

1 A bill to be entitled
 2 An act relating to the Downtown Development Authority
 3 of the City of Fort Lauderdale, Broward County;
 4 amending ch. 2005-346, Laws of Florida; revising
 5 definitions; adding certain residential property to
 6 the boundaries of the authority; revising procedures
 7 for final adoption of budget and millage; deleting
 8 property owner voting qualifications; providing that
 9 electors shall be entitled to vote; requiring a
 10 referendum; providing an effective date.

11
 12 Be It Enacted by the Legislature of the State of Florida:

13
 14 Section 1. Subsection (5) of section 1 of section 3 of
 15 chapter 2005-346, Laws of Florida, is amended to read:

16 Section 1. Definitions.—As used in this act, the following
 17 terms shall have the meaning ascribed to them in this section
 18 unless the context shall clearly requires otherwise:

19 (5) (a) "Downtown" means the lands described in section 2,
 20 specifically excluding each residential unit for which a
 21 homestead exemption is in effect as of January 1 of the
 22 applicable year not being used as a residence.

23 ~~(b) "Not being used as a residence" means all residential~~
 24 ~~lands not being used as a residence or that portion of~~
 25 ~~nonresidential lands not being used as a residence. The~~

26 | ~~determination of when land is being used as a residence shall be~~
 27 | ~~made and certified by the Executive Director of the Downtown~~
 28 | ~~Development Authority at the time the books close for a Downtown~~
 29 | ~~Development Authority election or, if the Downtown Development~~
 30 | ~~Authority does not hold an election in a particular year, as of~~
 31 | ~~January 1 of that year.~~

32 | **(b)** ~~(c)~~ "Residence" means a building or unit in which one
 33 | or more natural persons live.

34 | ~~(d)~~ "Residential" means lands zoned by the City of Fort
 35 | ~~Lauderdale as R-1-A, R-1, R-1-P, R-2-A, R-2, R-3-A/RM-25, R-3-9,~~
 36 | ~~RM-15, R-3/RM-30, R-3-C, R-4/RM-60, or R-4-C.~~

37 | Section 2. Section 2 of section 3 of chapter 2005-346,
 38 | Laws of Florida, is amended to read:

39 | Section 2. The boundaries of the authority shall include
 40 | the following lands in the City of Fort Lauderdale, Broward
 41 | County:

42 |
 43 | 1. All lands ~~not being used as a residence~~ lying
 44 | north of New River, east of Southwest and Northwest
 45 | Fourth Avenue, south of Northwest and Northeast Second
 46 | Street and west of Northeast and Southeast Sixth
 47 | Avenue;

48 |
 49 | 2. All lands ~~not being used as a residence~~ lying
 50 | north of Northwest Second Street, east of the Florida

51 East Coast Railroad, south of Northwest Fourth Street,
 52 and west of North Andrews Avenue;

53
 54 3. All lands ~~not being used as a residence~~ lying
 55 within one hundred fifty feet of and being in common
 56 ownership with any of said boundary streets and
 57 avenues (excluding, however, all lands lying east of
 58 Southeast Sixth Avenue);

59
 60 4. All lands ~~not being used as a residence~~ lying
 61 south of Northeast Fourth Street and within one
 62 hundred fifty feet of and being in common ownership
 63 with Northeast Third Avenue and Northeast Sixth
 64 Avenue. For the purposes of definition, the words,
 65 "common ownership" contained herein shall be
 66 "contiguous to and owned by the same entity; and

67
 68 5. All lands ~~not being used as a residence~~ lying
 69 north of Northeast Second Street, east of Northeast
 70 Second Avenue, south of Northeast Sixth Street, and
 71 west of Federal Highway, together with all lands ~~not~~
 72 ~~being used as a residence~~ lying north of Southeast
 73 Seventh Street, east of the F.E.C. Railroad Tracks,
 74 south of Southeast Sixth Court, and west of Federal
 75 Highway, as legally described as follows:

