



26  
 27 A parcel of land lying in a portion of the Southwest  
 28 one-quarter (S.W. 1/4) of Section 7, Township 47  
 29 South, Range 43 East, and a portion of the Southeast  
 30 one-quarter (S.E. 1/4) of Section 12, Township 47  
 31 South, Range 42 East, and a portion of the Northeast,  
 32 Northwest and Southwest one-quarters of Section 13,  
 33 Township 47 South, Range 42 East, of Palm Beach  
 34 County, Florida, being more particularly described as  
 35 follows:

36  
 37 BEGINNING at the point of intersection of the  
 38 Northeast limited access right-of-way line of I-95 as  
 39 shown on State Road Department right-of-way map, (Job  
 40 No. 93220-2411, Sheet 12a, dated 2/15/71, revised  
 41 last, 8/7/72) and the Southerly right-of-way line of  
 42 Northwest 40th Street (as shown on the aforementioned  
 43 map) with the West line of said Section 7; thence  
 44 South 79'44'47" East, along said southerly right-of-  
 45 way line of Northwest 40th Street, a distance of  
 46 339.10 feet; thence South 84'05'25" East, continuing  
 47 along aforementioned right-of-way line, a distance of  
 48 189.77 feet; thence North 87'44'12" East, along said  
 49 right-of-way line, a distance of 205.53 feet to a  
 50 point on the arc of a circular curve to the left,

51 whose radius point bears north 04'31'04" East, from  
52 the last described point; thence Easterly, along said  
53 right-of-way line and the arc of said curve, having a  
54 radius of 3869.72 feet, a central angle of 09'52'40"  
55 for an arc distance of 667.14 feet; thence South  
56 46'03'10" East, along a line perpendicular to the  
57 Northeast Southwest Runway pavement of the Boca Raton  
58 Airport, a distance of 487.41 feet; thence South  
59 43'56'50" West, along a line parallel with and 300.00  
60 feet Southeasterly of, as measured at right angles to,  
61 said Northeast Southwest Runway, a distance of 6925.22  
62 feet; thence North 46'03'10" West a Distance of 790.31  
63 feet to a point on the Easterly right-of-way line of  
64 Airport Road as shown on Plat Book 6, Pages 76 & 77 of  
65 the Public Records of Palm Beach County, Florida;  
66 thence along the aforementioned line, North 14'56'16"  
67 East, a distance of 222.13 feet to a point on the arc  
68 of a non-tangent curve concave to the Southeast, a  
69 radial line of said curve through said point having a  
70 bearing of North 73'44'37" West; thence Northerly  
71 along the arc of said curve (and said Airport Road  
72 right-of-way) to the right, having a central angle of  
73 00'09'06" and a radius of 4007.28 feet for an arc  
74 distance of 10.61 feet to a point on a non-tangent  
75 line; thence South 73'45'19" East, (along the Easterly

76 line of a 60 foot canal right-of-way as shown on said  
77 Plat Book 6, Pages 76 & 77) a distance of 60.00 feet  
78 to a point on the arc of a non-tangent curve concave  
79 to the Southeast; a radial line of said curve through  
80 said point having a bearing of North 73'45'19" West;  
81 thence Northeasterly along the arc of said curve (and  
82 said canal right-of-way line), to the right, having a  
83 central angle of 06'09'31" and a radius of 3947.28  
84 feet for an arc distance of 424.28 feet to a point of  
85 a compound curve of a tangent curve concave to the  
86 Southeast; thence Northeasterly along the arc of said  
87 curve (and said canal right-of-way line) to the right,  
88 an arc distance of 2055.11 feet (said curve having a  
89 radius of 5419.58 feet and a central angle of  
90 21'43'36") to a point of tangency; thence North  
91 44'17'32 East, (along said canal right-of-way line) a  
92 distance of 76.85 feet; then North 45'42'28" West, a  
93 distance of 60.00 feet; thence South 44'17'32" West, a  
94 distance of 76.85 feet; thence North 45'42'28" West, a  
95 distance of 99.74 feet to a point on said I-95 right-  
96 of-way line; thence north 44'17'32" East, along said  
97 I-95 right-of-way line, a distance of 3379.17 feet to  
98 the point of beginning.  
99

100 Said lands situate within the City of Boca Raton, Palm  
 101 Beach County, Florida, and containing 212.14 acres  
 102 (9,240,799 square feet), more or less.

