | provided in a deed restriction of record. This subparagraph
84 | expires July 1, 2006.

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85 3. Notwithstanding subparagraph 1., any parcel of surplus
86 lands less than 3 acres in size that was acquired by the state
87 prior to 1955 by gift or other conveyance for no consideration
88 from a fair association incorporated under chapter 616 for the
89 purpose of conducting and operating public fairs or expositions,
90 and for which the department has filed by July 1, 2008, a notice
91 of intent to surplus, shall be offered for reconveyance to such
92 fair association for no consideration; however, the agency that
93 last held a lease from the board for management of such lands
94 may remove from the lands any improvements, fixtures, goods,
95 wares, and merchandise within 180 days after the effective date
96 of the reconveyance. This subparagraph expires July 1, 2008.

97 Section 4. This act shall take effect July 1, 2007.