

1                                   A bill to be entitled  
 2       An act relating to the East County Water Control District,  
 3       Lee and Hendry Counties; amending chapter 2000-423, Laws  
 4       of Florida, as amended; amending district boundaries;  
 5       providing for a board of commissioners in lieu of a board  
 6       of supervisors; revising beginning of terms; revising  
 7       method for filling vacancies; revising meeting attendance  
 8       requirements; providing penalties for unexcused absences  
 9       from meetings; providing for a salary; providing an  
 10      effective date.

11  
 12 Be It Enacted by the Legislature of the State of Florida:

13  
 14           Section 1. Subsection (2) of section 1, section 3,  
 15       subsections (1) through (7) of section 4, section 5, and section  
 16       6 of section 3 of chapter 2000-423, Laws of Florida, as amended  
 17       by chapters 2003-315 and 2006-319, Laws of Florida, are amended  
 18       to read:

19           Section 1. Creation; Status; Charter amendments; District  
 20       boundaries.--

21           (2) The boundaries of the District are hereby declared to  
 22       be as follows:

23           LANDS IN LEE COUNTY, FLORIDA

24           TOWNSHIP 43 SOUTH, RANGE 26 EAST

25           SECTION 25:

26           The following portions of Section 25;

27           The East 1/2 of the Northeast 1/4 of the Northeast

28           1/4, together with

29 The Northeast 1/4 of the Southeast 1/4 of the  
 30 Northeast 1/4.  
 31 TOWNSHIP 43 SOUTH, RANGE 27 EAST  
 32 SECTION 19:  
 33 Commencing at the Southeast corner of Government  
 34 Lot 5 of said Section 19, said point also being  
 35 the Southeast Corner of the Southwest South 1/4  
 36 ~~Section Corner~~ of said Section 19; thence North  
 37 89° 32' 09" West along the South line of said  
 38 Section 19, a distance of 941.17 ~~941.16~~ feet to  
 39 the POINT OF BEGINNING thence continuing along the  
 40 south line of said Section 19 a distance of 623.70  
 41 feet; thence North 00° 33' 48" West along the west  
 42 line of lands described in Book 4433, Page 952-953  
 43 of the Official Records of Lee County, Florida a  
 44 distance of 579.14 feet to a point on the  
 45 southerly right-of-way of the Caloosahatchee River  
 46 Canal; thence North 72° 41' 35" East along said  
 47 right-of-way a distance of 264.64 feet; thence  
 48 North 50° 57' 38" East along said right-of way a  
 49 distance of 399.11 feet; thence North 84° 04' 34"  
 50 East along said right-of-way a distance of 57.98  
 51 feet to the northeast corner of lands described in  
 52 Book 3558, Page 3183-3185 of the Official Records  
 53 of Lee County, Florida; thence South 00° 33' 49"  
 54 East along the east line of said lands a distance  
 55 of 920.30 feet to the POINT OF BEGINNING and there  
 56 terminate ~~of this description; thence North 00°~~

57 | ~~33' 49" West, a distance of 961.01 feet to the~~  
 58 | ~~Southerly United States Government Easement line~~  
 59 | ~~of the Caloosahatchee River; thence continuing~~  
 60 | ~~North 00° 33' 48" West, a distance of 90 feet,~~  
 61 | ~~more or less, to the Southerly waters edge of the~~  
 62 | ~~said Caloosahatchee River; thence Southwesterly~~  
 63 | ~~along the meanders of said Southerly waters edge~~  
 64 | ~~of the Caloosahatchee River, a distance of 780~~  
 65 | ~~feet, more or less; thence South 00° 33' 48" East,~~  
 66 | ~~a distance of 50 feet, more or less, to the said~~  
 67 | ~~Southerly United States Government Easement line~~  
 68 | ~~of the Caloosahatchee River; thence continuing~~  
 69 | ~~South 00° 33' 48" East, a distance of 578.75 feet~~  
 70 | ~~to the said South line of Section 19; thence South~~  
 71 | ~~89° 32' 09" East along the said South line of~~  
 72 | ~~Section 19 to the POINT OF BEGINNING, LESS the~~  
 73 | ~~Easterly 35.80 feet of the above described parcel.~~

74 | SECTION 30:

75 | The following portions of Section 30;

76 | That portion of the West 1/2 of said Section 30  
 77 | lying North of State Road 80, LESS the West 118.40  
 78 | feet thereof.

79 | That portion of the Northwest 1/4 of the Northeast  
 80 | 1/4 of Section 30 lying North of State Road 80.