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PARCEL I

All of Blocks 1, 2, 4, 29 and 30, and portions of
 Blocks 33 and 34, NORTH LAUDERDALE AMENDED, according
 to the plat thereof recorded in Plat Book 1, Page 182,
 of the public records of Dade County, Florida;
 TOGETHER WITH all of the Blocks 2, 31, and 32, NORTH
 LAUDERDALE AMENDED RE-SUB, according to the plat
 thereof recorded in Plat Book 5, Page 25, of the
 public records of Broward County, Florida; ALSO
 TOGETHER WITH portions of Blocks A and B, GEORGE M.
 PHIPPENS SUB., according to the plat thereof recorded
 in Plat Book B, Page 146, of the public records of
 Dade County, Florida; ALSO TOGETHER WITH portions of
 Blocks A and B, FORT LAUDERDALE LAND AND DEVELOPMENT
 CO., SUB., according to the plat thereof recorded in
 Plat Book 1, Page 56, of the public records of Dade
 County, Florida; AND ALSO TOGETHER WITH portions of
 Northeast 3rd Street, Northeast 4th Street, Northeast
 5th Street, Northeast 5th Avenue, and Northeast 5th
 Terrace, lying adjacent to said Blocks, and being all
 more fully described as follows:

100 Beginning at the Northwest corner of Lot 26, of said
 101 Block 4, thence due South, on the West lines of said
 102 Blocks 4 and 29, and extensions thereof, a distance of
 103 1300.00 feet; thence due East, on the North right-of-
 104 way line of said Northeast 4th Street, a distance
 105 83.99 feet; thence due South, a distance of 50.00
 106 feet; thence due East, on the South right-of way line
 107 of said Northeast 4th Street, a distance of 392 feet;
 108 thence South 00°01'00" West, on the West lines of Lots
 109 20 and 19, Block A, and the West line of Lot 20, Block
 110 B, of said GEORGE M. PHIPPENS SUB., and extensions
 111 thereof, a distance of 495.00 feet; thence South
 112 89°57'46" East, on the South lines of Lots 20, 18, 16,
 113 14, 12, 10, 8, 6, 4, and 2, Block B, of said GEORGE M.
 114 PHIPPENS SUB., and the Easterly extension thereof, a
 115 distance of 720.17 feet; thence North 00°01'54" West,
 116 on the Southerly extension of the East line of Lot 20,
 117 Block A, of said FORT LAUDERDALE LAND AND DEVELOPMENT
 118 CO., SUB. and the Northerly extension thereof, a
 119 distance of 205.47 feet, thence due West, on the North
 120 right-of-way line of said Northeast 3rd Street, a
 121 distance of 25.00 feet; thence North 00°01'00" East,
 122 on the East lines of Lots 7 and 20, Block B, of said
 123 FORT LAUDERDALE LAND AND DEVELOPMENT CO. SUB., and
 124 extensions thereof, a distance of 289.15 feet; thence

125 due East, on the South right-of-way line of Northeast
 126 4th Street, a distance of 169.75 feet; thence North
 127 00°17'27" East, on the West right-of way line of U.S.
 128 Highway No. 1; a distance of 1323.87 feet to the Point
 129 of Beginning less the following described land: Lots
 130 20, 21, 22, 23, 24, 25 and 26, Block "B", FORT
 131 LAUDERDALE LAND AND DEVELOPMENT CO. Subdivision of
 132 Lots 1 and 2, Block 1, Fort Lauderdale, according to
 133 the plat thereof, recorded in Plat Book 1, Page 56, of
 134 the public records of Dade County, Florida, and Lots 2
 135 and 4, Block "A", GEORGE M. PHIPPEN'S SUBDIVISION of
 136 Lots 3, 4, 5 and 6, Block 1, and Lots 3, 4, 5, 6, 7,
 137 8, 9 and 10, Block 14, TOWN OF FORT LAUDERDALE,
 138 according to the plat thereof, recorded in Plat Book
 139 B, Page 146, of the public records of Dade County,
 140 Florida.

141
 142 PARCEL II
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144 Lots 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17,
 145 18, 19, 20 and 21, HARCOURT, according to the plat
 146 thereof, as recorded in Plat Book 2, Page 9, of the
 147 public records of Broward County, Florida; AND the
 148 west one-half (W 1/2) of Federal Highway (US No. 1),
 149 lying East of and adjacent to said Lots 4, 5, 6, 7, 9,

150 9, 10, 11 and 12; AND the East one-half (E 1/2) of
 151 S.E. 5th Terrace, lying West of and adjacent to said
 152 Lots 14, 15, 16, 17, 18, 19, 20 and 21.