103  
 104 Section ~~3.2~~. Definitions.—As used in this act:

105 (1) "Airport" means those certain lands described in  
 106 section 2 located within the territorial limits of the City of  
 107 Boca Raton, together with such interests (real, personal,  
 108 tangible, and intangible), necessary for maintenance and  
 109 operation of an ~~the state-owned land within the territorial~~  
 110 ~~limits of the City of Boca Raton now known as the Boca Raton~~  
 111 ~~airport.~~

112 (2) "Authority" means the Boca Raton Airport Authority.

113 (3) "Board" means the governing body of the authority.

114 ~~(4)-(3)~~ "City" means the City of Boca Raton.

115 ~~(5)-(4)~~ "City council" means the governing body of the City  
 116 of Boca Raton.

117 ~~(6)-(5)~~ "County" means Palm Beach County.

118 ~~(7)-(6)~~ "County commission" means the Board of County  
 119 Commissioners of Palm Beach County.

120 (8) "Facilities" means airport facilities of all kinds,  
 121 including, but not limited to, landing fields; runways;  
 122 taxiways; fuel farms; self-fueling areas; terminals; towers;  
 123 hangars; all facilities necessary or desirable for the landing,  
 124 taking off, operating, servicing, repairing, and parking of

125 aircraft; observation areas; buildings; parking facilities;  
126 facilities necessary for the unloading and handling of  
127 passengers and mail (express, and freight); facilities for the  
128 accommodation, convenience, and comfort of passengers and  
129 pilots, together with related transportation facilities; all  
130 areas, buildings, appurtenances, equipment, tangible and  
131 intangible property, and machinery, necessary to support federal  
132 agencies providing services to the airport, its passengers, and  
133 pilots; equipment, improvements, real property, personal  
134 property, tangible and intangible property, and machinery  
135 necessary for the mitigation of noise, environmental, and other  
136 aviation-related impacts; shops; restaurants and catering  
137 facilities; and all necessary appurtenances, machinery, and  
138 equipment, and all lands, properties, rights, easements,  
139 partnerships, intangible property, and franchises relating to  
140 the maintenance and operation of the airport and considered  
141 necessary or convenient by the authority in connection  
142 therewith. Facilities required for the takeoff and landing of  
143 aircraft, including, but not limited to, landing fields,  
144 runways, taxiways, fuel farms, self-fueling areas, terminals,  
145 towers, and hangars, as well as facilities necessary or  
146 desirable for operating, servicing, repairing, and parking of  
147 aircraft, shall be limited to the boundaries of the authority,  
148 or adjacent thereto. Facilities related to noise mitigation, and  
149 facilities that are not required for the takeoff and landing of

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150 aircraft, or the operating, servicing, repairing, and parking of  
151 aircraft, but which otherwise support airport operations or  
152 assist the airport in remaining self-sustaining consistent with  
153 its federal grant obligations, may be located within the city  
154 limits of the City of Boca Raton, within or without the  
155 boundaries of the authority, but are subject to all city  
156 ordinances, rules, regulations, and permit requirements.

157 (9)-(7) "Project" means and includes the acquisition,  
158 improvement, or maintenance of real or personal property within  
159 the boundaries of the Boca Raton Airport.

160 Section 4.3- Authority; creation and purpose.—There is  
161 hereby created an independent special district organized under  
162 Chapter 189, Florida Statutes, as may be amended from time to  
163 time, which is a body politic and corporate and political  
164 subdivision of the state, to be known as the Boca Raton Airport  
165 Authority. The purpose of the district is to operate the Boca  
166 Raton Airport and to exercise such other ~~exercise by the~~  
167 ~~authority of the~~ powers conferred upon it by this act, which  
168 shall ~~will~~ be deemed to be for an essential and proper public  
169 purpose.