81 | That portion of Section 30 lying South of the  
 82 | Southerly Right-of-Way line of State Road 80, LESS  
 83 | the West 200.00 feet of said Section 30 lying  
 84 | South of Hickey's Creek,

85 AND LESS lots 18 thru 28, Lots 31 and 32, Lots 37  
 86 and 38, Lots 41 thru 44 all as shown on Pine Creek  
 87 Acres, Unit No. 1 as recorded in Plat Book 10,  
 88 Page 13 of the Public Records of Lee County,  
 89 Florida.

90 AND LESS Lot 1, Lots 23 and 24, Lots 27 and 28,  
 91 the 50 foot Right-of-Way for Dixie Lane and that  
 92 portion of the 50 foot Right-of-Way for Pine  
 93 Boulevard lying Easterly of a line connecting the  
 94 Northeast corner of Lot 92 with the Southeast  
 95 corner of Lot 35 all as shown on Pine Creek Acres,  
 96 Unit No. 2 as recorded in Plat Book 10, Page 74 of  
 97 the said Public Records,

98 AND LESS the following described parcel;  
 99 BEGINNING at the Northeast corner of Pine Creek  
 100 Acres, Unit No. 1 as recorded in Plat Book 10,  
 101 Page 13 of the said Public Records; thence South  
 102 00° 56' 00" East along the East line of said Pine  
 103 Creek Acres, Unit No. 1 and the Southerly  
 104 projection thereof, a distance of 223.86 feet;  
 105 thence North 89° 35' 20" East, a distance of  
 106 166.20 feet; thence North 00° 24' 40" West, a  
 107 distance of 203.00 feet to the said Southerly  
 108 Right-of-Way line of State Road 80; thence North  
 109 82° 54' 00" West along the said Southerly Right-  
 110 of-Way line of State Road 80 to the POINT OF  
 111 BEGINNING,

112 AND LESS the following described parcel;

113 Commencing at the said Northeast corner of Pine  
 114 Creek Acres, Unit No. 1; thence South 82° 54' 00"  
 115 East along the said Southerly Right-of-Way line of  
 116 State Road 80, a distance of 307.31 ~~thence South~~  
 117 ~~00° 56' 00" East along the said East line of Pine~~  
 118 ~~Creek Acres, Unit No. 1 and the Southerly~~  
 119 ~~projection thereof, a distance of 223.86 feet;~~  
 120 ~~thence North 89° 35' 20" East, a distance of~~  
 121 ~~166.20 feet; thence North 00° 24' 40" West, a~~  
 122 ~~distance of 203.00 feet to the said Southerly~~  
 123 ~~Right-of-Way line of State Road 80, thence South~~  
 124 ~~82° 54' 00" East along the said Southerly Right-~~  
 125 ~~of-Way line of State Road 80, a distance of 137.61~~  
 126 feet to the POINT OF BEGINNING of this  
 127 description; thence South 00° 24' 40" East, a  
 128 distance of 237.58 feet; thence North 89° 35' 20"  
 129 East, a distance of 209.19 feet; thence South 00°  
 130 24' 40" East, a distance of 918.16 feet; thence  
 131 North 89° 35' 20" East, a distance of 420.00 feet;  
 132 thence North 00° 24' 40" West, a distance of  
 133 1069.39 feet to the said Southerly Right-of-Way  
 134 line of State Road 80; thence Northwesterly along  
 135 the said Southerly Right-of-Way line of State Road  
 136 80 to the POINT OF BEGINNING,  
 137 AND LESS the following described parcel;  
 138 BEGINNING at the intersection of the East line of  
 139 the Northwest 1/4 of the Northeast 1/4 of said  
 140 Section 30 and the said Southerly Right-of-Way

141 line of State Road 80; thence South 00° 24' 40"  
 142 East along the East line of the West 1/2 of the  
 143 Northeast 1/4 of said Section 30 ~~to a point which~~  
 144 ~~is South 00° 24' 40" East~~, a distance of 129.00  
 145 feet from the Northwest corner of the Southeast  
 146 1/4 of the Northeast 1/4 of said Section 30;  
 147 thence South 89° 41' 55" East along a line  
 148 parallel with the North line of the said Southeast  
 149 1/4 of the Northeast 1/4, a distance of 337.00  
 150 feet; thence North 00° 24' 40" West to the said  
 151 Southerly Right-of-Way line of State Road 80;  
 152 thence North 81° 08' 00" West along the said  
 153 Southerly Right-of-Way line of State Road 80 to  
 154 the POINT OF BEGINNING.