153
 154 TOGETHER WITH:

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 156 Lots 4, 5, 6, 7, 8, 9, 10, 11 and 12, HENRY
 157 SHACKELFORD AMENDED PLAT SUBDIVISION OF LOTS 2 & 3,
 158 BLOCK 57, TOWN OF FORT LAUDERDALE, according to the
 159 plat thereof, as recorded in Plat Book 3, Page 3, of
 160 the public records of Dade County, Florida; AND the
 161 West one-half of S.E. 5th Terrace, lying East of
 162 adjacent to and referenced Lots; AND the East one-half
 163 of S.E. 5th Avenue, lying West of adjacent of above
 164 referenced Lots.

165
 166 TOGETHER WITH:

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 168 Lots 4, 5, 6, 7, 8, 9, 10, 11 and 12, RE-AMENDED PLAT
 169 OF HENRY SHACKELFORD'S SUBDIVISION OF LOTS 2 & 3,
 170 BLOCK 57, TOWN OF FORT LAUDERDALE, according to the
 171 plat thereof, as recorded in Plat Book 3, Page 3 of
 172 the public records of Dade County, Florida; AND the
 173 West one-half of S.E. 5th Avenue, lying East of
 174 adjacent to and referenced Lots; AND the East one-half

175 | of S.E. 4th Avenue, lying West of adjacent to the
 176 | above referenced Lots.

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 178 | AND ALSO TOGETHER WITH:

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 180 | Lots 2, 3, 4, 5, 6, 7, 8 and 9, MRS. DAISY
 181 | SHACKELFORD'S AMENDED NEW SUBDIVISION OF LOT 4, BLOCK
 182 | 57, TOWN OF FORT LAUDERDALE, according to the plat
 183 | thereof, as recorded in Plat Book 1, Page 165, of the
 184 | public records of Dade County, Florida, AND 10.00 foot
 185 | Alley adjacent to said Lot 6 and Lots 7, 8 & 9; AND
 186 | the West one-half of (W 1/2) of S.E. 4th Avenue, lying
 187 | East of and adjacent to above referenced Lots.

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 189 | AND ALSO TOGETHER WITH:

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 191 | Lots 5, 6, 7, 8, 9, 10, 11 and 12, SOUTH FLORIDA
 192 | DREDGING COMPANY DIVISION OF LOT 5, BLOCK 57, TOWN OF
 193 | FORT LAUDERDALE, according to the plat thereof, as
 194 | recorded in Plat Book 3, Page 27, of the public
 195 | records of Broward County, Florida; AND 10.00 foot
 196 | Alley adjacent to Lot 9 and Lots 10, 11 and 12; AND
 197 | 5.50 foot Alley lying East of and adjacent to above
 198 | referenced Lots; AND the East one-half (E1/2) of S.E.
 199 | 3rd Avenue, lying West of and adjacent to said Lots.

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201 AND ALSO TOGETHER WITH:

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203 The South 80.00 feet of Lots 2, 4 and 6, Block 3, all
204 of Blocks 4, 5 and 6, SUBDIVISION OF BLOCK 56, TOWN OF
205 FORT LAUDERDALE, according to the plat thereof, as
206 recorded in Plat Book 1, Page 63, of the public
207 records of Dade County, Florida; AND the West one-half
208 (W1/2) of S.E. 3rd Avenue, lying East of and adjacent
209 to above referenced South 80.00 feet of Lot 2 and said
210 Block 6; AND the East one-half (E 1/2) of S.E. 1st
211 Avenue, lying West of and adjacent to above referenced
212 Block 4; AND the North one-half (N1/2) of S.E. 6th
213 Court, lying South of and adjacent to said Lots 2, 4
214 and 6, Block 3; AND the South one-half of S.E. 6th
215 Court, lying North of and adjacent to said Blocks 4, 5
216 and 6.

217
218 AND ALSO TOGETHER WITH:

219
220 Lots 17, 18, 19, 20 and 21, Block 55, TOWN OF FORT
221 LAUDERDALE, according to the plat thereof, as recorded
222 in Plat Book "B", Page 40, of the public records of
223 Dade County, Florida, AND Parcel "A"; AND the East
224 one-half of Andrews Avenue, lying West of and adjacent

225 | to said Parcel "A"; AND all that certain 14.00 foot
 226 | Alley within said Block 55, lying North and East of
 227 | said Parcel "A"; AND all that certain irregular Alley,
 228 | lying North of said Parcel "A" and South of said Lot
 229 | 17.

