

Council Substitute for House Bill No. 1315

An act relating to local government boundaries; amending ss. 7.06 and 7.50, F.S.; extending and enlarging the boundaries of Broward County to include certain lands in Palm Beach County; decreasing the boundaries of Palm Beach County; extending and enlarging the corporate boundaries of the City of Parkland in Broward County to annex specified unincorporated lands; providing for continuation of certain land use regulations; providing for transfer of roads and rights-of-way; providing for county and municipal powers; providing for continuation of contracts; superseding chapters 96-542 and 99-447, Laws of Florida, relating to annexation of unincorporated areas into municipalities; providing for payment or apportionment of public debt; providing for severability; providing a contingent effective date.

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

Section 1. Section 7.06, Florida Statutes, is amended to read:

7.06 Broward County.—The boundary lines of Broward County are as follows: Beginning on the east boundary of the State of Florida at a point where the south boundary of township forty-seven south of range forty-three east, produced easterly, would intersect the same; thence westerly on said township boundary to its intersection with the axis or center line of Hillsborough State Drainage Canal, as at present located and constructed; thence westerly along the center line of said canal to its intersection with the range section line dividing ranges forty and sections twenty-six and thirty-five of township forty-seven south, of range forty-one east; thence westerly on the said section line dividing sections twenty-six, thirty-five and ~~other sections~~ to the northwest corner of said section thirty-one of township ~~forty-seven south of range forty-one, east~~; thence south on the range line dividing ranges forty and forty-one east, of township forty-seven south, to the northeast corner of section twenty-five of township forty-seven, south, of range forty east, a distance of one hundred and six feet, more or less; thence due west on the north boundaries of the sections numbered from twenty-five to thirty, inclusive, of townships forty-seven south, of ranges thirty-seven to forty east, inclusive, as the same have been surveyed, or may hereafter be surveyed, by the authority of the Board of Trustees of the Internal Improvement Trust Fund, to the northwest corner of section thirty of township forty-seven south, of range thirty-seven east; thence continuing due west to the range line between ranges thirty-four and thirty-five east; thence southerly on the range line dividing ranges thirty-four and thirty-five east, to the southwest corner of township fifty-one south, of range thirty-five east; thence east following the south line of township fifty-one south, across ranges thirty-five, thirty-six, thirty-seven, thirty-eight, thirty-nine and forty, to the southwest corner of township fifty-one south of range forty-one east; thence north on the range line dividing ranges forty and forty-one to the northwest corner of section thirty-one of township fifty-one south, of range forty-one east; thence east on the north boundary of section thirty-one

and other sections to the waters of the Atlantic Ocean; thence easterly to the eastern boundary of the State of Florida; thence northerly along said eastern boundary to the point of beginning. In addition, the boundary lines of Broward County include the following: Begin at the northwest corner of section thirty-five, township fifty-one south, range forty-two east, Dade County, Florida; thence, southerly following the west line of section thirty-five, township fifty-one south, range forty-two east to the intersection with a line which is two hundred and thirty feet south of and parallel to the north line of section thirty-five, township fifty-one south, range forty-two east; thence, easterly following the line which is two hundred and thirty feet south of and parallel to the north line of section thirty-five, township fifty-one south, range forty-two east, to the intersection with the west boundary line of the Town of Golden Beach; thence, northerly following the west boundary line of the Town of Golden Beach to the intersection with the north line of section thirty-five, township fifty-one south, range forty-two east; thence, westerly following the north line of section thirty-five, township fifty-one south, range forty-two east to the point of beginning.

Section 2. Section 7.50, Florida Statutes, is amended to read:

7.50 Palm Beach County.—The boundary lines of Palm Beach County are as follows: Beginning on the east boundary of Florida at a point where the south boundary of township forty-seven south, of range forty-three east, produced easterly would intersect the same; thence westerly on said township line to its intersection with the axis or center line of the Hillsborough State Drainage Canal as at present located and constructed; thence westerly along the center line of said canal to its intersection with the range section line dividing ranges forty and sections twenty-six and thirty-five of township forty-seven south, range forty-one east; ~~thence westerly on the section line dividing said sections twenty-six and thirty-five and other sections to the northwest corner of section thirty-one, of township forty-seven south, range forty-one east~~; thence south on the range line dividing ranges forty and forty-one, township forty-seven south, to the northeast corner of section twenty-five of township forty-seven south, range forty east, ~~a distance of one hundred six feet more or less~~; thence due west on the north boundary of the sections numbered from twenty-five to thirty, inclusive, of townships forty-seven south, ranges thirty-seven to forty east, inclusive, as the same have been surveyed or may hereafter be surveyed by the authority of the Board of Trustees of the Internal Improvement Trust Fund, to the northwest corner of section thirty, township forty-seven south, range thirty-seven east; thence continuing due west to the range line between ranges thirty-four and thirty-five east, and the east boundary of Hendry County; thence north on said range line, concurrent with the east boundary of Hendry County, to the south shore of Lake Okeechobee; thence continuing north on said range line to the northeast corner of section thirty-six, township forty south, range thirty-four east; thence easterly parallel to and one mile north from the township line dividing townships forty and forty-one south to where the south boundary of section twenty-six, township forty south, range thirty-seven east intersects the normal water level on the boundary of Lake Okeechobee; thence east on the south boundary line of said section twenty-six and other sections across ranges thirty-seven, thirty-eight and thirty-nine, forty,

forty-one and forty-two east, to the east line of section twenty-eight, township forty south, range forty-two east; thence north on said east section line to the north line of said section twenty-eight; thence east on the section line between sections twenty-two and twenty-seven of township forty south, range forty-two east, and other sections to the waters of the Atlantic Ocean; thence easterly to the eastern boundary of Florida; thence southward along the coast, including the waters of the Atlantic Ocean within the jurisdiction of the State of Florida, to the place of beginning.