155 SECTION 31:

156 The following portions of Section 31;

157 The West 1/2, together with

158 The West 1/2 of the Southeast 1/4, together with

159 The Southeast 1/4 of the Southeast 1/4, together  
 160 with

161 The Southwest 1/4 of the Northeast 1/4, together  
 162 with

163 The Southwest 1/4 of the Northwest 1/4 of the  
 164 Northeast 1/4, together with

165 The Northeast 1/4 of the Northeast 1/4 of the  
 166 Northeast 1/4.

167 SECTION 36:

168 The East 1/2 of Section 36, LESS the Northwest <sup>1/4</sup>

169 | of the Northeast 1/4 thereof.

170 | TOWNSHIP 44 SOUTH, RANGE 26 EAST

171 | SECTION 1-3:

172 | All of Sections 1, 2 and 3.

173 | SECTION 4:

174 | The East 1/2 of Section 4.

175 | SECTION 10:

176 | The following portions of Section 10;

177 | The East 1/2 of the Southeast 1/4, together with

178 | The Northwest 1/4 of the Southeast 1/4.

179 | SECTIONS 11-14:

180 | All of Sections 11, 12, 13 and 14.

181 | SECTION 15:

182 | The East 1/2 of the East 1/2 of Section 15.

183 | SECTION 16:

184 | The following portions of Section 16;

185 | All of Units 1 through 5 of "Lehigh Acres" as

186 | recorded in Plat Book 27, Page 186 of the Public

187 | Records of Lee County, Florida together with,

188 | Lot 16, Block 36 of "Buckingham Park, Northwest

189 | Section" as recorded in Plat Book 9, Page 92 of

190 | the said Public Records.

191 | SECTION 19:

192 | The following portions of Section 19;

193 | The Southeast 1/4, together with

194 | That portion of the Northeast 1/4 of said Section

195 | 19 lying South of Buckingham Road.

196 | SECTION 20:

197 The following portions of Section 20;  
 198 The South 1/2, together with  
 199 That portion of the North 1/2 of said Section 20  
 200 lying South of Buckingham Road.  
 201 SECTION 21:  
 202 The following portions of "Buckingham Park, South  
 203 Section" as recorded in Plat Book 9, Page 99 of  
 204 the said Public Records being in Section 21;  
 205 Lots 3 through 10 of Block 40,  
 206 Lots 1 and 3 of Block 38,  
 207 Lot 28 of Block 29,  
 208 The North 40 feet of Lot 29 of Block 29,  
 209 All of Tract "D",  
 210 All of Block "E"  
 211 together with,  
 212 the Re-subdivision of that portion of Block "E" of  
 213 said "Buckingham Park, South Section" as replatted  
 214 on "Plat of Unit 3 Lehigh Park, a Subdivision of  
 215 Lehigh Acres" as recorded in Plat Book 15, Page 66  
 216 of the said Public Records, together with  
 217 That portion of said Section 21 lying  
 218 Southwesterly of the centerline of a 60 foot  
 219 easement as described in Miscellaneous Book 32,  
 220 Page 335 of the said Public Records.  
 221 SECTION 22:  
 222 That portion of Section 22 lying South and  
 223 Southwesterly of Homestead Road as shown on Plat  
 224 of "Buckingham Park Entrance Roads" as recorded in



225 Plat Book 9, Page 97 of the said Public Records.  
 226 SECTIONS 23-29:  
 227 All of Sections 23, 24, 25, 26, 27, 28 and 29.  
 228 SECTION 30:  
 229 The following portions of Section 30;  
 230 The South 1/2, together with  
 231 ~~The Northeast 1/4, together with~~  
 232 The South 100 feet of the North 1/2 together with  
 233 The remainder of the Northeast 1/4..  
 234 SECTION 31:  
 235 That portion of said Section 31 lying  
 236 Northeasterly of State Road 82.  
 237 SECTIONS 32-36:  
 238 All of Sections 32, 33, 34, 35 and 36.  
 239 TOWNSHIP 44 SOUTH, RANGE 27 EAST  
 240 SECTION 1:  
 241 All of Section 1.  
 242 SECTION 2:  
 243 All of Section 2, LESS the Northwest 1/4 of the  
 244 Northwest 1/4 thereof.  
 245 SECTION 3:  
 246 All of Section 3, LESS the Northeast 1/4 thereof,  
 247 AND LESS the East 1/2 of the Northwest 1/4 thereof.  
 248 SECTIONS 4-6:  
 249 All of Sections 4, 5 and 6.  
 250 SECTION 7:  
 251 The following portions of Section 7;  
 252 The South 1/2, together with