170 Section 5.4- Membership; terms of office; officers;  
171 quorum; meetings; removal.—

172 (1) The authority shall consist of seven members. As a  
173 condition of eligibility for appointment and to hold office,  
174 five members must reside within the municipality, and two

175 members must reside within the Greater Boca Raton Reserve Area,  
 176 as defined in chapter 67-1112, Laws of Florida. Of the five  
 177 municipal residents, three must reside east of the airport, one  
 178 must reside west of the airport, and one may reside anywhere in  
 179 the municipality.

180 (2) The county commission shall appoint two members, each  
 181 of whom must reside within the Greater Boca Raton Reserve Area.  
 182 The city council shall appoint the five members who must reside  
 183 within the limits of the municipality as specified in subsection  
 184 (1).

185 (3) The term of office for each member shall be 2 years.  
 186 Each term shall expire on June 1 in the year of expiration of  
 187 the term. The county members' terms shall expire in odd years  
 188 and the other members' terms shall expire in even years.

189 (4) A chair, vice chair, and secretary shall be chosen by  
 190 and from the authority membership. The term of office for the  
 191 chair, vice chair, and secretary shall be 1 year, and no member  
 192 shall hold the same office for more than two consecutive terms.

193 (5) A quorum shall consist of four members, but the  
 194 affirmative vote of not less than four members shall be  
 195 necessary to take any action except to adjourn. For the purposes  
 196 of determining a quorum and to the extent permitted by general  
 197 law, a quorum may include members who attend telephonically or  
 198 by videographic means.



199 (6) The authority shall meet regularly, but no fewer than  
 200 ten times per calendar year, ~~at least once each month~~ at such  
 201 times and places within the city as shall be determined by the  
 202 authority.

203 (7) Any member may be removed by the commission or council  
 204 which appointed that member, but only for grounds constituting  
 205 misfeasance, malfeasance, or nonfeasance in office, or upon  
 206 conviction of any crime. The unexcused failure to attend three  
 207 consecutive regular meetings of the authority shall be deemed  
 208 nonfeasance, without limiting the meaning of that term. The  
 209 board may approve a procedure for determining excused absences,  
 210 consistent with general law.

211 (8) Vacancies in office shall be filled by the appropriate  
 212 appointing entity for the balance of the term. Each appointment  
 213 to fill a vacancy shall be made from a list of nominees  
 214 furnished by the entity which nominated the member who held the  
 215 office. In such cases, the list of nominees shall be filed not  
 216 later than 30 days after notice of the vacancy has been given to  
 217 the nominating entity.

218 Section ~~6.5.~~ Powers and duties.—The authority shall have  
 219 jurisdiction over the operation and maintenance of and  
 220 improvements to the Boca Raton Airport. The authority shall have  
 221 the following specific powers and duties, all of which shall be  
 222 exercised in compliance with general law, and shall be  
 223 consistent with local, state, and federal law and the City and

224 County's goals and objectives and, to the extent applicable,  
225 consistent with the location of uses set forth in the definition  
226 of facilities:

227 (1) To enter into contracts and to sue and be sued in its  
228 own name.

229 (2) To acquire all property, real or ~~and~~ personal,  
230 tangible or intangible, or any estate or interest therein, upon  
231 such terms and conditions as the authority by resolution shall  
232 fix and determine ~~property.~~

233 (3) To solicit business and promote commerce at the  
234 airport or any airport facility.

235 (4) To make application for, contract with, receive and  
236 accept from any federal, state, or local agency, grants and  
237 assistance of any kind for, or in aid of, the construction,  
238 improvement or operation of any facility and operation of the  
239 authority; and to receive and accept contributions from any  
240 source of either money, property, labor, or other things of  
241 value for any lawful purpose.

242 (5) To select and appoint airport counsel, who shall serve  
243 at the pleasure of and be responsible to the Board.

244 (6) To select and appoint agents and consultants,  
245 including without limitation, surveyors, contractors, engineers,  
246 planners, designers, auditors, and architects, who shall work  
247 under the supervision of the airport manager, and to fix their  
248 compensation.

249        (7) To employ and appoint personnel to provide security,  
 250        fire suppression, and enforcement services.

251        (8) To develop a written investment plan, and to invest  
 252        and reinvest surplus public funds in the authority's possession  
 253        and control.

