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HB 1093

2018 Legislature

1
2 An act relating to the Loxahatchee Groves Water
3 Control District, Palm Beach County; providing that
4 the Loxahatchee Groves Water Control District, an
5 independent special district, shall become a dependent
6 district of the Town of Loxahatchee Groves; providing
7 boundaries; providing that members of the town council
8 shall assume the offices of the board of supervisors
9 of said district; providing for dissolution of the
10 Loxahatchee Groves Water Control District as an
11 independent special district; requiring a referendum;
12 providing an effective date.

13
14 WHEREAS, the governing bodies of the Town of Loxahatchee
15 Groves and the Loxahatchee Groves Water Control District have
16 mutually agreed that the Loxahatchee Groves Water Control
17 District, an independent special district, should be dissolved
18 and become a dependent district of the town to eliminate
19 duplicate services and provide more efficient use of public
20 funds; and

21 WHEREAS, most of the property comprising the Loxahatchee
22 Groves Water Control District is included in the jurisdictional
23 boundaries of the Town of Loxahatchee Groves; and

24 WHEREAS, the jurisdictional boundaries of the district will
25 be amended as necessary to address additional parcels located

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26 | within Palm Beach County and neighboring municipalities
 27 | accordingly; and

28 | WHEREAS, the governing body of the Loxahatchee Groves Water
 29 | Control District has agreed that services to the residents would
 30 | be more efficiently administered if the district is dissolved
 31 | and becomes a dependent district of the town, NOW, THEREFORE,

32 |

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

34 |

35 | Section 1. Loxahatchee Groves Water Control District
 36 | continuation and transfer.—The Loxahatchee Groves Water Control
 37 | District, an independent special district created by a special
 38 | act of the Legislature, shall become a dependent district of the
 39 | Town of Loxahatchee Groves on the effective date of this act.

40 | (1) All special acts of the Loxahatchee Groves Water
 41 | Control District, chapters 99-425, 2004-410, 2011-257, 2012-262,
 42 | 2014-246, and 2014-247, Laws of Florida, are repealed and their
 43 | provisions shall become ordinances of the Town of Loxahatchee
 44 | Groves on the effective date of this act. The provisions of
 45 | chapter 298, Florida Statutes, so far as not inconsistent with
 46 | this act, are applicable to the district.

47 | (2) The assets, liabilities, financial allocations, and
 48 | written contracts of the Loxahatchee Groves Water Control
 49 | District, including all rights, obligations, duties, and
 50 | relationships now existing by law, easement, permit, or

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51 agreement, shall be unaffected and remain in full force and
52 effect and shall be those of the district as a dependent
53 district of the Town of Loxahatchee Groves. All rights, claims,
54 actions, orders, and all contracts of the special district and
55 all legal or administrative proceedings involving the district
56 shall continue in full force and effect under the jurisdiction
57 of the district as a dependent district of the Town of
58 Loxahatchee Groves.

59 (3) The terms of office of the current members of the
60 Board of Supervisors of the Loxahatchee Groves Water Control
61 District shall continue until the members of the Town Council of
62 the Town of Loxahatchee Groves assume the offices of the Board
63 of Supervisors of the Loxahatchee Groves Water Control District.

64 (4) The jurisdictional boundaries of the district are as
65 follows:

66
67 Being out of Sections 12, 13, 24, 25, and 36 in
68 Township 43 South, Range 40 East and out of Sections
69 7, 8, 17 - 22, and 27 - 34 in Township 43 South, Range
70 41 East, Palm Beach County, Florida being more
71 particularly described as follows:

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73 Beginning at the Northwest corner of the East half of
74 the Southeast quarter of said Section 12 in Township
75 43 South, Range 40 East;

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Thence East along the North line of the Southeast quarter of said Section 12 to the East line of said Section 12 in Township 43 South, Range 40 East and the West line of said Section 7 in Township 43 South, Range 41 East;

Thence South along said East line of Section 12 in Township 43 South, Range 40 East and said West line of Section 7 in Township 43 South, Range 41 East to the Northwest corner of the South half of said Section 7 in Township 43 South, Range 41 East;

Thence East along the South half of said Sections 7 & 8 in Township 43 South, Range 41 East to the Northeast corner of said South half of Section 8;

Thence South along the East line of said Sections 8 & 17 to the Southeast corner of said Section 17 and the Northwest corner of said Section 21;

Thence East along the North line of said Sections 21 & 22 to the Northeast corner of the Northwest quarter of said Section 22;

