

## CHAPTER 2010-263

### Committee Substitute for House Bill No. 1473

An act relating to Manatee County; amending chapter 30561 (1955), Laws of Florida, as amended; revising the legal boundaries of the City of Anna Maria to remove land that is currently included in the boundaries of the City of Holmes Beach and to include described submerged lands; exempting Manatee County from certain regulations of the City of Anna Maria; revising the boundaries of the City of Holmes Beach to include unincorporated land owned by the Department of Transportation; providing an effective date.

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

Section 1. Section 6 of chapter 30561 (1955), Laws of Florida, as amended by chapter 2002-384, Laws of Florida, is amended to read:

#### ARTICLE I

#### GENERAL PROVISIONS

Section 6. The boundaries of the area which shall be included in the territory of the City of Anna Maria Island, also known as the City of Anna Maria, in Manatee County, Florida, shall be as follows:

All of that land comprising Anna Maria Island embraced in U.S. Lot I in Section 7; Lots 1, 2, 3, 4, and 5 in Section 18; and ~~Lot 2~~ ~~Lots 2, 3 and 4~~ in Section 17; all being in Township 34 South, Range 16 East; along with all that land comprising Anna Maria Island embraced in ~~Section 12~~, Township 34 South, Range 15 East; along with all lands which have either been artificially added or naturally accreted to these described lands, and all contiguous submerged lands described herein, all being within Manatee County, Florida.

Being more particularly described as follows:

Begin at the Southeasterly corner of U.S. Government Lot 5, Section 18, Township 34 South, Range 16 East; thence Westerly along the Southerly line of said Section 18 to the intersection with the most seaward mean lower low water line for The Gulf of Mexico; thence North-Northwesterly along the sinousities of the said mean lower low waterline to the most northerly tip of Anna Maria Island; thence North, perpendicular to the mean lower low waterline, a distance of 10 feet; thence Easterly and Southeasterly along a line 10 feet waterward of, and parallel to, the sinousities of the mean lower low waterline of Tampa Bay to the intersection with a line 50 feet Northwesterly of, and parallel to, the center of the Rod and Reel Pier; thence N.36°13'E., along said parallel line, a distance of 270 feet more or less; thence S.53°47'E., a distance of 100 feet; thence S.36°13'W., a distance of 270 feet more or less to a point

10 feet waterward from the mean lower low waterline; thence South-easterly along said line 10 feet waterward of, and parallel to, the sinuosities of the mean lower low waterline of Tampa Bay, a distance of 2450 feet more or less to the intersection with a line 600 feet North-westerly of, and parallel to, the centerline of the City Pier; thence N.36°44'E., along said parallel line, a distance of 400 feet more or less; thence S.53°16'E., a distance of 500 feet; thence N.36°44'E., parallel to and 100 feet from the centerline of City Pier, a distance of 360 feet; thence S.53°16'E., 50 feet Northeastery of the northeasterly end of said Pier, a distance of 211 feet; thence S.36°44'W., a distance of 162 feet; thence N.53°16'W., a distance of 57 feet; thence S.36°44'W. along a line parallel to and 50 southeasterly of the centerline of said Pier, a distance of 530 feet more or less to a point 10 feet waterward from the mean lower low waterline; thence Southeasterly along a line 10 feet waterward of, and parallel to, the sinuosities of the mean lower low waterline of Tampa Bay, and into the to the Mouth of the inlet to Bimini Bay; thence in southwesterly direction to a point of tangency with a line 30 feet waterward of the mean lower low water line of the spoil island located to the southwest of a Galati's Marina; thence Westerly along said line 30 feet waterward of, and parallel to, the sinuosities of the mean lower low waterline of Bimini Bay, and the projection thereof to a line 30 westerly of the said Marina's docks to a point 30 feet waterward from the mean lower low waterline of Bimini Bay; thence Westerly along said line 30 feet waterward of, and parallel to, the sinuosities of the mean lower low waterline of Bimini Bay, said line shall run outside of any canal system and shall project across and not being influenced by the entrances to said canals to the intersection of the Easterly line of Section 18, Township 34 South, Range 16 East; thence Southerly along said Section line a distance of 2600 feet more or less to the point of beginning. Containing 550 acres more or less.

Provided, however, that the City shall have the power to change its boundaries in the manner hereinafter or as otherwise defined by the laws of the State of Florida.

Section 2. Notwithstanding section 1, Manatee County shall be exempt from any codes, ordinances, resolutions, rules, and regulations of the City of Anna Maria relating to construction, installation, placement, or location of county structures, signage, markers, navigation aids, and other facilities and improvements within waters which were previously under the jurisdiction of Manatee County before the effective date of this act.

Section 3. Section 2.01 of article II of the Charter of the City of Holmes Beach is amended to read:

## ARTICLE II. CORPORATE LIMITS

Sec. 2.01. Corporate limits description.

The municipal boundaries and included land areas of the City of Holmes Beach are described as follows:

U.S. Lot 1, Section 16, U.S. Lots 1, 3, 4, Section 17, U.S. Lot 1, Section 19, U.S. Lots 1, 2, 3, 4, 5, 6, 7, Section 20, U.S. Lots 1, 2, Section 21, U.S. Lot 1, Section 29, U.S. Lots 1, 2, 3, together with that portion of the causeway for State Road 64 lying immediately East of the eastern boundary of U.S. Lot 3, bounded on the west by said eastern boundary of U.S. Lot 3 and bounded on the north, east and south by the mean high water line of Anna Maria Sound (Sarasota Pass), Section 28, U.S. Lot 1, Section 33 all in Township 34 South, Range 16E with a southern boundary described as follows: Starting at Sarasota Pass continuing westerly along the entire southern boundary as shown on the Sunrise Park Plat (page 31, Plat Book 10, County of Manatee 1957) continuing westerly along the south line of Lots 20 and 1 of Block 33 of the Ilexhurst Plat (page 154 Plat Book 1, County of Manatee, 1911) to Gulf Drive thence northerly along Gulf Drive approximately 50 ft. thence westerly approximately 100 ft. along the south line of Lot 19 Block 34 Ilexhurst Plat thence northerly approximately 100 ft. along the west line of Lots 19 and 18, Block 34 Ilexhurst Plat thence westerly to the Gulf of Mexico. Such property being otherwise described as beginning at the City Limits of the City of Anna Maria on the north and continuing easterly and southerly from said city limits to the above described southern boundary otherwise described as the northern boundary of the City of Bradenton Beach.

Provided, however, that the said city shall have power to change its boundaries in the manner hereinafter or as otherwise by the laws of the State of Florida provided.

Section 4. The additional property described in section 3 is owned by the Department of Transportation and a portion is leased to Manatee County for a public use recreation area. In the exercise of police powers and jurisdictional authority within the property added in section 3, the City of Holmes Beach shall apply the provisions of the Manatee County Comprehensive Plan, Manatee County Land Development Code, Manatee County Code of Ordinances, and Manatee County codes, ordinances, resolutions, rules, and regulations to this property and all facilities, improvements, operations, and activities located on or occurring at the property that is leased by Manatee County from the Department of Transportation or its successor during the term of any lease agreement and any renewal of such lease agreement.

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

Approved by the Governor May 26, 2010.

Filed in Office Secretary of State May 26, 2010.