

CHAPTER 2014-239

Committee Substitute for House Bill No. 949

An act relating to the East Naples Fire Control and Rescue District, Collier County; amending chapter 2000-444, Laws of Florida, as amended; revising boundaries of the district for purposes of annexing the Isles of Capri Fire and Rescue District into the district; requiring a referendum; providing an effective date.

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

Section 1. Section 3 of section 2 of chapter 2000-444, as amended by chapter 2012-231, Laws of Florida, is amended to read:

Section 3. Boundaries.—The lands to be incorporated within the East Naples Fire Control and Rescue District consist of the following described lands in Collier County:

A. Beginning at the northeast corner of the Northwest quarter of Section 27, Township 49 South, Range 25 East, thence along the north line of said Section 27, east 45 feet to the east right-of-way line of C-851 (also known as Goodlette-Frank Road), (which right-of-way line lies 45 feet east of, measured at right angles to, and parallel with the north and south quarter section line of said Section 27), to the north line of Lot 11, Naples Improvement Company's Little Farms, Plat Book 2, Page 2; thence east to the east section line of Section 27, Township 49 South, Range 25 East; then north along the east line of said Section 27 to the northeast corner of said Section 27; said point also being the southeast corner of Section 23 Township 49 South, Range 25 East thence east along the north line of Section 26, Township 49 South, Range 25 East to a point 990.0 feet west of the west right-of-way line of Airport Pulling Road; thence south 01°30'00" east, 1320.0 feet; thence north 89°25'40" east, 660.0 feet; thence north 01°30'00" west, 1320.0 feet to the north line of said Section 26; thence east along said north line of Section 26 to the west right of way line of Airport-Pulling Road; to the south line of said Section 26 (said right-of-way line lying 50 feet west of the southeast corner of said Section 26); thence westerly along said south line to the southwest corner of said Section 26; thence northerly along the west line of said Section 26; to the southerly right-of-way line of Golden Gate Parkway (100 feet wide); thence easterly along said southerly right-of-way line to a point lying 1220.00 feet west of the west line of said Airport-Pulling Road; thence northerly parallel with said west right-of-way line to the northerly right-of-way line of said Golden Gate Parkway; thence westerly along the north right-of-way of Golden Gate Parkway to a point 620 feet east and 235.46 feet south of the northwest corner of Lot 8, Naples Improvement Company's Little Farms; thence north 235.46 feet to the north line of Lot 8; thence west along said north line 620 feet to the northwest corner of said Lot 8; thence southerly to that angle point in

said east right-of-way line which lies on a line 400.00 feet northerly of (measured at right angles to) and parallel with the north line of Section 34, Township 49 South, Range 25 East; thence continuing along said east right-of-way to the north line of Gordon River Homes Subdivision; thence east along the north line of Lots 50, 49, and 48 to a point 22.5 feet east of the northwest corner of Lot 48; thence south parallel to the west line of Lot 48 to the south line of Lot 48; thence west along the south line of Lots 48, 49, and 50 to the east right-of-way line of Goodlette-Frank Road; thence continuing along said east right-of-way line, which line lies 100.00 feet east of, measured at right angles to, and parallel with the north and south quarter section line of said Section 34; thence continuing along said east right-of-way line to a point on the north line of the southwest quarter of the northeast quarter of Section 34, Township 49 South, Range 25 East; thence continue on said right of way line 460.0 feet; thence north $89^{\circ}41'30''$ east 494.99 feet; thence south $00^{\circ}34'06''$ east 615.88 feet to a point of curvature; thence southwesterly 343.97 feet along the arc of a tangential circular curve, concave to the northwest have a radius of 243.97 feet and subtended by a chord which bears south $44^{\circ}33'25''$ west 345.84 feet; thence south $89^{\circ}41'30''$ west 250.0 feet to the easterly right of way line of Goodlette-Frank Road; thence south along said right of way line to a point 48.41 feet south of the north line of the south half of Section 34, Township 49 South, Range 25 East; thence north $89^{\circ}56'59''$ east 249.79 feet; thence northeasterly 173.98 feet along the arc of a circular curve concave to the northwest having a radius of 293.97 feet and being subtended by a chord which bears north $72^{\circ}59'41''$ east 171.46 feet; thence south $89^{\circ}47'31''$ east 808.79 feet; thence north $89^{\circ}55'05''$ east 993.64 feet to a point on that bulkhead line as shown on Plate recorded in Bulkhead Line Plan Book 1, Page 25 Collier County Public Records, Collier County, Florida; thence run the following courses along the said Bulkhead line, 47.27 feet along the arc of a non-tangential circular curve concave to the west, having a radius of 32.68 feet and subtended by a chord having a bearing of south $14^{\circ}08'50''$ east and a length of 43.26 feet to a point of tangency; south $27^{\circ}17'25''$ west for 202.44 feet to a point of curvature; 296.89 feet along the arc of a curve concave to the southeast, having a radius of 679.46 feet and subtended by a chord having a bearing of south $14^{\circ}46'21''$ west and a length of 294.54 feet to a point of reverse curvature; 157.10 feet along the arc of a curve concave to the northwest, having a radius of 541.70 feet, and subtended by a chord having a bearing of south $10^{\circ}33'47''$ west and a length of 156.55 feet to a point of reverse curvature; 307.67 feet along the arc of a curve concave to the northeast; having a radius of 278.30 feet, and subtended by a chord having a bearing of south $12^{\circ}47'59''$ east and a length of 292.24 feet to a point of reverse curvature; 135.31 feet along the arc of a curve concave to the southwest having a radius of 100.00 feet and subtended by a chord having a bearing of south $05^{\circ}42'27''$ east and a length of 125.21 feet to a point of tangency; thence south $33^{\circ}03'21''$ west for 295.10 feet; and south $33^{\circ}27'51''$ west 1.93 feet to the north line of the River Park East Subdivision which is also the north line of the south half of the southeast quarter of Section 34, Township 49 South, Range 25

