

CHAPTER 2018-175

House Bill No. 1093

An act relating to the Loxahatchee Groves Water Control District, Palm Beach County; providing that the Loxahatchee Groves Water Control District, an independent special district, shall become a dependent district of the Town of Loxahatchee Groves; providing boundaries; providing that members of the town council shall assume the offices of the board of supervisors of said district; providing for dissolution of the Loxahatchee Groves Water Control District as an independent special district; requiring a referendum; providing an effective date.

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

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

WHEREAS, the jurisdictional boundaries of the district will be amended as necessary to address additional parcels located within Palm Beach County and neighboring municipalities accordingly; and

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

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

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

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Water Control District, chapters 99-425, 2004-410, 2011-257, 2012-262, 2014-246, and 2014-247, Laws of Florida, are repealed and their provisions shall become ordinances of the Town of Loxahatchee Groves on the effective date of this act.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

(2) The assets, liabilities, financial allocations, and written contracts of the Loxahatchee Groves Water Control District, including all rights,

obligations, duties, and relationships now existing by law, easement, permit, or agreement, shall be unaffected and remain in full force and effect and shall be those of the district as a dependent district of the Town of Loxahatchee Groves. All rights, claims, actions, orders, and all contracts of the special district and all legal or administrative proceedings involving the district shall continue in full force and effect under the jurisdiction of the district as a dependent district of the Town of Loxahatchee Groves.

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

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

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

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

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;

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

Thence West along the South line of the Southeast quarter of Northwest quarter of said Section 22 to the Southwest corner of said Southeast quarter of the Northwest quarter of said Section 22;

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

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

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

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

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

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

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

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

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

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

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

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

Thence North along the West line of the East half of the East half of said sections 36, 25, 24, 13, and 12 in Township 43 South, Range 40 East to the point of beginning containing approximately 7,966 acres more or less.

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

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

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

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

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

Approved by the Governor March 23, 2018.

Filed in Office Secretary of State March 23, 2018.