

BILL

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1 A bill to be entitled
 2
 3 An act relating to Indian Trail Improvement District, Palm
 4 Beach County; amending Chapter 2002-330, Laws of Florida;
 5 revising the boundaries of the District; providing the
 6 District a procedure to study the feasibility of an
 7 elector-initiated conversion of the District to a
 8 municipality, requiring the execution of interlocal
 9 agreements; providing a transition schedule; providing for
 10 referendum; providing an effective date.

11
 12 WHEREAS, Indian Trail Improvement District is an
 13 independent special district located entirely in Palm Beach
 14 County, Florida; and

15 WHEREAS, the governing body of Indian Trail Improvement
 16 District has determined it would be in the best interests of its
 17 residents to consider the feasibility of conversion of the
 18 District to a municipality; and

19 WHEREAS, it would be necessary to amend the District's
 20 boundaries, requiring the execution of interlocal agreements, in
 21 order to proceed with such conversion pursuant to statutory
 22 procedures; and

23 WHEREAS, the governing body of Indian Trail Improvement
 24 District wishes to implement a procedure to study the

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25 feasibility of an elector-initiated conversion of the District
 26 to a municipality; and

27 WHEREAS, it is necessary to establish a transition schedule
 28 in the event of incorporation.

29

30 NOW, THEREFORE,

31

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

33

34 Section 1. Section 3 of chapter 2002-330, Laws of Florida,
 35 is amended to read:

36

37 Section 2. District created and boundaries thereof. For the
 38 purpose of reclaiming and draining the lands hereinafter
 39 described and protecting such lands from the effects of water by
 40 means of the construction and maintenance of canals, ditches,
 41 levees, dikes, pumping plants, and other drainage works and
 42 improvements, and for the purpose of making the lands within the
 43 district available and habitable for settlement and agriculture,
 44 for the public convenience, welfare, utility, and benefit, and
 45 for the other purposes stated in this act, a water control
 46 district is created and established in Palm Beach County, to be
 47 known as the Indian Trail Improvement District, a water control
 48 district, the territorial boundaries of which shall include the
 49 following land:

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TOWNSHIP 41 SOUTH, RANGE 41 EAST

THAT PART OF SECTIONS 18, 19, AND 20, LYING SOUTH OF THE SOUTHERLY RIGHT-OF-WAY OF THE SEABOARD COAST LINE RAILROAD.

THE WEST 1/2 OF SECTION 29, ALL OF SECTIONS 30 AND 31, AND THE WEST 1/2 OF SECTION 32.

TOWNSHIP 42 SOUTH, RANGE 39 EAST

THE SOUTH ONE-HALF (S 1/2) OF SECTIONS 13, 14, AND 15; ALL OF SECTIONS 21, 22, 23, 24, 25, 26, 27, AND 28; THE NORTH ONE-HALF (N 1/2) OF SECTION 29; AND ALL THAT PART OF SECTION 36 LYING NORTH AND EAST OF THE NORTH EASTERLY RIGHT-OF-WAY LINE OF LEVEE L-8, A PROJECT IN THE PLAN OF WATER CONTROL OF THE CENTRAL AND SOUTHERN FLORIDA FLOOD CONTROL DISTRICT.

TOWNSHIP 42 SOUTH, RANGE 40 EAST

THE SOUTH ONE-HALF (S 1/2) OF SECTIONS 13, 14, 15, 16, 17, AND 18 AND ALL OF SECTIONS 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, AND 36.

TOWNSHIP 42 SOUTH, RANGE 41 EAST

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75 ALL OF SECTIONS 31, 33, 34, AND 35.

76

77 THE WEST 1/2 OF SECTION 17 AND ALL OF SECTIONS 18, 19, 20, 21,
 78 22, 27, 28, 29, 30, AND 32.

79

80 THE WEST 80 FEET OF SECTIONS 6 AND 7 AND THE SOUTH 80 FEET OF
 81 THE NORTH 280 FEET OF THE WEST 1,700 FEET OF SECTION 6.

82

83 TOWNSHIP 43 SOUTH, RANGE 39 EAST

84

85 ALL OF SECTIONS 1, 2, 11, 12, 13, 14, 23, AND 24 AND ALL THAT
 86 PART OF SECTIONS 25, 26, AND 36 LYING NORTH AND EAST OF THE
 87 NORTHEASTERLY RIGHT-OF-WAY LINE OF LEVEE L-12, A PROJECT IN THE
 88 PLAN OF WATER CONTROL OF THE CENTRAL AND SOUTHERN FLORIDA FLOOD
 89 CONTROL DISTRICT.