East; thence along the north line of the south half of the southeast quarter of said Section 34, easterly to the west line of Section 35, Township 49 South, Range 25 East; thence along the west line of said Section 35, northerly 1320 feet more or less to the northwest corner of the south half of said Section 35; thence along the north line of the south half of said Section 35, easterly to the west right-of-way line of State Road No. 31 (Airport Road), which right-of-way lies 50.0 feet west of, measured at right angles to, and parallel with the east line of said Section 35; thence along said right-of-way line of State Road No. 31, south $00^{\circ}13'57''$ west 1800 feet more or less to a point on said west right-of-way line, which lies north $00^{\circ}13'57''$ east 848.02 feet and south $89^{\circ}46'03''$ west 50.00 feet from the southeast corner of said Section 35; thence continuing along said west right-of-way line southerly 325.02 feet along the arc of a tangential circular curve concave to the east, radius 2914.93 feet, subtended by a chord which bears south $02^{\circ}57'43''$ east 324.87 feet; thence continuing along said west right-of-way line, tangentially south $06^{\circ}09'22''$ east 3.13 feet, thence southerly along a curve concave to the southwest, having a central angle of $06^{\circ}23'18''$ and a radius of 1860.08 feet, a distance of 207.34 feet; thence south $00^{\circ}13'57''$ west 313.03 feet more or less to a point on the north line of and 20 feet west of the northeast corner of Section 2, Township 50 South, Range 25 East; thence southeasterly, 300.7 feet more or less to a point on the east line of said Section 2 which point lies 300.0 feet south of the northeast corner of said Section 2; thence along the east line of the north half of said Section 2, southerly to the southeast corner of the north half of said Section 2; thence along the south line of the north half of said Section 2; westerly to the northeast corner of the southeast quarter of Section 3, Township 50 South, Range 25 East; thence southerly along the east line of the southeast corner of said Section 3 for a distance of 2013.98 feet; thence north $89^{\circ}37'20''$ east 662.04 feet; thence south $00^{\circ}17'20''$ east 119.26 feet; thence south $89^{\circ}27'40''$ west 322.00 feet; thence south $00^{\circ}17'20''$ east 10.00 feet; thence south $89^{\circ}27'40''$ west 68.00 feet; thence south $00^{\circ}17'20''$ east 361.00 feet; thence north $89^{\circ}27'40''$ east 68.00 feet; thence south $00^{\circ}17'20''$ east 140.00 feet; thence south $89^{\circ}27'40''$ west 221.81 feet; thence north $01^{\circ}05'56''$ west 6.99 feet; thence westerly along the arc of a non-tangential circular curve concave to the north having a radius of 370.00 feet through a central angle of $18^{\circ}34'13''$ and being subtended by a chord which bears north $81^{\circ}50'17''$ west 119.40 feet for a distance of 119.92 feet to a point on the east line of said Section 3; thence southerly along the east line of Section 3, and along the east lines of Sections 10, 15, 22, and 27, all in Township 50 South, Range 25 East, to the southeast corner of said Section 27, Township 50 South, Range 25 East; thence westerly along the south line of said Section 27, Township 50 South, Range 25 East, and along the western prolongation of said south line to a point 1,000 feet west of the mean low water line of the Gulf of Mexico; thence southeasterly along said shoreline to the south line of Section 3, Township 51 South, Range 25 East, thence easterly along the south line of said Section 3, Section 2, Section 1, Township 51 South; thence along the south corner of said Section 5; thence north along the

east line of Section 5, Township 51 South, Range 26 East; thence continue on the north line of Section 25, 26 and part of Section 27, Township 49 South, Range 25 East to the point of beginning and also,