230 |
 231 | AND ALSO TOGETHER WITH;

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 233 | Lots 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17,
 234 | 18, 19, 20 and 21, Block 54, TOWN OF FORT LAUDERDALE,
 235 | according to the plat thereof, as recorded in Plat
 236 | Book "B", Page 40, of the public records of Dade
 237 | County, Florida; AND the West one-half (W1/2) of
 238 | Andrews Avenue, lying East of and adjacent to said
 239 | Lots 13, 14, 15, 16, 17, 18, 19, 20 and 21; AND the
 240 | East one-half of S.W. 1st Avenue lying West of and
 241 | adjacent to said Lots 4, 5, 6, 7, 8, 9, 10, 11 and 12;
 242 | AND all that certain 14.00 foot Alley in said Block
 243 | 54, lying adjacent to above referenced Lots.

244 |
 245 | AND ALSO TOGETHER WITH:

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 247 | Lots 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17,
 248 | 18, 19 and Lot 20, less the North 25.00 feet thereof,
 249 | Block 53, TOWN OF FORT LAUDERDALE, according to the

250 plat thereof, as recorded in Plat Book "B", Page 40,
 251 of the public records of Dade County, Florida; AND the
 252 West one-half of (W1/2) of S.W. 1st Avenue, lying East
 253 of and adjacent to said Lots 13, 14, 15, 16, 17, 18,
 254 19 and Lot 20, less the North 25.00 feet thereof; AND
 255 all of S.W. Flagler Avenue lying West of and adjacent
 256 to said Lots 4, 5, 6, 7, 8, 9, 10, 11 and 12; AND the
 257 East one-half (E1/2) of the Florida East Coast
 258 Railroad Right-of-Way, lying West of said S.W. Flagler
 259 Avenue and South of the Westerly extension of the
 260 North line of said Lot 4 and North of the Westerly
 261 extension of the Northerly right of way line of S.W.
 262 7th Street.

263
 264 Said lands situate, lying and being in the City of
 265 Fort Lauderdale, Broward County, Florida, and
 266 containing 24.8679 Acres more or less.

267
 268 6.(a) All lands ~~not being used a residence~~ lying
 269 south of New River, east of the Florida East Coast
 270 Railroad, north of Southeast Sixth Street and
 271 Southwest Sixth Street, and west of Southeast Sixth
 272 Avenue.

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274 (b) All lands ~~not being used a residence~~ lying south
275 of Southeast and Southwest Sixth Streets, east of the
276 Florida East Coast Railroad, and west of Southeast
277 Sixth Avenue, which are situated within one hundred
278 fifty feet (150') of and are in contiguous
279 proprietorship with Southeast or Southwest Sixth
280 Street, upon approval of the majority of those voting
281 in a referendum in which those participating are
282 limited to the electors of the downtown (including
283 also the lands added to the downtown by this act) who
284 at the time of the referendum are owners of freeholds
285 in the downtown (as hereby expanded), not wholly
286 exempt from taxation, and who are then duly registered
287 for a Downtown Development Authority referendum,
288 according to law. For the purposes of such referendum,
289 the electors who register only as owners of freeholds
290 which are situated within the lands authorized to be
291 added to the downtown by this act may be separately
292 registered and their votes cast in separate ballot
293 boxes or voting machines (as the case may be) and
294 separately tabulated, in case on or more other
295 questions are being voted upon at such referendum, and
296 such separate registrants shall thus be permitted to
297 vote upon such other question or questions. If this
298 law is approved at such referendum, such separately

299 registered electors shall be incorporated into the
300 permanent registration of electors of the Downtown
301 Development Authority and their votes then counted on
302 any other question or questions voted upon at such
303 referendum.

