

HOUSE OF REPRESENTATIVES LOCAL BILL STAFF ANALYSIS

BILL #: HB 1065 Broward County

SPONSOR(S): Seiler

TIED BILLS: **IDEN./SIM. BILLS:**

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Committee on Urban & Local Affairs</u>	<u>9 Y, 0 N</u>	<u>Fudge</u>	<u>Kruse</u>
2) <u>Government Efficiency & Accountability Council</u>	<u>13 Y, 0 N</u>	<u>Fudge</u>	<u>Cooper</u>
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

SUMMARY ANALYSIS

Broward County has certain special acts dealing with plats and the platting of land. Subsequent state law and Broward County ordinances have superseded these special acts. Consequently, there is no longer a need for these antiquated special acts.

HB 1065 repeals certain Special Acts pertaining to the platting of land in Broward County.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. HOUSE PRINCIPLES ANALYSIS:

This bill does not appear to implicate any of the House Principles.

B. EFFECT OF PROPOSED CHANGES:

Current Situation

Broward County has certain special acts dealing with plats and the platting of land.¹²³⁴⁵⁶ Since the enactment of these Special Acts, the Legislature has enacted ch. 177, F.S., which established the minimum requirements for the platting of land. In addition, in accordance with the Broward County Charter, the Board of County Commissioners has enacted a mandatory platting ordinance that sets forth the standards, procedures, and other requirements to regulate and control the platting of land in Broward County. Therefore, there is no longer a need for these antiquated special acts.

Effect of Proposed Changes

HB 1065 repeals certain Special Acts pertaining to the platting of land in Broward County.

C. SECTION DIRECTORY:

Section 1: Repeals, chs. 28946 (1953), 30626 (1955), 57-1196, 61-1964, 63-1169 and 63-1179, L.O.F., relating to the platting of land in Broward County.

Section 2: Provides an effective date of upon becoming law.

II. NOTICE/REFERENDUM AND OTHER REQUIREMENTS

A. NOTICE PUBLISHED? Yes No

IF YES, WHEN? December 30, 2007.

WHERE? In the *Sun-Sentinel*, a newspaper published in Broward County, Florida.

¹ Chapters 28946 (1953), L.O.F., dealing with plats and the platting of land; prohibiting the conveyance of land by reference solely to an unrecorded plat; making it a misdemeanor to sell or contract to sell unrecorded plated lands; establishing requirements for plats;

² Ch. 30626 (1955), L.O.F., amending the authority of the Board of County Commissioners to name or number roads in the unincorporated areas of the county; revising the effect of a dedication to the public by the owners of land; amending the bond requirements for infrastructure on platted lands.

³ 57-1196, L.O.F., amending the bond requirements for infrastructure on platted lands.

⁴ 61-1964, L.O.F., requiring plats be subject to approval or disapproval by the Broward County Board of Health.

⁵ 63-1169, L.O.F., requiring subdividers' bonds; requiring notice to the subdivider prior to institution of suit on the bond by a contractor or subcontractor not having direct contractual relationship with subdivider; providing remedies of the county or municipality against the surety of the bond.

⁶ 63-1179, L.O.F., requiring plats be subject to approval by the Broward County Area Planning Board regarding trafficways.

B. REFERENDUM(S) REQUIRED? Yes No

IF YES, WHEN?

C. LOCAL BILL CERTIFICATION FILED? Yes, attached No

D. ECONOMIC IMPACT STATEMENT FILED? Yes, attached No
None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:
None.

B. RULE-MAKING AUTHORITY:
None.

C. DRAFTING ISSUES OR OTHER COMMENTS:
None.

D. STATEMENT OF THE SPONSOR
No sponsor statement submitted.

IV. AMENDMENTS/COUNCIL SUBSTITUTE CHANGES