

ENROLLED
HB 1045

2011 Legislature

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:

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

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

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

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

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

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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.