253 The Northwest 1/4, together with  
 254 The Southwest 1/4 of the Northeast 1/4, together  
 255 with  
 256 The North 1/2 of the Northeast <sup>1/4</sup>, together with  
 257 The North 854 feet of the East 466 feet of the  
 258 Southeast 1/4 of the Northeast <sup>1/4</sup>.  
 259 SECTION 8:  
 260 The following portions of Section 8;  
 261 The South <sup>1/2</sup>, together with  
 262 The Northwest 1/4 of the Northeast <sup>1/4</sup>, together  
 263 with  
 264 The West <sup>1/2</sup> of the Northeast <sup>1/4</sup>, together with  
 265 The East <sup>3/4</sup> of the Southeast 1/4 of the Northwest  
 266 1/4.  
 267 SECTION 9:  
 268 All of said Section 9, LESS the Southwest 1/4 of  
 269 the Northeast 1/4 thereof.  
 270 SECTIONS 10-36:  
 271 All of Sections 10, 11, 12, 13, 14, 15, 16, 17,  
 272 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29,  
 273 30, 31, 32, 33, 34, 35 and 36.  
 274 TOWNSHIP 45 SOUTH, RANGE 26 EAST  
 275 SECTIONS 1-3:  
 276 All of Section 1, 2 and 3.  
 277 SECTION 4:  
 278 All that portion of Section 4 lying North of State  
 279 Road 82.  
 280 SECTION 5:

281 All that portion of Section 5 lying North of State  
 282 Road 82.

283 SECTION 6:

284 All that portion of Section 6 lying North of State  
 285 Road 82.

286 SECTION 9:

287 All that portion of Section 9 lying North of State  
 288 Road 82.

289 SECTION 10:

290 All that portion of Section 10 lying North of  
 291 State Road 82.

292 SECTION 11:

293 All that portion of Section 11 lying North of  
 294 State Road 82.

295 SECTION 12:

296 All of Section 12.

297 SECTION 13:

298 All that portion of Section 13 lying North of  
 299 State Road 82.

300 SECTION 14:

301 All that portion of Section 14 lying North of  
 302 State Road 82.

303 TOWNSHIP 45 SOUTH, RANGE 27 EAST

304 SECTIONS 1-3 :

305 All of Sections 1, 2 and 3.

306 SECTION 4:

307 All of Section 4, LESS the Southeast 1/4 of the  
 308 Southeast 1/4 thereof,

309 AND LESS the South  $\frac{1}{2}$  of the Northeast  $\frac{1}{4}$  of the  
 310 Southeast  $\frac{1}{4}$  of said Section 4.

311 AND LESS the South  $\frac{1}{2}$  of the Northeast  $\frac{1}{4}$  of the  
 312 Northeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of said Section  
 313 4,

314 AND LESS the Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of  
 315 the Southeast  $\frac{1}{4}$  of said Section 4.

316 SECTION 5:

317 The following portions of Section 5;

318 The Northwest  $\frac{1}{4}$ , together with

319 The East  $\frac{3}{4}$  of the North  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$ ,  
 320 together with The South  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$ ,  
 321 together with

322 The Southwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  LESS the  
 323 South 175 feet of the East 125 feet thereof,  
 324 together with The following described parcel being  
 325 in the Northeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said  
 326 Section 5; Commencing at the Northeast corner of  
 327 said Section 5; thence Westerly along the North  
 328 line of said Section 5, said North line of Section  
 329 5 being the South line of Units 7 and 18 of  
 330 "Leeland Heights" as shown on plat recorded in  
 331 Plat Book 12, Page 53 of the said Public Records,  
 332 a distance of 116.51 feet to the Southwest corner  
 333 of Lot 10 of Block 87 of said "Leeland Heights"  
 334 and the POINT OF BEGINNING of this description;  
 335 thence continuing Westerly along the said North  
 336 line of Section 5, a distance of 1208.55 feet to

CS/HB 1113

2009

337 the Northwest corner of the Northeast 1/4 of the  
338 Northeast 1/4 of said Section 5; thence South 01°  
339 35' 34" East along the West line of the said  
340 Northeast 1/4 of the Northeast 1/4 of Section 5, a  
341 distance of 1149.72 feet; thence Easterly along a  
342 line parallel with the said North line of Section  
343 5, a distance of 1268.07 feet to a point of  
344 intersection with a line parallel with and 60 feet  
345 Westerly of (as measured at right angles) the East  
346 line of said Section 5; thence North 01° 44' 40"  
347 West along said parallel line, a distance of  
348 1089.78 feet to a point of intersection with a  
349 line parallel with and 60 feet Southerly of (as  
350 measured at right angles) the said North line of  
351 Section 5; thence Westerly along said line  
352 parallel with and 60 feet Southerly of the North  
353 line of Section 5, a distance of 58.31 feet to a  
354 point of intersection with the Southerly  
355 prolongation of the West line of said Lot 10 of  
356 Block 87 of "Leeland Heights"; thence Northerly  
357 along said Southerly prolongation, a distance of  
358 60.00 feet to the POINT OF BEGINNING. Bearings in  
359 last described parcel relative to said Plat of  
360 Units 7 and 18 of "Leeland Heights" together with  
361 The following described parcel beginning at the  
362 Northwest corner of the Southeast 1/4 of said  
363 Section 5; thence N02°13'08"W along the west line  
364 of the Northeast 1/4 of said Section 5 a distance