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101 Thence South along the East line of said Northwest
 102 quarter of Section 22 to the Southeast corner of said
 103 Northwest quarter of Section 22;

104
 105 Thence West along the South line of the Southeast
 106 quarter of Northwest quarter of said Section 22 to the
 107 Southwest corner of said Southeast quarter of the
 108 Northwest quarter of said Section 22;

109
 110 Thence South along the East line of the West half of
 111 the West half of sections 22, 27, and 34 to the South
 112 line of the North 1100 feet of Lot 1, Block K,
 113 Loxahatchee Groves as recorded in Plat Book 12, Page
 114 29 of the Palm Beach County Records;

115
 116 Thence West along said South line of the North 1100
 117 feet of Lot 1, Block K, Loxahatchee Groves to the West
 118 line of the East 360 feet of said Lot 1, Block K,
 119 Loxahatchee Groves;

120
 121 Thence North along said West line of the East 360 feet
 122 of Lot 1, Block K, Loxahatchee Groves to the South
 123 Right-of-Way line of Collecting Canal Road of said
 124 Loxahatchee Groves;

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126 Thence West along said South Right-of-Way line of
 127 Collecting Canal Road to the Northeast corner of Lot
 128 4, Block K in said Loxahatchee Groves and being the
 129 Northwest corner of Palms West Medical Center - Replat
 130 No. 1 as recorded in Plat Book 117, Page 41 of the
 131 Palm Beach County Records;

132
 133 Thence South along the East line of said Lot 4, Block
 134 K, Loxahatchee Groves to the South line of the North
 135 834 feet of said Lot 4, Block K, Loxahatchee Groves;

136
 137 Thence West along said South line of the North 834
 138 feet of Lot 4, Block K, Loxahatchee Groves to the West
 139 line of said Lot 4, Block K, Loxahatchee Groves;

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 141 Thence South along said West line of Lot 4, Block K,
 142 Loxahatchee Groves to the Northwest corner of a tract
 143 of land as described in the Official Record Book
 144 11390, Page 1934 of the Palm Beach County Records
 145 being approximately the Northwest corner of the South
 146 line of the North 1640 feet of said Lot 4, Block K,
 147 Loxahatchee Groves;

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149 Thence East, 275.01 feet as described for a tract of
 150 land in the Official Record Book 19231, Page 919 of
 151 the Palm Beach County Records;

153 Thence South, 321.11 feet as described for said tract
 154 of land in the Official Record Book 19231, Page 919 of
 155 the Palm Beach County Records;

157 Thence East, 248.59 feet as described for said tract
 158 of land in the Official Record Book 19231, Page 919 of
 159 the Palm Beach County Records;

161 Thence South, 80.00 feet as described for said tract
 162 of land in the Official Record Book 19231, Page 919 of
 163 the Palm Beach County Records to the North Right-of-
 164 Way line of State Route 80 (Southern Boulevard);

166 Thence West along said North Right-of-Way line of
 167 State Route 80 (Southern Boulevard) to the West line
 168 of the East 435.6 feet of said Section 36 in Township
 169 43 South, Range 40 East;

171 Thence North along the West line of the East half of
 172 the East half of said sections 36, 25, 24, 13, and 12
 173 in Township 43 South, Range 40 East to the point of

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174 beginning containing approximately 7,966 acres more or
 175 less.

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 177 (5) To the extent not inconsistent with town ordinances,
 178 all resolutions and policies of the Loxahatchee Groves Water
 179 Control District shall remain in effect until amended, revised,
 180 or repealed by the board of supervisors.

181 (6) Additional provisions which are necessary to effect
 182 this transition and to provide for the operation of the
 183 Loxahatchee Groves Water Control District as a dependent
 184 district of the town shall be adopted by ordinance.

185 Section 2. Dissolution.—Loxahatchee Groves Water Control
 186 District, an independent special district, is dissolved.

187 Section 3. Referendum.—On or before October 1, 2018, the
 188 Loxahatchee Groves Water Control District shall call and conduct
 189 a referendum, in accordance with the provisions of law relating
 190 to elections currently in force, on the question of whether the
 191 Loxahatchee Groves Water Control District, an independent
 192 special district, shall be dissolved and become a dependent
 193 district of the Town of Loxahatchee Groves.

194 Section 4. This act shall take effect only if a majority
 195 of those landowners of the Loxahatchee Groves Water Control
 196 District voting in the same manner by which the district's
 197 governing body is elected in a referendum held pursuant to this
 198 act approve the referendum question in section 3, except that

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199 | this section and section 3 shall take effect upon becoming a
200 | law.