254        (9)~~(3)~~ Consistent with the regulations of the FAA, to let  
 255        or lease the airport or any portion of the airport, including  
 256        the buildings and hangars thereon; to let or lease any facility  
 257        within the authority's control; to fix the rate of any lease or  
 258        sublease of any portion of the airport or facility;~~7~~ and to  
 259        grant concessions upon such terms and conditions as it shall  
 260        deem proper.

261        (10) To make or cause to be made such surveys,  
 262        investigations, studies, borings, maps, plans, drawings, and  
 263        estimates of cost and revenues as it may deem necessary; and  
 264        may prepare and adopt a plan or plans, for the location,  
 265        construction, and development of any facility.

266        (11)~~(4)~~ To employ necessary personnel, including an  
 267        airport manager, whose duties and salaries shall be prescribed  
 268        by the authority.

269        (12)~~(5)~~ To accept revenues from the operation of the  
 270        airport and to accept gifts, grants, and other revenues; but the  
 271        authority shall not have the power to levy or collect ad valorem  
 272        taxes.

273        ~~(13)-(6)~~ To prepare and adopt a budget annually, and to  
 274 amend it during the fiscal year.

275        (14) To adopt by-laws that shall, at a minimum, govern the  
 276 procedures for the conduct of the authority's meetings.

277        (15) To prepare and adopt annual financial reports, and  
 278 financial audit reports.

279        ~~(16)-(7)~~ To adopt rules for the regulation of its affairs  
 280 and the conduct of its business, and rules for the operation of  
 281 the airport and aircraft, including, but not limited to, safety  
 282 and noise abatement rules, and to enforce and administer all  
 283 such rules.

284        ~~(17)-(8)~~ To adopt and alter an official seal.

285        ~~(18)-(9)~~ To maintain an office within the city.

286        ~~(19)-(10)~~ To construct; acquire through purchase and sale,  
 287 lease, grant, gift, devise, exchange, or transfer of any kind;  
 288 reconstruct, improve, equip, repair, maintain, establish,  
 289 extend, alter, expand, develop, and operate any facility the  
 290 airport and such buildings, structures, roads, alleyways, and  
 291 any other development of land as the authority shall determine  
 292 to be necessary and proper in the performance of the duties and  
 293 purposes of this act, within the boundaries of the airport.

294        (20) To borrow money, incur debt, and issue bonds, notes  
 295 including bond anticipation notes, certificates, or any other  
 296 instruments of indebtedness that promotes, enhances, or  
 297 otherwise furthers the purposes of the authority, including, but

298 not limited to, financing the cost of any facility, capitalizing  
299 interest, funding any reserves, refunding or refinancing any  
300 existing indebtedness, and paying costs and expenses associated  
301 with such indebtedness. Any such indebtedness may be secured by  
302 any revenue source or in any manner. Bonds shall be approved by  
303 resolution.

304 (21) To fix, regulate, and collect rates, fees, and  
305 charges for the services and facilities furnished by any  
306 facility under its control; to establish, limit, and control the  
307 use of any facility as may be deemed necessary to ensure its  
308 proper operation, and to adopt rules, regulations, and minimum  
309 standards to impose such limits or controls; and to impose  
310 sanctions to promote and enforce compliance with any rule or  
311 regulation which the authority may adopt in the regulation of  
312 the facilities under its control.

313 (22) To provide for the manual execution of any instrument  
314 on behalf of the authority by the signature of the chairperson  
315 or vice chairperson of the authority and attested by the  
316 secretary-treasurer or, if delegated by the members to do so,  
317 the executive director or any other authority personnel to whom  
318 authority has been delegated, or by their facsimile signature in  
319 accordance with the Uniform Facsimile Signature of Public  
320 Officials Act.

321 (23) Maintain a website and post thereon such notices,  
 322 reports, and information as the authority is either required to  
 323 or deems appropriate to post.

324 (24) To engage in public private partnerships, pursuant to  
 325 s. 255.065, Florida Statutes, as may be amended, as well as  
 326 interlocal agreements, pursuant to s. 163.01, Florida Statutes,  
 327 as may be amended, and other such joint partnerships.

328 (25) To take all such acts and exercise all such powers  
 329 required of independent special districts for compliance with  
 330 chapter 189, Florida Statutes, as may be amended from time to  
 331 time.