365 of 1405.94 feet to a point on the Southwesterly  
 366 right-of-way line of Homestead Road (80 feet  
 367 wide); thence S45°12'26"E along said Southwesterly  
 368 right-of-way a distance of 3913.55 feet to the  
 369 East line of the Southeast 1/4 of said Section 5;  
 370 thence S02°29'49"E along the East line of the  
 371 Southeast 1/4 of said Section 5 a distance of  
 372 1239.65 feet to the Southeast corner of the  
 373 Southeast 1/4 of said Section 5; thence  
 374 S89°08'31"W along the South line of the Southeast  
 375 1/4 of said Section 5 a distance of 1462.65 feet;  
 376 thence N02°21'32"W a distance of 175.06 feet;  
 377 thence N89°08'31"E a distance of 125.05 feet to a  
 378 point on the East line of the Southwest 1/4 of  
 379 the Southeast 1/4 of said Section 5; thence  
 380 N02°21'29"W along the East line of the Southwest  
 381 1/4 of the Southeast 1/4 of said Section 5 a  
 382 distance of 1141.39 feet to the Northeast corner  
 383 of the Southwest 1/4 of the Southeast 1/4 of said  
 384 Section 5; thence S89°08'13"W along the North line  
 385 of the Southwest 1/4 of the Southeast 1/4 of said  
 386 Section 5 a distance of 1334.41 feet to the West  
 387 line of the Southeast 1/4 of said Section 5;  
 388 thence N02°13'08"W along the West line of the  
 389 Southeast 1/4 of said Section 5 a distance of  
 390 1316.26 feet to the POINT OF BEGINNING; with the  
 391 exception of the following described parcel  
 392 recorded in Book 2383, Page 399 of the Official

393 Records of Lee County, Florida and BEGINNING at  
 394 the Northwest corner of the Southeast 1/4 of said  
 395 Section 5; thence N89°07'57"E along the North line  
 396 of said Southeast 1/4 a distance of 1340.36 feet  
 397 to a point on the Southwesterly right-of-way line  
 398 of Homestead Road (80 feet wide);thence  
 399 S45°12'26"E along said right-of-way line a  
 400 distance 530.85 feet to the POINT OF BEGINNING of  
 401 said parcel; thence continuing S45°12'26"E along  
 402 said right-of-way line a distance of 461.42 feet;  
 403 thence S44°50'37"W a distance of 100.69 feet;  
 404 thence S89°07'57"W along a line lying 780.00 feet  
 405 South of (as measured per perpendicular) and  
 406 parallel to the aforementioned North line of said  
 407 Southeast 1/4 a distance of 687.60 feet; thence  
 408 N00°45'12"W a distance of 400.32 feet; thence  
 409 N89°07'57"E a distance of 436.39 feet to a point  
 410 on the Southwesterly right-of-way line of  
 411 Homestead Road and the POINT OF BEGINNING.

412 SECTION 6:

413 All of Section 6, LESS the following described  
 414 parcel,  
 415 BEGINNING at the Southwest corner of Government  
 416 Lot 5 of said Section 6; thence Northerly along  
 417 the West line of said Government Lot 5, a distance  
 418 of 466.70 feet; thence Easterly along a line  
 419 parallel with the South line of said Government  
 420 Lot 5, a distance of 466.70 feet; thence Southerly

421 along a line parallel with the said West line of  
 422 Government Lot 5, a distance of 466.70 feet;  
 423 thence Westerly along the South line of said  
 424 Government Lot 5, a distance of 466.70 feet to the  
 425 POINT OF BEGINNING.

