

1                                   A bill to be entitled  
 2           An act relating to Fort Pierce Farms Water Control  
 3           District, St. Lucie County; codifying the district's  
 4           charter pursuant to s. 189.429, Florida Statutes;  
 5           providing legislative intent; amending, codifying,  
 6           repealing, and reenacting all special acts relating to  
 7           Fort Pierce Farms Water Control District as a single  
 8           act; repealing chapters 9981 (1923), 10549 (1925),  
 9           12033 (1927), 16032 (1933), 25447 (1949), 65-1226, 78-  
 10          609, 82-376, 87-448, and 2012-240, Laws of Florida,  
 11          relating to the Fort Pierce Farms Water Control  
 12          District; providing an effective date.

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

15  
 16           Section 1. Pursuant to s. 189.429, Florida Statutes, this  
 17 act constitutes the codification of all special acts and court  
 18 decrees relating to Fort Pierce Farms Water Control District. It  
 19 is the intent of the Legislature in enacting this act to provide  
 20 a single, comprehensive special act charter for the district,  
 21 including all current legislative authority granted to the  
 22 district by its several legislative enactments and any  
 23 additional authority granted by this act. It is the further  
 24 intent of the Legislature that this act preserve all district  
 25 authority in addition to any authority contained in chapter 298,  
 26 Florida Statutes, as amended from time to time.

27           Section 2. Chapters 9981 (1923), 10549 (1925), 12033  
 28 (1927), 16032 (1933), 25447 (1949), 65-1226, 78-609, 82-376, 87-

29 448, and 2012-240, Laws of Florida, are amended, codified,  
 30 reenacted, and repealed as herein provided.

31 Section 3. The Fort Pierce Farms Water Control District is  
 32 re-created, and the charter for such district is re-created and  
 33 reenacted to read:

34 Section 1. Status and boundaries of Fort Pierce Farms  
 35 Water Control District.—The Fort Pierce Farms Water Control  
 36 District is hereby declared to be an independent water control  
 37 district and a public corporation of the state pursuant to  
 38 chapters 189 and 298, Florida Statutes, and the lands lying  
 39 within the area described as follows in St. Lucie County shall  
 40 hereby constitute the Fort Pierce Farms Water Control District:

41  
 42 Beginning at the SE corner of Section 31, Township 34  
 43 South, Range 40 East, run North along the section line  
 44 to the NE corner of the SE 1/4 of Section 30, said  
 45 Township and Range, thence West along the 1/4 section  
 46 line to the NW corner of the NE 1/4 of the SE 1/4 of  
 47 said Section 30, thence North along the 1/4 section  
 48 line to the NE corner of the SW 1/4 of the NE 1/4 of  
 49 said Section 30, thence West along the 1/4 section  
 50 line to the NW corner of the SW 1/4 of the NE 1/4 of  
 51 said Section 30, thence North along the 1/4 section  
 52 line to the NE corner of the NW 1/4 of said Section  
 53 30, thence West along the section line to the NW  
 54 corner of said Section 30, thence North along the  
 55 section line to the NE corner of the SE 1/4 of the SE  
 56 1/4 of Section 24, Township 34 South, Range 39 East,