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305 7. All of lots 14, 15, 16, 17, 18, 19, 20, 21, 22,
306 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35,
307 38, 39, 40, 41, 42, 43, 44, 45, 46, 47 and 48, and
308 portions of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11,
309 12, 13, 36 and 37, Block 19, BRYAN SUBDIVISION of
310 Blocks 5, 8 and 19, of the Town of Fort Lauderdale, as
311 recorded in Plat Book 1, Page 18, of the public
312 records of Dade County, Florida, together with
313 portions of those certain 10 foot alleys, lying within
314 said Block 19,

315
316 TOGETHER WITH all of Lots 2, 3, 4, 5, 6, 7, 8, 9, and
317 10, AND A PORTION OF Lot 1, Block 18, TOWN OF FORT
318 LAUDERDALE, as recorded in Plat Book 8, Page 40, of
319 the public records of Dade County, Florida, together
320 with that portion of a 14-foot alley lying within said
321 Block 18,

322

323 ALSO TOGETHER WITH all of Lots 1 and 2, T.M. BRYAN
 324 SUBDIVISION of Lots 11 and 12, Block 18, Town of Fort
 325 Lauderdale, as recorded in Plat Book 3, Page 12, of
 326 the public records of Dade County, Florida,

327
 328 ALSO TOGETHER WITH all of Lots 6, 7, 8 and 9, and
 329 portions of Lots 1, 2, 3, 4 and 5, Block 1, all of
 330 Lots 6, 7, 8, 9, 10 and 11 and portions of Lots 1, 2,
 331 3, 4 and 5, Block 2 KELLY'S RESUBDIVISION, as recorded
 332 in Plat Book 16, Page 50, of the public records of
 333 Broward County, Florida,

334
 335 ALSO TOGETHER WITH all of Lots 1, 2, 3, 4, 5, 6, 7, 8,
 336 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22,
 337 23, 24, A, B and C, HULDA S. HOLMES SUBDIVISION of
 338 Block 23, Fort Lauderdale, as recorded in Plat Book 7,
 339 Page 26, of the public records of Broward County,
 340 Florida,

341
 342 ALSO TOGETHER WITH Lots 1, 2, 3, and 4, and a portion
 343 of Lot 5, Block 24, TOWN OF FORT LAUDERDALE, as
 344 recorded in Plat Book 8, Page 40, of the public
 345 records of Dade County, Florida,

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347 ALSO TOGETHER WITH all of Lots 1, 2, 3, and 4, F.H.
 348 BENTON'S SUBDIVISION in Block 24, Town of Fort
 349 Lauderdale, as recorded in Plat Book 3, Page 30, of
 350 the public records of Broward County, Florida,
 351 together with all that portion of a 10 foot driveway
 352 and cul-de-sac of said F. H. BENTON'S SUBDIVISION,
 353

354 ALSO TOGETHER WITH all of Lots 1 and 2, Canal 2 and
 355 Canal 3 and portions of Lots 6, 7, 8, 9, 10, 11 and 13
 356 and Canal No. 1, L.H. BRYAN'S SUBDIVISION of Block 32,
 357 of Fort Lauderdale, Florida, as recorded in Plat Book
 358 3, Page 78, of the public records of Dade County,
 359 Florida,
 360

361 AND ALSO TOGETHER WITH portions of S.W. Fifth Avenue,
 362 S.W. Sixth Avenue, S.W. Second Street, S.W. Second
 363 Court, Las Olas Boulevard, N.W. River Drive and North
 364 River Street, lying within or adjacent to the above
 365 said Blocks and being all more fully described as
 366 follows:
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368 Commencing at the Northwest corner of Lot 24 of said
 369 Block 18, TOWN OF FORT LAUDERDALE, thence South 0° 07'
 370 30" East, along the East line of said alley within
 371 Block 18, a distance of 15.00 feet to the Point of

372 Beginning; thence continuing South 0° 07' 24" East,
373 along the East line of said alley a distance of 585.04
374 feet; thence South 89° 59' 02" East, a distance of
375 40.97 feet, thence South 0° 07' 24" East, along the
376 Northerly extension of the East line of the said F.H.
377 BENTON'S SUBDIVISION, and along the said East line, a
378 distance of 316.49 feet to a point on the existing
379 bulkhead forming the Northerly limits of New River;
380 thence Westerly and Southerly along the said existing
381 bulkhead and extensions thereof, the following 11
382 courses and distances: thence North 87° 04' 09" West,
383 a distance of 37.36 feet; thence South 86° 43' 52"
384 West, a distance of 13.74 feet, thence South 77° 14'
385 35" West, a distance of 50.12 feet, thence South 73°
386 43' 38" West, a distance of 43.15 feet; thence South
387 54° 27' 01" West a distance of 67.25 feet; thence
388 South 45° 58" 48' East, a distance of 7.62 feet;
389 thence South 35° 35' 21" West, a distance of 175.30
390 feet; thence South 7° 34' 31" West, a distance of
391 51.26 feet; thence South 2° 01' 02" West, a distance
392 of 25.35 feet, thence South 7° 22' 59" West, a
393 distance of 205.31 feet, thence South 29° 18' 46"
394 West, a distance of 92.94 feet to the Point of
395 Termination of the said 11 courses and distances;
396 thence North 89° 59' 37" West, along the Easterly