426 SECTION 7:

427 All of Section 7.

428 SECTION 8:

429 All of Section 8, LESS the Southwest 1/4 of the  
 430 Southeast 1/4 thereof.

431 SECTION 9:

432 The following portions of Section 9;

433 The West 1/2 of the Southwest 1/4, together with

434 The Southeast 1/4, together with

435 The West 1/2 of the Northeast 1/4, together with

436 The Southeast 1/4 of the Northeast 1/4.

437 SECTIONS 10-17:

438 All of Sections 10, 11, 12, 13, 14, 15, 16 and 17.

439 SECTION 18:

440 All of Section 18, LESS the 200 foot Right-of-Way  
 441 for State Road 82 thereof,

442 AND LESS the Westerly 25 feet of that portion of  
 443 said Section 18 lying Northerly of said State Road  
 444 82, said 25 foot strip as conveyed to Lee County  
 445 for roadway purposes by deed recorded in Official  
 446 Record Book 147, Page 73 of the said Public  
 447 Records of Lee County.

448 SECTION 19:



449 All of Section 19, LESS the 200 foot Right-of-Way  
 450 for State Road 82 thereof,  
 451 AND LESS the following described parcel, BEGINNING  
 452 at the Northeast corner of said Section 19; thence  
 453 South 89°55'00"W along the North line of said  
 454 Section 19 a distance of 1327.50 feet to the  
 455 Northwest corner of the East 1/2 of the Northeast  
 456 1/4 of said Section 19; thence South 49°30'50"W a  
 457 distance of 465.93 ft to a point on the North  
 458 right-of-way line of State Road 82; thence  
 459 Southeasterly with the North right-of-way line of  
 460 State Road 82 to a point on the East line of said  
 461 Section 19; thence North 00°34'00"W along the East  
 462 line of said Section 19 to the POINT OF BEGINNING  
 463 ~~00° 34' 00" East along the East line of said~~  
 464 ~~Section 19 to the East <sup>1/4</sup> Section corner of said~~  
 465 ~~Section 19; thence South 89° 53' 40" West along~~  
 466 ~~the East/West <sup>1/4</sup> Section line of said Section 19,~~  
 467 ~~a distance of 1479.38 feet; thence North 00° 39'~~  
 468 ~~20" West along a line parallel with and 156.00~~  
 469 ~~feet Westerly of (as measured at right angles) the~~  
 470 ~~West line of the East <sup>1/2</sup> of the Northeast <sup>1/4</sup> of~~  
 471 ~~said Section 19, a distance of 2019.77 feet to a~~  
 472 ~~point of intersection with the Southwesterly~~  
 473 ~~Right-of-Way line of said State Road 82; thence~~  
 474 ~~South 64° 06' 00" East along the said~~  
 475 ~~Southwesterly right-of-Way line of State Road 82,~~  
 476 ~~a distance of 174.40 feet to a point of~~

477 ~~intersection with the said West line of the East~~  
 478  ~~$\frac{1}{2}$  of the Northeast  $\frac{1}{4}$  of Section 19; thence North~~  
 479 ~~00° 39' 20" West along the said West line of the~~  
 480 ~~East  $\frac{1}{2}$  of the Northeast  $\frac{1}{4}$  of Section 19, a~~  
 481 ~~distance of 223.58 feet to a point of intersection~~  
 482 ~~with the Northeasterly Right-of-Way line of State~~  
 483 ~~Road 82; thence North 64° 06' 00" West along the~~  
 484 ~~said Northeasterly Right-of-Way line of State Road~~  
 485 ~~82, a distance of 400.00 feet; thence North 49°~~  
 486 ~~30' 50" East, a distance of 465.93 feet to the~~  
 487 ~~Northwest corner of the said East  $\frac{1}{2}$  of the~~  
 488 ~~Northeast  $\frac{1}{4}$  of Section 19; thence North 89° 55'~~  
 489 ~~00" East along the North line of said Section 19,~~  
 490 ~~a distance of 1327.50 feet to the POINT OF~~  
 491 ~~BEGINNING.~~

492 SECTION 20:

493 All of Section 20, LESS the 200 foot Right-of-Way  
 494 for State Road 82 thereof,  
 495 AND LESS the following described parcel, BEGINNING  
 496 at the Northwest corner of said Section 20; thence  
 497 North 89° 15' 50" East along the North line of  
 498 said Section 20, a distance of 227.46 feet; thence  
 499 South 00° 34' 00" East along a line parallel with  
 500 the West line of said Section 20, a distance of  
 501 1516.82 feet to a point of intersection with the  
 502 Northerly Right-of-Way line of State Road 82;  
 503 thence North 49° 52' 20" West along the said  
 504 Northerly Right-of-Way line of State Road 82, a

