

HB 1045

2011

1 A bill to be entitled

2 An act relating to the Loxahatchee Groves Water Control  
3 District, Palm Beach County; amending chapter 99-425, Laws  
4 of Florida, as amended; providing for the dedication of  
5 the width of roads to the public; providing requirements  
6 for such dedication; providing for prima facie evidence of  
7 public road easements; exempting certain property of an  
8 electric utility; assigning traffic control jurisdiction  
9 on all public roads within the district to the Town of  
10 Loxahatchee Groves; providing an effective date.

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

13  
14 Section 1. Section 8 is added to section 2 of chapter 99-  
15 425, Laws of Florida, as amended by chapter 2004-410, Laws of  
16 Florida, to read:

17 Section 8. Dedication of width of certain roads within the  
18 district.-

19 a. Improvement of four public roads identified in  
20 paragraphs (1) through (4) was approved at referendum pursuant  
21 to paragraph c. of section 4 of chapter 2004-410, Laws of  
22 Florida, after January 1, 2009, and before December 31, 2010.  
23 The width of these roads, to the extent that they have been  
24 actually constructed and maintained or repaired continuously and  
25 uninterruptedly by the district for 7 years, shall be dedicated  
26 through easement rights to the public pursuant to this act. The  
27 four public roads subject to this section are as follows:  
28

29        (1) "A" Road to include the following description: "A"  
30        Road from Okeechobee Boulevard to North Road and North  
31        Road approximately one-quarter mile east from "A" Road  
32        intersection.

33  
34        (2) "C" Road (South) to include the following  
35        description: "C" Road from Collecting Canal Road to  
36        Okeechobee Boulevard and Collecting Canal Road  
37        approximately one-quarter mile each way, east and west  
38        from "C" Road intersection.

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40        (3) "C" Road (North) to include the following  
41        description: "C" Road from Okeechobee Boulevard to North  
42        Road and North Road approximately one-quarter mile each  
43        way, east and west from "C" Road intersection.

44  
45        (4) "D" Road to include the following description: "D"  
46        Road from Okeechobee Boulevard to North Road and North  
47        Road approximately one-quarter mile each way, east and  
48        west from "D" Road intersection.

49  
50        b. The filing of a map in the office of the clerk of the  
51        circuit court of the county in which the road is located showing  
52        the lands and reciting on it that the road has been dedicated in  
53        accordance with subsection a. or by any other means of  
54        acquisition, duly certified by the chair and secretary of the  
55        district, shall be prima facie evidence of the public's easement  
56        rights.

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2011

57        c. This section does not apply to any facility of an  
58 electric utility which is located on property otherwise subject  
59 to this section.

60        d. The Town of Loxahatchee Groves shall have traffic  
61 control jurisdiction over all public roads located within the  
62 district.

63        Section 2. This act shall take effect upon becoming a law.