

ENROLLED  
 HB 1045

2011 Legislature

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A bill to be entitled  
 An act relating to the Loxahatchee Groves Water Control District, Palm Beach County; amending chapter 99-425, Laws of Florida, as amended; providing for the dedication of the width of roads to the public; providing requirements for such dedication; providing for prima facie evidence of public road easements; exempting certain property of an electric utility; assigning traffic control jurisdiction on all public roads within the district to the Town of Loxahatchee Groves; providing an effective date.

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

Section 1. Section 8 is added to section 2 of chapter 99-425, Laws of Florida, as amended by chapter 2004-410, Laws of Florida, to read:

Section 8. Dedication of width of certain roads within the district.-

a. Improvement of four public roads identified in paragraphs (1) through (4) was approved at referendum pursuant to paragraph c. of section 4 of chapter 2004-410, Laws of Florida, after January 1, 2009, and before December 31, 2010. The width of these roads, to the extent that they have been actually constructed and maintained or repaired continuously and uninterruptedly by the district for 7 years, shall be dedicated through easement rights to the public pursuant to this act. The four public roads subject to this section are as follows:

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29 (1) "A" Road to include the following description: "A"  
 30 Road from Okeechobee Boulevard to North Road and North  
 31 Road approximately one-quarter mile east from "A" Road  
 32 intersection.

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 34 (2) "C" Road (South) to include the following  
 35 description: "C" Road from Collecting Canal Road to  
 36 Okeechobee Boulevard and Collecting Canal Road  
 37 approximately one-quarter mile each way, east and west  
 38 from "C" Road intersection.

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 40 (3) "C" Road (North) to include the following  
 41 description: "C" Road from Okeechobee Boulevard to North  
 42 Road and North Road approximately one-quarter mile each  
 43 way, east and west from "C" Road intersection.

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 45 (4) "D" Road to include the following description: "D"  
 46 Road from Okeechobee Boulevard to North Road and North  
 47 Road approximately one-quarter mile each way, east and  
 48 west from "D" Road intersection.

49  
 50 b. The filing of a map in the office of the clerk of the  
 51 circuit court of the county in which the road is located showing  
 52 the lands and reciting on it that the road has been dedicated in  
 53 accordance with subsection a. or by any other means of  
 54 acquisition, duly certified by the chair and secretary of the  
 55 district, shall be prima facie evidence of the public's easement  
 56 rights.

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57 | c. This section does not apply to any facility of an  
58 | electric utility which is located on property otherwise subject  
59 | to this section.

60 | d. The Town of Loxahatchee Groves shall have traffic  
61 | control jurisdiction over all public roads located within the  
62 | district.

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