57 thence West along the 1/4 section line to the NW  
58 corner of the SE 1/4 of the SE 1/4 of said Section 24,  
59 thence North along the 1/4 section line through said  
60 Section 24, and through Section 13, said Township and  
61 Range to the NE corner of the SW 1/4 of the NE 1/4 of  
62 said Section 13, thence west along the 1/4 section  
63 line through said Section 13, and Section 14, said  
64 Township and Range, to the NW corner of the SW 1/4 of  
65 the NE 1/4 of said Section 14, thence North along the  
66 1/4 Section line to the NE corner of the NW 1/4 of  
67 said Section 14, thence West along the 1/4 section  
68 line to the NW corner of the NE 1/4 of the NW 1/4 of  
69 said Section 14, thence North along the 1/4 section  
70 line through Section 11, and through Section 2, said  
71 Township and Range, to the NW corner of the NE 1/4 of  
72 the NW 1/4 of said Section 2, thence West along the  
73 township line dividing Township 33 and 34, to the NW  
74 corner of Section 5, Township 34 South, Range 39 East,  
75 thence South along the West section line of Section 5,  
76 Section 8 and Section 17, to the SW corner of the NW  
77 1/4 of Section 17, said Township and Range, thence  
78 East along the 1/4 section line to the NW corner of  
79 the NE 1/4 of the SW 1/4 of Section 16, said Township  
80 and Range, thence South along the 1/4 section line to  
81 the SW corner of the NE 1/4 of SW 1/4 of said Section  
82 16, thence East along the 1/4 section line to the SE  
83 corner of the NE 1/4 of the SW 1/4 of said Section 16,  
84 thence South along the 1/4 section line to the SW

85 corner of the SE 1/4 of said Section 16, thence East  
 86 along the 1/4 section line to the NW corner of the NE  
 87 1/4 of the NE 1/4 of Section 21, said Township and  
 88 Range, thence South along the 1/4 section line to the  
 89 SW corner of the SE 1/4 of the NE 1/4 of said Section  
 90 21, thence East along the 1/4 section line to the NW  
 91 corner of the E 1/2 of the NW 1/4 of the SW 1/4 of  
 92 Section 22, said Township and Range, and thence South  
 93 to the SW corner of the E 1/2 of the NW 1/4 of the SW  
 94 1/4 of said Section 22, thence East along the 1/4  
 95 section line to the NW corner of the E 1/2 of the W  
 96 1/2 of SE 1/4 of SW 1/4 of said Section 22, thence  
 97 South to the SW corner of the E 1/2 of W 1/2 of SE 1/4  
 98 of the SW 1/4 of said Section 22, thence West to the  
 99 NW corner of the NW 1/4 of Section 27, said Township  
 100 and Range, thence South to the NE corner of the SE 1/4  
 101 of the NE 1/4 of Section 28, said Township and Range,  
 102 thence West to the NW corner of the SW 1/4 of the NE  
 103 1/4 of said Section 28, thence South along the 1/4  
 104 section line to the center of said Section 28, thence  
 105 East along the 1/4 section line to the center of  
 106 Section 27, said Township and Range, thence East along  
 107 the 1/4 section line to the NW corner of the E 1/2 of  
 108 the NW 1/4 of the SE 1/4 of said Section 27, thence  
 109 South to the SW corner of the E 1/2 of the NW 1/4 of  
 110 the SE 1/4 of said Section 27, thence West along the  
 111 1/4 section line to the NW corner of the SW 1/4 of the  
 112 SE 1/4 of said Section 27, thence South along the 1/4

HB 979

2013

113 section line to the SW corner of the SE 1/4 of said  
114 Section 27, thence West along the section line to the  
115 NW corner of Section 34, said Township and Range,  
116 thence South along the section line to the SW corner  
117 of said Section 34, thence East along the township  
118 line dividing Township 34 and Township 35 to the point  
119 of beginning.

120  
121 Section 2. Minimum charter requirements.-In accordance  
122 with s. 189.404(3), Florida Statutes, the following are the  
123 minimum requirements for the charter of the Fort Pierce Farms  
124 Water Control District:

125 (1) The district is organized and exists for all purposes  
126 set forth in this act and chapter 298, Florida Statutes.

127 (2) The district's charter may be amended only by special  
128 act of the Legislature.