397 extension of the South line of Canal No. 3 of L.H.
398 BRYAN'S SUBDIVISION and along the said South line and
399 extensions thereof, a distance of 211.49 feet to a
400 point on the Easterly right-of-way line of S.W.
401 Seventh Avenue and a point on a curve; thence
402 Northwesterly along the said Easterly right-of-way
403 line and along a curve to the right, whose tangent
404 bears North 54° 00' 36" West, with a radius of 630.35
405 feet and a central angle of 18° 52' 41", an arc
406 distance of 207.69 feet to a point of compound curve;
407 thence Northwesterly along the said Easterly right-of-
408 way line and along a curve to the right, with a radius
409 of 513.96 feet and a central angle of 35° 00' 00", an
410 arc distance of 313.96 feet to a point of tangency;
411 thence North 0° 07' 55" West, along the said Easterly
412 right-of-way line and along the line 20.00 feet East
413 of and parallel with the West line of said Block 1 and
414 2 of said KELLY'S SUBDIVISION and along the line of
415 20.00 feet East of and parallel with the West line of
416 said Block 19, BRYAN SUBDIVISION of Blocks 5, 8 and
417 19, a distance of 1008.08 feet to a point of curve;
418 thence Northeasterly along a curve to the right, with
419 a radius of 25.00 feet and a central angle of 90° 07'
420 55", an arc distance of 39.33 feet to a point of
421 tangency; thence due East, along the South right-of-

422 way line of Broward Boulevard and along the line 15.00
 423 feet South of and parallel with the North line of said
 424 Block 19, BRYAN SUBDIVISION of Blocks 5, 8 and 19 and
 425 said Block 18, TOWN OF FORT LAUDERDALE, a distance of
 426 898 .88 feet to the Point of Beginning.

427
 428 All of the above said land situate, lying and being in
 429 the City of Fort Lauderdale, Broward County, Florida,
 430 and containing 22.8328 acres more or less.

431
 432 Section 3. Sections 11, 12, 13, and 18 of section 3 of
 433 chapter 2005-346, Laws of Florida, are amended to read:

434 Section 11. The director shall prepare and submit for the
 435 approval of the board a budget for the operation of the
 436 authority for the next fiscal year. Within 30 days ~~The budget~~
 437 ~~shall conform to the fiscal year of the city and shall contain~~
 438 ~~the information required of all city departments.~~ after approval
 439 by the board, a copy of the budget shall be delivered to the
 440 city ~~by the director with a statement of the millage required~~
 441 ~~therefor as determined by the board, which millage shall be~~
 442 ~~levied by the city commission not to exceed the limits fixed by~~
 443 ~~law.~~ The operations of the authority shall be financed from any
 444 lawful source, including the following sources:

445 (1) Moneys borrowed and to be repaid from other funds
 446 received under the authority of this act.

447 (2) Donations and contributions to the authority for the
 448 performance of its functions from any source, public or private.

449 (3) Revenues from the rental, operation, or sale of
 450 assets, facilities, and projects of the authority.

451 (4) Proceeds of special assessments and an ad valorem tax
 452 of property in the downtown area.

453 Section 12. The authority ~~city commission~~ is authorized to
 454 levy an ad valorem tax on all downtown real and personal
 455 property not exceeding 1 mill on the dollar valuation (as such
 456 valuations are assessed for the general ad valorem roll of the
 457 city) of such property for the purpose of financing the
 458 operation of the authority provided that no tax under this law
 459 shall be levied upon property which is exempt from taxation by
 460 general or constitutional law. The ~~city~~ tax collector shall
 461 transmit funds so collected to the appropriate officer of the
 462 authority ~~city~~ responsible for the handling of the public money
 463 who shall deposit same in a bank account ~~the city treasury to~~
 464 ~~the credit~~ of the authority. Such money shall be used for no
 465 purpose other than those purposes authorized herein and only
 466 upon approval of the board, pursuant to vouchers signed by the
 467 director and the treasurer of the authority. The funds of the
 468 authority shall be secured as other public funds are secured.
 469 Other moneys received by the authority shall forthwith be
 470 deposited in the bank account ~~city treasury to the credit~~ of the
 471 authority, subject to disbursement as herein authorized.