332 ~~(11) To issue revenue bonds or refunding bonds of the~~  
 333 ~~authority to pay the cost of such acquisition, construction,~~  
 334 ~~reconstruction, improvement, or equipment.~~

335 ~~(12) To fix and revise from time to time and to collect~~  
 336 ~~rates, fees, and other charges for the use of or for the~~  
 337 ~~services and facilities furnished by or at the airport.~~

338 ~~(13) To do all acts and things necessary or convenient to~~  
 339 ~~carry out the purposes of the authority.~~

340 Section 7.6. Attendance fee ~~Compensation and travel~~  
 341 ~~expenses.~~—The members shall receive no salary or other  
 342 compensation for their services as members of the authority  
 343 except a fee of \$250 ~~\$100~~ for attending each regular monthly  
 344 meeting of the authority. Such fee ~~Compensation of members~~ shall  
 345 be limited to \$3,000 ~~\$1,200~~ per member per annum. The authority

346 shall also have authority to pay reasonable costs and expenses  
347 necessarily incurred by the members in performance of their  
348 duties. The rate for travel expenses shall not exceed the rate  
349 for state employees.

350 Section ~~8.7.~~ Budget.—The authority shall during each  
351 fiscal year prepare and adopt an annual budget for such revenue  
352 and expense accounts as the authority shall prescribe for its  
353 operations in the ensuing fiscal year. ~~The fiscal year of the~~  
354 ~~authority shall be the same as that of the city.~~ The budget  
355 shall include all estimated revenues and all estimated  
356 expenditures for the ensuing fiscal year. The budget may be  
357 amended throughout the fiscal year by resolution of the  
358 authority.

359 Section ~~9.8.~~ Airport manager.—The authority shall employ  
360 an aviation-experienced airport manager, who may be referred to  
361 as the executive director at the authority's discretion, to  
362 administer all airport operations and to supervise all airport  
363 projects. The decision to employ or terminate the employment of  
364 the airport manager shall require the ~~two-thirds~~ ~~four-fifths~~  
365 vote of the members of the authority with at least one majority  
366 vote made by a county appointee. The members shall not interfere  
367 with the day-to-day administration of the airport by the airport  
368 manager or with staff and consultants who are subject to the  
369 airport manager's supervision.

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370 Section ~~10.9~~. Relationship between the authority, city,  
371 county, and state.—The authority shall have the power and  
372 responsibility to operate the airport in a manner consistent  
373 with applicable federal and state law and the objectives of the  
374 county and the city. The authority shall comply with appropriate  
375 police powers of the county or of the city respecting the  
376 operation and development of an airport. Applicable building  
377 codes of the city shall apply to all construction upon the  
378 airport, except to the extent that different state or federal  
379 requirements are expressly applicable, and except to the extent  
380 that the authority or the airport has been made exempt from any  
381 requirement of the city by state or federal law. To the extent  
382 not inconsistent with general law, all construction upon the  
383 airport shall be subject to inspection by the city on behalf of  
384 the state, and the city inspectors may ensure ~~insure~~ compliance  
385 with applicable state regulations for such construction in  
386 addition to applicable city regulations.

387 Section ~~11.10~~. Title to airport land.—The title to the  
388 land comprising the Boca Raton Airport, as set forth in section  
389 2, shall ~~continue to~~ be vested in the authority. The Board of  
390 Trustees of the Internal Improvement Trust Fund of the state  
391 shall take all actions necessary to transfer title of the land  
392 within the boundaries of the Boca Raton Airport to the  
393 authority. ~~The airport is leased to the authority by the Board~~  
394 ~~of Trustees of the Internal Improvement Trust Fund. Nothing in~~



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395 ~~this act shall be construed to impair the obligations of any~~  
396 ~~agreement between the state or any of its agencies and the fixed~~  
397 ~~base operator of the airport entered into as of effective date~~  
398 ~~of this act.~~

399 Section 12.11. Liabilities.—The authority shall be ~~liable~~  
400 ~~for its obligations and for damages caused by the negligent acts~~  
401 ~~or omissions of the authority. The authority shall be deemed to~~  
402 be an agency of the state for the purposes of section 768.28,  
403 Florida Statutes.

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