129 (3) In accordance with chapter 189, Florida Statutes, this  
130 act, and ss. 298.11 and 298.12, Florida Statutes, the governing  
131 board of the district shall be designated the "Board of  
132 Supervisors of the Fort Pierce Farms Water Control District" and  
133 shall be composed of three persons, who shall be qualified to  
134 hold such office if they are landowners within the district,  
135 residents of the state, and citizens of the United States,  
136 elected on a 1-acre, one-vote basis by the landowners in the  
137 district; however, landowners owning less than 1 acre in the  
138 aggregate shall be entitled to one vote. Landowners with more  
139 than 1 acre shall be entitled to one additional vote for any  
140 fraction of an acre greater than 1/2 acre owned when a

141 landowner's acreage has been aggregated for purposes of voting.  
142 The membership and organization of the governing board shall be  
143 as set forth in this charter and chapter 298, Florida Statutes,  
144 provided this charter controls with respect to any  
145 inconsistency.

146 (4) The compensation of the governing board members shall  
147 be governed by this act and chapter 298, Florida Statutes.

148 (5) The administrative duties of the governing board shall  
149 be as set forth in this act and chapters 189 and 298, Florida  
150 Statutes.

151 (6) Requirements for financial disclosure, meeting  
152 notices, reporting, public records maintenance, and per diem  
153 expenses for district officers and employees shall be as set  
154 forth in chapters 112, 189, 190, 286, and 298, Florida Statutes,  
155 and all other applicable general laws of the state.

156 (7) The procedures and requirements governing the issuance  
157 of bonds, notes, and other evidence of indebtedness by the  
158 district shall be as set forth in chapters 189 and 298, Florida  
159 Statutes, and applicable general laws.

160 (8) The procedures for conducting district elections or  
161 referenda and for qualification of electors shall be pursuant to  
162 chapters 189 and 298, Florida Statutes; however, a quorum for  
163 purposes of holding the annual meeting or any special meetings  
164 shall consist of those landowners present in person or  
165 represented by proxy at said meeting.

166 (9) The district may be financed by any method established  
167 in this act, chapter 298, Florida Statutes, and other applicable  
168 general laws of the state.

HB 979

2013

169       (10) The district is authorized to assess and levy a  
170 maintenance tax that shall be equal and uniform in amount upon  
171 each acre of land assessed, and upon any tract or parcel less  
172 than 1 acre in size, and shall not exceed \$25 per acre in any  
173 one year.

174       (11) The methods for collecting non-ad valorem  
175 assessments, fees, or service charges shall be as set forth in  
176 chapters 197 and 298, Florida Statutes, and other applicable  
177 general laws of the state.

178       (12) The district's planning requirements shall be as set  
179 forth in chapters 189 and 298, Florida Statutes.

180       (13) The district's geographic boundary shall be as set  
181 forth in this act.

182       Section 3. Existence.—The district shall exist until  
183 December 31, 2111.

184       Section 4. Provisions of chapter 298, Florida Statutes,  
185 made applicable.—The Fort Pierce Farms Water Control District  
186 hereby created shall be an independent water control district  
187 and a public corporation of this state. The provisions of state  
188 law applicable to water control districts or subdistricts which  
189 are embodied in chapter 298, Florida Statutes, so far as not  
190 inconsistent with this act, are hereby declared to be applicable  
191 to the Fort Pierce Farms Water Control District. The Fort Pierce  
192 Farms Water Control District shall have all of the powers and  
193 authorities conferred in this act and chapter 298, Florida  
194 Statutes.

195       Section 5. Severability.—If any provision of this act or  
196 the application thereof to any person or circumstance is held

HB 979

2013

197 invalid, the invalidity shall not affect other provisions or  
198 applications of the act which can be given effect without the  
199 invalid provision or application, and to this end the provisions  
200 of this act are declared severable.

201 Section 6. Construction.—This act shall be construed as a  
202 remedial act and shall be liberally construed to promote the  
203 purpose for which it is intended.

204 Section 4. Chapters 9981 (1923), 10549 (1925), 12033  
205 (1927), 16032 (1933), 25447 (1949), 65-1226, 78-609, 82-376, 87-  
206 448, and 2012-240, Laws of Florida, are repealed.

207 Section 5. This act shall take effect upon becoming a law.