472 Section 13. The authority shall comply with the Truth in
473 Millage rules and s. 200.065, Florida Statutes, when adopting
474 its budget and assessing the ad valorem tax authorized by this
475 act ~~city commission shall have the power to assess against the~~
476 ~~funds of the authority, for the use and benefit of the general~~
477 ~~fund of the city, a reasonable pro rata share of such funds for~~
478 ~~the cost of handling and auditing, which assessment when made~~
479 ~~shall be paid annually by the board pursuant to an appropriate~~
480 ~~item in the budget.~~

481 Section 18. (1) CALLING REFERENDA.—Whenever by law or for
482 the convenience of administration of the authority a referendum
483 of electors is needed for the authority, the board shall pass a
484 resolution calling and providing for a referendum to be held in
485 the downtown within 3 months after the date of the resolution.
486 The resolution shall provide for one or more polling or voting
487 places. The board shall cause notice of said referendum to be
488 given by publishing said notice for 2 consecutive weeks in a
489 newspaper published in the city which is of general circulation
490 in the downtown area. The first publication shall occur not more
491 than 42 and not less than 21 days prior to the date of the
492 referendum. Said notice shall designate the polling place or
493 places for said referendum. The board shall make all necessary
494 arrangements for holding the referendum and shall declare the
495 result thereof. The board shall appoint such inspectors and

496 clerks for each polling place as it deems necessary. Form of the
497 ballot at such referendum shall be determined by the board.

498 (2) CANVAS OF RETURNS; CERTIFICATES OF REFERENDUM.—The
499 result of the voting of each polling place when ascertained
500 shall be certified by return in duplicate, signed by the clerk
501 and by the majority of inspectors of referendum and transmitted
502 to the board at a meeting to be held on a day following the
503 referendum. At said meeting, the board shall canvas the returns
504 and the result as shown by such returns shall be by the board
505 declared to be the result of the referendum. One copy of the
506 board's declaration, including a copy of the returns of each
507 polling place, shall be promptly filed with the city clerk,
508 together with a copy of proof of publication of the notice of
509 the referendum.

510 (3) LEGISLATIVE FINDINGS.—The Legislature finds that the
511 activities and functions of the authority are essentially public
512 works and are not concerned with political or governmental
513 purposes. For these reasons the authority is denied police
514 powers. ~~The right to participate in referenda of the authority~~
515 ~~is more of a private or property right than a public or~~
516 ~~political right. It is the purpose of the Legislature to grant~~
517 ~~to those who will have to pay the costs of the improvements a~~
518 ~~voice commensurate with that cost.~~

519 (4) ELECTORS OF DOWNTOWN, VOTING.—The referendum shall be
520 conducted with written ballots unless the board by resolution

521 prescribes the use of voting machines. At the referendum, each
522 the duly qualified elector residing within the corporate limits
523 of the Downtown Development Authority as defined by this act
524 shall be entitled to vote. ~~registered owner of each freehold~~
525 ~~within the downtown shall represent one share and the owner of~~
526 ~~each share shall be entitled to one vote for each \$10,000 or~~
527 ~~fraction thereof of the nonexempt assessed valuation of the~~
528 ~~freehold within the downtown, according to the last certified~~
529 ~~tax assessment roll of Broward County at the time of the~~
530 ~~referendum. In case record title to land is in a trustee, the~~
531 ~~trustee shall be deemed the owner for the purposes of this law.~~
532 ~~Ownership shall not include reversions, remaindermen, trustees~~
533 ~~other than persons owning a freehold estate as of deed of~~
534 ~~record, or mortgagees, but they shall be represented by the~~
535 ~~owner of the freehold estate. In case of undivided multiple~~
536 ~~ownership of any sort, a majority (in value) of the registered~~
537 ~~owner may, by written proxy, designate one person to serve as~~
538 ~~elector for that share and unless an elector be so designated by~~
539 ~~the majority, the vote of that share shall not be accepted. In~~
540 ~~case of ownership by a corporation, the corporation may, by~~
541 ~~proxy, designate an elector to vote the ownership of the~~
542 ~~corporation. Electors may vote by proxy in writing. An executed~~
543 ~~copy of each proxy shall be filed with the clerk by the elector~~
544 ~~at time of voting under that proxy.~~