505 distance of 300.00 feet to a point of intersection  
 506 with the West line of said Section 20; thence  
 507 North 00° 34' 00" East along the said West line of  
 508 Section 20 to the POINT OF BEGINNING  
 509 AND LESS the following described parcel, BEGINNING  
 510 at the intersection of the Southwesterly Right-of-  
 511 Way line of State Road 82 and the South line of  
 512 said Section 20; thence North 24° 51' 40" West  
 513 along the said Southwesterly Right-of-Way line of  
 514 State Road 82, a distance of 1000.00 feet; thence  
 515 South 32° 24' 30" West, a distance of 1081.39 feet  
 516 to a point of intersection with the said South  
 517 line of Section 20; thence North 89° 40' 40" East  
 518 along the said South line of Section 20, a  
 519 distance of 1000.00 feet to the POINT OF  
 520 BEGINNING. Last described parcel being recorded in  
 521 Deed Book 306, Page 153 of the said Public Records  
 522 of Lee County.  
 523 SECTIONS 21-26:  
 524 All of Sections 21, 22, 23, 24, 25 and 26.  
 525 SECTION 27:  
 526 All of Section 27 lying NORTH of State Road 82.  
 527 SECTION 28:  
 528 All of Section 28 lying North of State Road 82.  
 529 SECTION 29:  
 530 All of Section 29 lying North of State Road 82.  
 531 SECTION 34:  
 532 All of Section 34 lying North of State Road 82.

533 SECTION 35:  
 534 All of Section 35 lying North of State Road 82.  
 535 SECTION 36:  
 536 All of Section 36 LESS the 200 foot Right-of-Way  
 537 for State Road 82 thereof.  
 538 LANDS IN HENDRY COUNTY, FLORIDA.  
 539 TOWNSHIP 43 SOUTH, RANGE 28 EAST  
 540 SECTION 30:  
 541 The following portions of Section 30;  
 542 The West 400.00 feet of the Southwest 1/4 less the  
 543 right-of-way for State Road 80, together with  
 544 The parcel commencing at the West 1/4 corner of  
 545 Section 30; thence along the West Section line  
 546 North 01° 01' 11" West, a distance of 164.01 feet  
 547 to the North right-of-way line of State Road 80  
 548 and the POINT OF BEGINNING; thence continuing  
 549 North 01° 01' 11" West, a distance of 1156.17 feet  
 550 to the South Right-of-Way line for the  
 551 Caloosahatchee River (C-43 canal); thence along  
 552 said South Right-of-Way line North 78° 07' 28"  
 553 East, a distance of 162.92 feet; thence South 01°  
 554 01' 11" East, a distance of 415.55 feet; thence  
 555 South 45° 02' 36" East, a distance of 345.35 feet;  
 556 thence South 01° 01' 11" East, a distance of  
 557 520.42 feet to the North Right-of-Way for State  
 558 Road 80; thence along said right-of-way South 88°  
 559 36' 43" West, a distance of 400.00 feet to the  
 560 POINT OF BEGINNING

CS/HB 1113

2009

561 SECTION 31:  
 562 The following portions of Section 31;  
 563 The Southeast 1/4 of the Northwest 1/4, together  
 564 with  
 565 The East 1/2 of the Southwest 1/4, together with,  
 566 The South 185.00 feet of the North 1/2 of the  
 567 Northwest 1/4 less the West 1189.24 feet of the  
 568 East 1439.25 feet of the South 25.00 feet thereof;  
 569 Together with the West 660.76 feet of the North  
 570 30.00 feet of the Southwest 1/4 of the Northwest  
 571 1/4,

572 Together with the West 400.00 feet of the  
 573 Northwest 1/4 of the Northwest 1/4.

574 TOWNSHIP 44 SOUTH, RANGE 28 EAST

575 SECTION 6:  
 576 The West 1/2 of Section 6.

577 SECTION 7:  
 578 The West 1/2 of Section 7.

579 SECTION 18:  
 580 The West 1/2 of Section 18.

581 SECTION 19:  
 582 The West 1/2 of Section 19.

583 SECTION 30:  
 584 The West 1/2 of Section 30.

585 SECTION 31:  
 586 The West 1/2 of Section 31.

587 Section 3. Maintenance assessments.--Maintenance  
 588 assessments as provided for under section 298.54, Florida

589 Statutes, shall be apportioned upon the basis of the net  
 590 assessments of benefits assessed as accruing from original  
 591 construction and any subsequent improvements, and shall be due  
 592 and collected pursuant to section 298.54, Florida Statutes,  
 593 chapter 197, Florida Statutes, and this act. Provided, nothing  
 594 herein shall prevent the Board of Commissioners ~~Supervisors~~ from  
 595 apportioning maintenance taxes for the maintenance of the  
 596 district facilities equally to all benefited acres if the Board  
 597 of Commissioners ~~Supervisors~~ determines that benefits are  
 598 substantially equal for benefited acreage throughout the  
 599 District. Said assessments shall be a lien until paid on the  
 600 property against which assessed and enforceable in like manner  
 601 as county taxes.

