# OVERVIEW OF ANNEXATION







TREASURE COAST REGIONAL PLANNING COUNCIL
MAY 2023



## Types of Annexation

- Voluntary
- Majority Voluntary
- Referendum
- Legislative





# Voluntary Annexation

- Property owner <u>asks</u> to become part of Pahokee
- Contiguous (substantially touching boundary)
- Compact
- No limit on size or frequency
- Check for Unincorporated Protection Area

## Majority Voluntary Annexation

- No registered voters
- Owners of > 50% of the land area and >50% of the number of parcels want to annex
- The rest of the area comes along too (i.e. the majority owners have the say-so)
- Still have to be contiguous and compact and address UPA issues

#### Referendum Annexation

- Registered voters voting like an election
- Majority rules
- Don't know the outcome until election is held no refund on the cost if it fails
- Still have to be contiguous and compact and address UPA issues

# Legislative Annexation

- Special Bill passed by the Florida Legislature
- Must be supported by the Local Delegation
- Opposition typically means "no-go"
- Rare

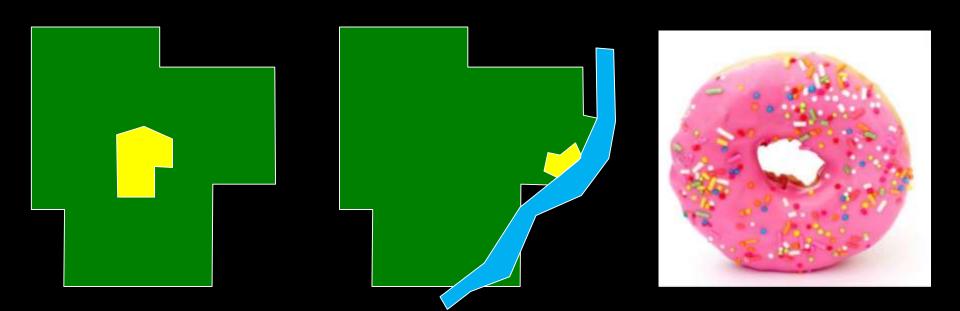
#### **Enclave Interlocal Annexation**

- An area bounded on all sides by the municipality and/or a natural feature that prevents access
- Less than 110 acres
- Interlocal Agreement between City and County
- Pahokee doesn't appear to have any enclaves?

#### Annexation and Enclaves

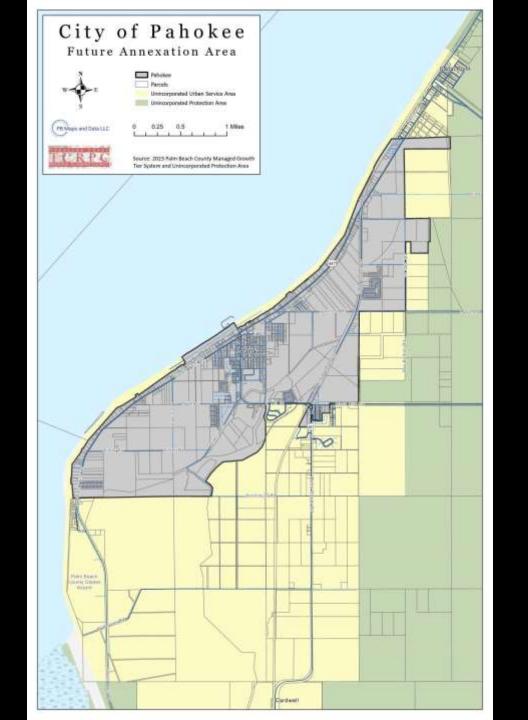
**Annexation:** The process whereby property that lies outside of the boundary of a municipality is brought within municipal limits.

**Enclave:** Unincorporated land surrounded by a municipality or a barrier such as a canal that prevents access to the area except through the municipality (depicted in yellow).



### Unincorporated Protection Area

- Established by Palm Beach County by Ordinance
- Unincorporated area outside of the Urban Service Area
- Voluntary Annexation requires consent by Palm Beach County Board of County Commissioners (supermajority of 5 yes votes)
- Green area on the map



#### Concerns with Annexation Pattern

- Inefficient Service Delivery for City and County
- Difficult to Plan for Orderly Development
- Jurisdictional Confusion
- Roadway Ownership and Maintenance
- Unfair Benefits Without Tax Payments

### Challenges with Annexation

- Unmotivated Owners
- What are the Benefits?To the City?To the Land Owner?
- Developed Property
- Infrastructure Deficiencies
- Lack of Political Will



### Fiscal Impacts

- Change in Ad Valorem Taxes
  - Pahokee City Tax 6.54 added onto Property Tax Bill
  - Net change of + 6.54 mils
- Change in Non-Ad Valorem Taxes
  - No Change
- Change in Utility Rates
  - No Change
- Change in Franchise Fees (electric, telephone)
  - Unknown, typically not significant
- Advertising and Recording Fees (ANX, CPA, ZC?)

#### What are the Benefits to the Owner?

- Faster Building Permits
- Parks and Recreation Fee Reduction (Resident Rate)
- Street Lights (depending on circumstances)
- Focused PBSO Law Enforcement (Contract)
- Code Enforcement (Local, Engaged, Nearby)
- Enhanced Development Rights (case by case)
- Span of Representation (1 per 1,116 vs. 1 per 216,879 at PBC)
- Consider the benefits to the Residents distinct from the Owner

#### Who are the Involved Parties?

- Pahokee City Council
- Pahokee City Staff
- County Planning Division (and sometimes Commission)
- Residents
- Property Owner
- Palm Beach County Water Utilities Department
- Pahokee Housing Authority (who else has to approve for them? HUD? State?)