545 (5) REGISTRATION OF ELECTORS.—The director shall be the
546 registration officer for the authority and shall register all
547 qualified electors who are registered to vote with the
548 supervisor of elections at least 29 days before the applicable
549 referendum, and residing at an address within the corporate
550 jurisdiction of the Downtown Development Authority, as defined
551 by this act. ~~persons (including corporations) applying to him or~~
552 ~~her who are qualified as full or part owners of a freehold in~~
553 ~~the downtown area which is not wholly exempt from taxation. At~~
554 ~~the time of registration the applicant shall exhibit to the~~
555 ~~director evidence of ownership satisfactory to the director,~~
556 ~~including, in addition, an accurate reference to the official~~
557 ~~record book and page or other precise place in the public~~
558 ~~records of Broward County, which the evidence of ownership shall~~
559 ~~have been duly recorded. No application for registration shall~~
560 ~~be accepted whose evidence of ownership is not recorded in the~~
561 ~~public records (including court records) of Broward County. The~~
562 ~~board may designate one or more deputies to be the registration~~
563 ~~officer in the absence or illness of the director. In case of~~
564 ~~application for registration for a share or partial undivided~~
565 ~~interest in a share already registered in the name of another,~~
566 ~~the registration officer, upon being satisfied by the evidence~~
567 ~~exhibited that the ownership has been duly transferred to the~~
568 ~~new applicant, shall mail a notice of cancellation of~~
569 ~~registration to the existing registrant at the address shown on~~

570 ~~the official registration record as the address of the~~
571 ~~registrant's place of residence (or corporation's principal~~
572 ~~place of business) notifying the registrant that the~~
573 ~~registration will be canceled unless, within 10 days after the~~
574 ~~mailing of such notice, the registrant shall appear in person or~~
575 ~~by representative in person before the registration officer and~~
576 ~~show by evidence satisfactory to the registration officer that~~
577 ~~the registrant still owns all or a part of the share in~~
578 ~~question. If no objection in person is received by the~~
579 ~~registration officer within such 10-day period, he or she shall~~
580 ~~promptly so notify the new applicant by mail whose registration~~
581 ~~will be accepted upon renewal of the application within 10 days~~
582 ~~after the mailing of such notice. In case timely objection is~~
583 ~~duly made by the existing registrant, the registration officer~~
584 ~~shall determine the true ownership on the basis of the evidence~~
585 ~~reasonably available to him or her and reject or accept the~~
586 ~~applicant as the circumstances warrant, promptly notifying the~~
587 ~~existing registrant of the decision. No application for change~~
588 ~~of registration for any share shall be accepted within 15 days~~
589 ~~of the referendum unless accompanied by written consent of the~~
590 ~~existing registrant, duly acknowledged in the manner required by~~
591 ~~law for instruments recorded in the public records of the~~
592 ~~county, and unless applied for before the day of the referendum.~~
593 ~~If it shall be made known to the director that an existing~~
594 ~~registrant has died or he or she has parted with his or her~~

595 ~~title to the downtown, the director shall issue a notice of~~
596 ~~cancellation in the same manner as is provided in the case of a~~
597 ~~new applicant for an existing registrant and the registration~~
598 ~~shall be canceled in the same manner in the absence of~~
599 ~~objection, except that the time for objection in such case shall~~
600 ~~be 30 days.~~

601 (6) EMPLOYMENT OF OUTSIDE AGENCIES.—The board may pay
602 reasonable compensation to the Broward County Supervisor of
603 Elections and the Broward County Property Appraiser for services
604 rendered to the authority in connection with registration for
605 and conduct of a referendum. ~~The board may also employ the~~
606 ~~services of an abstract or title company for assistance in~~
607 ~~ascertaining the identity of ownership.~~

608 Section 4. This act shall take effect only upon its
609 approval by a majority vote of those qualified electors residing
610 within the corporate limits of the Downtown Development
611 Authority of the City of Fort Lauderdale, as described in
612 section 2, voting in a referendum to be held in conjunction with
613 the next primary election to be held in Broward County, except
614 that this section shall take effect upon becoming a law.