Section 3. The present corporate limits of the City of Parkland, Broward County, are hereby extended and enlarged to include, in addition to the territory presently within its corporate limits, the area particularly described as follows:

(1) That portion of the east one-half of section twenty-nine, township forty-seven south, range forty-one east, Palm Beach County, Florida, lying south and west of the Hillsborough State Drainage Canal; less and except the east eighty-five feet thereof; also less and except the west sixty-five feet thereof; also less and except road right-of-way for State Road No. 827.

Also described as that portion of lots two through eight and twenty-five through thirty-two, Florida Fruit Lands Company, section twenty-nine, township forty-seven south, range forty-one east, according to the plat thereof, as recorded in plat book one, page one hundred and two, Public Records Palm Beach County, Florida, lying south and west of the Hillsborough State Drainage Canal; less and except the east eighty-five feet thereof; also less and except the west sixty-five feet thereof; also less and except road right-of-way for State Road No. 827.

Said lands lying in Palm Beach County, Florida, containing 11,722,792.53 square feet (269.1183 acres) more or less.

(2) All of that part of section twenty-eight, township forty-seven south, range forty-one east, lying south of the southerly right-of-way line of the Hillsborough State Drainage Canal, said right-of-way being one hundred and thirty feet southerly of the centerline of the Hillsborough State Drainage Canal, less the following portion, beginning at the southwest corner of said section twenty-eight, thence on an azimuth of 358° 44' 45", along the west line of said section twenty-eight, a distance of 4309.08 feet to a point on the southerly right-of-way line of the Hillsborough State Drainage Canal; thence on an azimuth of 107° 59' 34", along said right-of-way line, a distance of 31.78 feet; thence on an azimuth of 178° 44' 45", along a line parallel with and 30.00 feet east of as measured at right angles to the said west line of section twenty-eight, a distance of 3529.06 feet; thence on an azimuth of 89° 36' 40", along a line parallel with and 769.87 feet north of as measured at right angles to the south line of said section twenty-eight, a distance of 1387.00 feet; thence on an azimuth of 178° 44' 45", along a line parallel with and 1416.84 feet east of as measured at right angles to the said west line of section twenty-eight, a distance of 769.96 feet to a point on the south line of said section twenty-eight; thence on an azimuth of 269° 36' 40" along the south line of said section twenty-eight, a distance of 1417.00 feet to the point of beginning.

Said lands situate, lying and being in Palm Beach County, Florida.

Section 4. All land use and zoning designations applicable to the lands subject to this act shall continue in effect until changed by the entity or entities with jurisdiction over those lands subsequent to the effective date of this act. All development orders, permits, and licenses in existence on the effective date of this act shall remain in effect and be permitted to continue in accordance with their terms, notwithstanding that the lands formerly in Palm Beach County are now a part of Broward County.

Section 5. All public roads and the public rights-of-way associated therewith, lying within the lands transferred from Palm Beach County to Broward County by this act, are transferred from Palm Beach County's jurisdiction to the jurisdiction of Broward County, except that those public roads and rights-of-way within the lands annexed by the City of Parkland will be transferred to the jurisdiction of that municipality.

Section 6. On the effective date of this act, Broward County shall be responsible for and embodied with all powers granted pursuant to the State Constitution, Florida Statutes, and Broward County Charter over the territory transferred to Broward County under s. 7.06, Florida Statutes, as amended by this act.

Section 7. On the effective date of this act, the City of Parkland shall be responsible for and embodied with all municipal powers granted in chapter 166, Florida Statutes, and as otherwise provided by law, over territory annexed, as described in section 3.

Section 8. Nothing in this act shall be construed to affect or abrogate the rights of parties to any contracts, which contracts are in effect prior to the effective date of this act.

Section 9. For the purpose of this act, the procedures set forth in chapters 96-542 and 99-447, Laws of Florida, are hereby superseded.

Section 10. Palm Beach County and Broward County shall be responsible for the public debt relating to the transferred property as required by s. 1, Art. VIII of the State Constitution. These counties shall execute an interlocal agreement no later than September 30, 2007, agreeing to the payment or apportionment of any such debt.

Section 11. The provisions of this act shall be severable, and if any provision is held invalid by a court of competent jurisdiction, the decision of the court shall not affect the validity of the remaining provisions except to the extent that an entire section or part of a section may be inseparably connected in meaning and effect with the section or part of a section to which such holding directly applies.

Section 12. This act shall take effect upon the latter of the date a final order is issued by the Department of Community Affairs, finding the Comprehensive Plan Map Amendment transmitted by Palm Beach County titled University Drive & Riverside Drive TIM & 2020 Map Amendment (DCA No. 07-01) to be in compliance with s. 163.3184, Florida Statutes, or the date a

final order is issued by the Administration Commission finding the amendment to be in compliance with s. 163.3184, Florida Statutes, or the date on which the roadway rights-of-way designated in this act are abandoned by Palm Beach County and all appeal periods relating to such abandonment have expired or, if an appeal is filed, a final order confirming the abandonment is issued by a court of competent jurisdiction. The publication by the Department of Community Affairs of a notice of intent to find Palm Beach County Comprehensive Plan Map Amendment No. 07-01 in compliance with s. 163.3184, Florida Statutes, shall be deemed to be a final order if no timely petition is filed challenging the amendment.

Approved by the Governor June 26, 2007.

Filed in Office Secretary of State June 26, 2007.