90

91 TOWNSHIP 43 SOUTH, RANGE 40 EAST

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93 ALL OF SECTIONS 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 17, 18, 20,
 94 21, 22, 23, AND 26; THAT PART OF SECTION 3 LYING NORTHERLY AND
 95 WESTERLY OF THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF THE "M"
 96 CANAL; THE WEST THE WEST THREE-QUARTERS (W 3/4) OF SECTIONS 13,
 97 24, AND 25; ALL THAT PART OF SECTION 35 LYING NORTH OF THE
 98 NORTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 80; ALL THAT PART OF
 99 THE WEST THREE-QUARTERS (W 3/4) OF SECTION 36 LYING NORTH OF THE

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100 NORTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 80; AND ALL THAT PART
 101 OF THE WEST ONE-HALF (W 1/2) OF SECTION 31 LYING NORTH AND EAST
 102 OF THE NORTHERLY AND EASTERLY RIGHT OF WAY LINES OF STATE ROAD
 103 80 AND LEVEE L-12 A PROJECT IN THE PLAN OF WATER CONTROL OF THE
 104 CENTRAL AND SOUTHERN FLORIDA FLOOD CONTROL DISTRICT.

105
 106 TOWNSHIP 43 SOUTH, RANGE 41 EAST

107
 108 ALL OF SECTIONS 1, 2, 3, 4, 9, 10, AND 11.

109
 110 PARCEL 1

111 A PARCEL OF LAND LYING IN THE SOUTH 587.82 FEET OF SECTION 15,
 112 TOWNSHIP 42 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA,
 113 BEING BOUNDED AS FOLLOWS:

114
 115 BOUNDED ON THE SOUTH BY THE SOUTH LINE OF SECTION 15.

116
 117 BOUNDED ON THE WEST BY THE RIGHT-OF-WAY FOR COCONUT BOULEVARD AS
 118 RECORDED IN OFFICIAL RECORDS BOOK 5778, PAGE 1279, PUBLIC
 119 RECORDS, PALM BEACH COUNTY, FLORIDA.

120
 121 BOUNDED ON THE NORTH BY THE RIGHT-OF-WAY FOR LAKE PARK WEST ROAD
 122 NORTHLAKE BOULEVARD AS RECORDED IN OFFICIAL RECORDS BOOK 1229,
 123 PAGE 131, PUBLIC RECORDS, PALM BEACH COUNTY, FLORIDA.

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125 BOUNDED ON THE EAST BY THE RIGHT-OF-WAY FOR 120TH AVENUE NORTH
 126 AS RECORDED IN OFFICIAL RECORDS BOOK 1229, PAGE 135, PUBLIC
 127 RECORDS, PALM BEACH COUNTY, FLORIDA.

128
 129 CONTAINING: 33.71 ACRES, MORE OR LESS.

130
 131 PARCEL 2

132 A PARCEL OF LAND LYING IN THE SOUTH 587.82 FEET OF SECTION 15,
 133 TOWNSHIP 42 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA,
 134 BEING BOUNDED AS FOLLOWS:

135
 136 BOUNDED ON THE SOUTH BY THE SOUTH LINE OF SAID SECTION 15

137
 138 BOUNDED ON THE WEST BY THE RIGHT-OF-WAY AS RECORDED IN OFFICIAL
 139 RECORDS BOOK 1229, PAGE 135, PUBLIC RECORDS, PALM BEACH COUNTY,
 140 FLORIDA.

141
 142 BOUNDED ON THE NORTH BY THE RIGHT-OF-WAY FOR LAKE PARK WEST
 143 NORTHLAKE BOULEVARD ROAD AS RECORDED IN OFFICIAL RECORDS BOOK
 144 1229, PAGE 131, PUBLIC RECORDS, PALM BEACH COUNTY, FLORIDA.

145
 146 BOUNDED ON THE EAST BY THE RIGHT-OF-WAY FOR COCONUT BOULEVARD AS
 147 RECORDED IN OFFICIAL RECORDS BOOK 5778, PAGE 1279, PUBLIC
 148 RECORDS, PALM BEACH COUNTY, FLORIDA.

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150 BOUNDED ON THE EAST BY THE RIGHT-OF-WAY FOR COCONUT BOULEVARD AS
 151 RECORDED IN OFFICIAL RECORDS BOOK 5778, PAGE 1279, PUBLIC
 152 RECORDS, PALM BEACH COUNTY, FLORIDA.

153
 154 CONTAINING: 30.71 ACRES, MORE OR LESS.

155
 156 EXCEPTING THEREFROM THE ADDITIONAL RIGHT-OF-WAY AS RECORDED IN
 157 OFFICIAL RECORDS BOOK 12017, PAGE 1009, PUBLIC RECORDS, PALM
 158 BEACH COUNTY, FLORIDA.

159
 160 NET ACREAGE, LESS ADDITIONAL RIGHT-OF-WAY, 29.53 ACRES, MORE OR
 161 LESS

162
 163 PARCEL 3

164 A PARCEL OF LAND LYING IN THE SOUTH 587.82 FEET OF SECTION 16,
 165 TOWNSHIP 42 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA,
 166 BEING BOUNDED AS FOLLOWS:

167
 168 BOUNDED ON THE SOUTH BY THE SOUTH LINE OF SAID SECTION 16

169
 170 BOUNDED ON THE WEST BY THE RIGHT-OF-WAY FOR 140TH AVENUE NORTH
 171 AS RECORDED IN OFFICIAL RECORDS BOOK 1229, PAGE 133, PUBLIC
 172 RECORDS, PALM BEACH COUNTY, FLORIDA.