B. All those lands in Collier County described as: Sections 21, 22, 23, 26, 27, 28, 33, 34 and 35, Township 50 South, Range 26 East; Section 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 23, 24, 25, 26, 35 and 36, Township 51 South, Range 26 East; Sections 1, 2, 3 and those portions of Sections 10, 11, 12, and 13, Township 52 South, Range 26 East, that lie North of the Marco River; those portion of Section 5, 6, 7 and 18, Township 52 South, Range 27 East, that lie West and North of State Road 92; and Sections 7, 8, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30 and 31, Township 51 South, Range 27 East, and those portions of Sections 32 and 33, Township 51 South, Range 27 East, that lie west and North of State Road 92,

C. Less and except the North $\frac{1}{2}$ of Section 2 of Township 50 South, Range 25 East and the South $\frac{1}{2}$ of Section 35 of Township 49 South, Range 25 East.

D. Less and except approximately 21.99 acres, more or less: A portion of Lots 7 through 9 of Naples Improvement Company's Little Farms as recorded in Plat Book 2 at page 2 of the Public Records of Collier County, Florida, being more particularly described as follows:

Commence at the intersection of the East right-of-way of Goodlette-Frank Road (C.R. 851) and the South right-of-way of Golden Gate Parkway; thence run along said South right-of-way for the following four (4) courses:

- 1) thence run north 44°42'45" east, for a distance of 35.36 feet;
- 2) thence run north 89°42'45" east, for a distance of 122.57 feet;
- 3) thence run north 80°12'12" east, for a distance of 159.63 feet;
- 4) to a point on a circular curve concave northwest, whose radius point bears north 11°26'26" west, a distance of 813.94 feet therefrom; thence run Northeasterly along the arc of said curve to the left, having a radius of 813.94 feet, through a central angle of 22°36'33", subtended by a chord of 319.10 feet at a bearing of north 67°15'18" east, for an arc length of 321.18 feet to the intersection of the South right-of-way of said Golden Gate Parkway and the West line of the East 338.24 feet of the West 958.34 feet of Lot 7 of Naples Improvements Company's Little Farms Subdivision as recorded in Plat Book 2 at page 2 of the Public Records of Collier County, Florida, also being the point of beginning of the parcel of land herein described; thence run south 00°16'32" east, along the West line of the East 338.24 feet of the West 958.34 feet of said Lot 7, for a distance of 302.90 feet to a point on the South line of said Lot 7; thence run along said South line for the following two (2) courses:

- 1) thence run north $89^{\circ}41'51''$ east, for a distance of 338.41 feet;
- 2) thence run north $89^{\circ}50'24''$ east, for approximately 850 feet to a point on the mean high water line of the west bank of Gordon River, said point herein called Point "A", thence return to the aforementioned point of beginning, thence run along the south right-of-way of said Golden Gate Parkway for the following four (4) courses:
 - 1) beginning at a point on a circular curve concave northwest, whose radius point bears north $34^{\circ}02'58''$ west a distance of 813.94 feet therefrom; thence run Northeasterly along the arc of said curve to the left, having a radius of 813.94 feet, through a central angle of $05^{\circ}09'09''$, subtended by a chord of 73.17 feet at a bearing of north $53^{\circ}22'27''$ east, for an arc length of 73.20 feet to the end of said curve;
 - 2) thence run north $50^{\circ}47'53''$ east, for a distance of 459.55 feet
 - 3) to the beginning of a tangential circular curve concave south; thence run Easterly along the arc of said curve to the right, having a radius of 713.94 feet; through a central angle of $38^{\circ}52'20''$; subtended by a chord of 475.13 feet at a bearing of north $70^{\circ}14'03''$ east, for an arc length of 484.37 feet to the end of said curve;
 - 4) thence run north $89^{\circ}40'13''$ east, for approximately 724 feet to a point on the mean high water line of the west bank of Gordon River; thence meander Southwesterly along the mean high water line for approximately 900 feet to the aforementioned Point "A" and the point of ending.

E. Less and except approximately 112.82 acres, more or less: All of East Naples Industrial Park, according to the plat thereof recorded in Plat Book 10, Pages 114 and 115, of the Public Records of Collier County, Florida; all of East Naples Industrial Park Replat No. 1, according to the Plat thereof recorded in Plat Book 17, Pages 38 and 39, of the Public Records of Collier County, Florida; and the Northerly 200 feet of the Southerly 510 feet of the Easterly 250 feet of the Northeast $\frac{1}{4}$ of Section 35, Township 49 South, Range 25 East, Collier County, Florida, less and excepting the Easterly 50 feet thereof.