602 Section 4. Board of Commissioners ~~Supervisors~~; elections;  
 603 candidate qualifications; powers and duties.--The provisions of  
 604 chapter 298, Florida Statutes, to the contrary notwithstanding,  
 605 the following provisions, to the extent of any conflict, shall  
 606 control the East County Water Control District:

607 (1) The Board of Commissioners ~~Supervisors~~ of the East  
 608 County Water Control District shall be composed of five members  
 609 who shall be registered voters and residents of the District.  
 610 The Board of Commissioners ~~Supervisors~~ shall be elected at large  
 611 by the electors residing in the District. Terms of all  
 612 commissioners ~~supervisors~~ shall be for 4 years.

613 (2) All District Commissioners ~~Supervisors~~ elections shall  
 614 be held on the first Tuesday after the first Monday in November  
 615 of even-numbered years. All District Commissioners ~~Supervisors~~  
 616 shall be elected at large by nonpartisan plurality vote with the

617 candidate who receives the highest number of votes for each seat  
 618 winning the election. Only registered voters residing within the  
 619 District shall be permitted to vote. The cost of any election  
 620 shall be borne by the District. Terms of all commissioners  
 621 ~~supervisors~~ shall begin with the first regularly scheduled board  
 622 meeting after certification of ~~on the day after~~ the election by  
 623 the supervisor of elections ~~as established by this act~~. The  
 624 terms of the Board of Commissioners ~~Supervisors~~ of the East  
 625 County Water Control District serving on May 27, 1998, shall be  
 626 extended for one year to the first Tuesday after the first  
 627 Monday in November of the even-numbered year following the year  
 628 in which their term is currently due to expire.

629 (3) Qualifying for the position of District Commissioners  
 630 ~~Supervisors~~ shall be coordinated by the supervisors of elections  
 631 of the counties within which the District is located. Methods of  
 632 qualifying shall be uniform pursuant to section 99.092, Florida  
 633 Statutes. Candidates shall be required to open depositories and  
 634 appoint treasurers prior to accepting any contributions or  
 635 expending any funds.

636 (4) Vacancies on the Board shall be filled pursuant to  
 637 section 189.405(3) (a) ~~section 298.12~~, Florida Statutes.

638 (5) The members of the Board shall be reimbursed for their  
 639 expenses pursuant to section 112.061, Florida Statutes, and paid  
 640 a salary flat fee of \$250 per calendar ~~calendar~~ month during  
 641 term of office as established herein. The Board may remove any  
 642 member who has three consecutive, unexcused absences from  
 643 regularly scheduled meetings. In addition, commissioners shall  
 644 not be paid for any unexcused absences from regularly scheduled

645 meetings. The Board shall adopt policies by resolution defining  
 646 excused and unexcused absences, ~~provided however, the flat fee~~  
 647 ~~of \$250 per calendar month shall only be payable in the event~~  
 648 ~~the member of the Board attends at least one (1) full regularly~~  
 649 ~~scheduled session of the Board during the subject calendar~~  
 650 ~~month.~~

651 (6) Each year, the Board of Commissioners ~~Supervisors~~  
 652 shall hold an annual organizational meeting, at which a Chair,  
 653 Vice-Chair, Secretary and Treasurer shall be elected, whose  
 654 duties shall be established by Resolution of the Board.

655 (7) The Board of Commissioners ~~Supervisors~~ shall have the  
 656 power to employ a person to be designated General Manager of the  
 657 District and to vest in him or her such authority and to  
 658 delegate to him or her the performance of such duties and to  
 659 provide such compensation as may be determined by the Board of  
 660 Commissioners ~~Supervisors~~. The Board may require the General  
 661 Manager to furnish bond with good and sufficient surety in such  
 662 amount as the Board may by resolution determine.

663 Section 5. Bonds issuable for 40 years.--Notwithstanding  
 664 the provisions of section 298.47, Florida Statutes, the Board of  
 665 Commissioners ~~Supervisors~~ may issue bonds maturing at annual  
 666 intervals within 40 years.

667 Section 6. Assessment records.--Notwithstanding the  
 668 provisions of section 298.36(2), Florida Statutes, the secretary  
 669 of the Board of Commissioners ~~Supervisors~~ , as soon as said  
 670 total assessment is levied, shall, at the expense of the  
 671 District, prepare a list of all assessments levied, said list to  
 672 be stored in electronic format.



CS/HB 1113

2009

673

Section 2. This act shall take effect upon becoming a law.