173
 174 BOUNDED ON THE NORTH BY THE RIGHT-OF-WAY FOR LAKE PARK WEST ROAD

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175 NORTHLAKE BOULEVARD AS RECORDED IN OFFICIAL RECORDS BOOK 1229,
 176 PAGE 125, PUBLIC RECORDS, PALM BEACH COUNTY, FLORIDA.

177
 178 BOUNDED ON THE EAST BY THE EAST LINE OF THE WEST ONE - HALF OF
 179 SAID SECTION 16.

180
 181 EXCEPTING THEREFROM THE ADDITIONAL RIGHT-OF-WAY FOR NORTHLAKE
 182 BOULEVARD AS RECORDED IN OFFICIAL RECORDS BOOK 20418, PAGE 771,
 183 PUBLIC RECORDS, PALM BEACH COUNTY, FLORIDA.

184
 185 CONTAINING: 34.11 ACRES, MORE OR LESS.

186
 187 PARCEL 4

188 A PARCEL OF LAND LYING IN THE SOUTH 587.82 FEET OF SECTION 17,
 189 TOWNSHIP 42 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA,
 190 BEING BOUNDED AS FOLLOWS:

191
 192 BOUNDED ON THE SOUTH BY THE SOUTH LINE OF SECTION 17.

193
 194 BOUNDED ON THE WEST BY THE WEST LINE OF THE EAST ONE-HALF OF
 195 SECTION 17.

196
 197 BOUNDED ON THE NORTH BY THE RIGHT-OF-WAY FOR LAKE PARK WEST ROAD
 198 NORTHLAKE BOULEVARD AS RECORDED IN OFFICIAL RECORDS BOOK 1229,
 199 PAGE 125, PUBLIC RECORDS, PALM BEACH COUNTY, FLORIDA.

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200
 201 BOUNDED ON THE EAST BY THE RIGHT-OF-WAY FOR 140TH AVENUE NORTH
 202 AS RECORDED IN OFFICIAL RECORDS BOOK 1229, PAGE 133, PUBLIC
 203 RECORDS, PALM BEACH COUNTY, FLORIDA.

204
 205 CONTAINING: 35.73 ACRES, MORE OR LESS.

207 Section 2. Paragraph 3 of Section 5 of section 3 of chapter
 208 2002-330, Laws of Florida,
 209 is created to read:

211 Section 5. Powers of the district.

213 (3) The District shall have the power, upon approval by the
 214 board, to expend funds for the purposes of:

216 (a) Determining the feasibility of municipal conversion of
 217 the district via referendum pursuant to Section 165.0615,
 218 Florida Statutes.

220 (b) Authorize the District to create an incorporation
 221 committee with public membership that would hold public hearings
 222 to seek input from the community on the review of the
 223 feasibility study and in development of a draft charter.

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225 (c) Develop a draft charter of the municipality.

226

227 (d) Upon petition by ten percent of the registered voters
 228 in the District, conduct a referendum of the electorate within
 229 the boundaries of the District on the question of district
 230 conversion to a municipality.

231

232 Prior to October 1, 2021, the District and the City of Palm
 233 Beach Gardens shall enter into an interlocal agreement resolving
 234 use, maintenance, ownership and payment for any District
 235 services performed or District facilities within the said
 236 municipality.

237

238 Prior to October 1, 2021, the District and the Village of Royal
 239 Palm Beach shall enter into an interlocal agreement resolving
 240 use, maintenance, ownership and payment for any District
 241 services performed or District facilities within the said
 242 municipality.

243

244 Section 4. Section 13 of Chapter 2002-330, Laws of Florida, is
 245 amended to add:

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247 Indian Trail Improvement District continuation. The Indian
 248 Trail Improvement District, an independent special district
 249 created by a special act of the Legislature, shall continue for

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250 those lands which are subject to outstanding indebtedness until
 251 such time as the termination of such indebtedness or the date
 252 mutually agreed to by the municipality and the District (the
 253 "Transition Date").

254 1. Until the Transition Date, the assets, liabilities, and
 255 written contracts of the Indian Trail Improvement District,
 256 including all rights, obligations, duties and relationships
 257 now existing by law or agreement, shall be unaffected and
 258 shall remain in full force and effect.

259 2. Until the Transition Date, all rights, obligations, duties,
 260 and relationships now existing by law or agreement shall
 261 remain in full force and effect.

262 3. Until the Transition Date, to the extent not inconsistent
 263 with this Charter, all resolutions and policies of the
 264 Indian Trail Improvement District shall remain in effect
 265 until amended, revised, or terminated.

266
 267 Section 5. This act shall take effect upon becoming law, except
 268 Section 1 of the Bill shall take effect October 1, 2021.
 269