F. Less and except approximately 6.17 acres, more or less: All that part of Lots 12, 13, and 14, Naples Improvement Company's Little Farms, as recorded in Plat Book 2, Page 2 of the Public Records of Collier County, Florida, being more particularly described as follows:

Commencing at the Southwest corner of Lot 12, thence along the South line of said Lot 12, north $89^{\circ}26'51''$ east 20.00 feet to the East right-of-way line of Goodlette-Frank Road; thence along the East right-of-way line north $00^{\circ}39'49''$ east 10.00 feet to the Point of Beginning of the herein described parcel; thence continue along said East right-of-way north $00^{\circ}39'49''$ west 580.00 feet; thence leaving said East right-of-way North $89^{\circ}20'11''$ East 260.12 feet; thence north $59^{\circ}31'13''$ east, 153.66

feet; thence south 30°28'42" east, 119.01 feet; thence south 00°33'09" east, 554.02 feet to a line lying 10 feet North of and parallel with said South line of Lot 12; thence along the said parallel line south 89°26'51" west, 451.54 feet to the point of beginning of the herein described parcel. Bearings are based on the said East line Goodlette-Frank Road being north 00°33'49" east.

G. Less and except approximately 12.77 acres, more or less: The West one-half (W 1/2) of the Northwest one-quarter (NW 1/4) of the Northwest one-quarter (NW 1/4) of Section 11, Township 50 South, Range 25 East, lying South of State Road 90 (Tamiami Trail, U.S. 41), in Collier County, Florida, except the South 264 feet, and

All that part of the South 264 feet of the Southwest one-quarter (SW 1/4) of the Northwest one-quarter (NW 1/4) of the Northwest one-quarter (NW 1/4) of Section 11, Township 50 South, Range 25 East, in Collier County, Florida, lying north of the northline of Walker's Subdivision as delineated on a Plat of record in plat book 1, at page 36, of the Public Records of Collier County, Florida.

TOGETHER WITH:

Lots 1 to 8, inclusive, COL-LEE-CO TERRACE, according to plat in Plat Book 1, Page 32, Public Records of Collier County, Florida.

LESS AND EXCEPT:

Those parcels described in Official Records Book 1969, Page 977, and Official Records Book 2119, Page 1344 both of the Public Records of Collier County, Florida.

H. Less and except approximately 6.16 acres, more or less: Being a part of Estuary at Grey Oaks Roadway, Clubhouse and Maintenance Facility Tract, Plat Book 36, pages 9-16, Estuary at Grey Oaks Tract B, Plat Book 37, pages 13-18 and part of Section 26, Township 49 South, Range 25 East, Collier County, Florida.

All that part of Estuary at Grey Oaks Roadway, Clubhouse and Maintenance Facility Tracts according to the plat thereof as recorded in Plat Book 36, pages 9-16, Estuary at Grey Oaks Tract B according to the plat thereof as recorded in Plat Book 37, pages 13-18, Public Records of Collier County, Florida, and part of Section 26, Township 49 South, Range 25 East, Collier County, Florida being more particularly described as follows;

Commencing at the northwest corner of Tract M of said Estuary at Grey Oaks Roadway, Clubhouse and Maintenance Facility Tracts;

Thence along the west line of said Tract M South 00° East 613.48 feet to the Point of Beginning of the parcel herein described;

Thence continue south 00°20'09" east 406.67 feet;

Thence north 89°24'29" west 660.00 feet;

Thence north 00°20'09" west 406.66 feet to a point on the boundary of Golf Course Tract 1 of said Estuary at Grey Oaks Tract B;

Thence along said boundary south 89°24'33" east 660.00 feet to the Point of Beginning of the parcel herein described;

TOGETHER WITH:

All that land located within Sections 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33 and 34 of Township 51 South, Range 26 East, and those portions of Sections 4, 5 and 6 of Township 52 South, Range 26 East, which lie north of the Marco River, Collier County, Florida.

Bearings are based on the west line of said Tract M being south 00°20'09" east.

Section 2. At the special referendum election called pursuant to section 3, the ballot question shall be in substantially the following form:

Shall the Isles of Capri Fire and Rescue District be annexed into the East Naples Fire Control and Rescue district for the purpose of providing fire protection and prevention services to the district, with such district retaining the authority to levy no more than the current rate of 1.5 mills of ad valorem taxation on property located within the district?

Section 3. This act shall take effect only upon its approval by a majority vote of those qualified electors of the Isles of Capri Fire and Rescue District voting in a referendum to be held in conjunction with the next primary election to be held in Collier County on August 26, 2014, except that this section and section 2 shall take effect upon this act becoming a law.

Approved by the Governor May 12, 2014.

Filed in Office Secretary of State May 12, 2014.