

HB 753

2020

1 A bill to be entitled
2 An act relating to the Town of Lake Clarke Shores,
3 Palm Beach County; amending ch. 57-1478, Laws of
4 Florida, as amended; extending the corporate limits of
5 the town to include portions of Edgewater Park and
6 adjoining canals; providing an effective date.

7
8 WHEREAS, Article VIII, Section 2(c) of the Florida
9 Constitution provides that municipal annexation of
10 unincorporated territory shall be as provided by general or
11 special law, and

12 WHEREAS, in Section 171.046, Florida Statutes, the
13 Legislature recognized that enclaves of unincorporated territory
14 can create significant problems in planning, growth management,
15 and service delivery, and therefore declared that it is the
16 policy of the state to eliminate enclaves, and

17 WHEREAS, Section 171.031(13), Florida Statutes, defines an
18 "enclave" to mean any unincorporated improved or developed area
19 that is enclosed within and bounded on all sides by a single
20 municipality or any unincorporated improved or developed area
21 that is enclosed within and bounded by a single municipality and
22 a natural or manmade obstacle that allows the passage of
23 vehicular traffic to that unincorporated area only through the
24 municipality, and

25 WHEREAS, the Legislature finds that a certain portion of

26 | Edgewater Park and adjoining canals, lying contiguous and
 27 | adjacent to the present boundaries of the Town of Lake Clarke
 28 | Shores, and comprising approximately 32.768 acres in land area,
 29 | is a near-enclave, posing many of the inefficiencies and
 30 | problems in planning, growth management, and service delivery
 31 | that motivate the elimination of enclaves, and

32 | WHEREAS, the Legislature further finds that there is no
 33 | available statutory procedure to expedite the annexation of
 34 | near-enclaves into the most appropriate incorporated
 35 | jurisdiction, and that it is in the best interest of residents
 36 | and visitors to this state that a special law be enacted for
 37 | that purpose with respect to the Edgewater Park near-enclave,
 38 | NOW, THEREFORE,

39 |

40 | Be It Enacted by the Legislature of the State of Florida:

41 |

42 | Section 1. Section 1 of article II of chapter 57-1478,
 43 | Laws of Florida, as amended by chapter 59-1465, Laws of Florida,
 44 | is amended to read:

45 |

46 | ARTICLE II

47 | BOUNDARIES

48 | "Section 1. (1) *Territorial Limits*. The territorial
 49 | limits of said municipality are hereby redefined and re-
 50 | established as follows:

51
 52 From the one-quarter corner in the north line of Section 8,
 53 Township 44 South, Range 43 East, Palm Beach County,
 54 Florida; thence southerly, along the North-South one-
 55 quarter line of said Section 8, a distance of 1110.22 feet
 56 to the point of beginning, said point being the
 57 intersection of the center line of Carambola Road and
 58 Florida Mango ~~Fla-Mango~~ Road, as shown on the plat of
 59 Florida Mango ~~Fla-Mango~~ Grovelets as recorded in Plat Book
 60 21, Page 88, according to the records in and for Palm Beach
 61 County, Florida; thence easterly, along the center line of
 62 Carambola Road, as shown on said plat and the extension
 63 thereof, to the westerly right of way line of Seaboard Air
 64 Line Railroad Company; thence Southerly, along the said
 65 westerly right of way line of the Seaboard Air Line
 66 Railroad Company, to the intersection thereof with the
 67 center line of Lake Worth Drainage District's Canal No. E-
 68 4; thence southwesterly and southerly, along the said
 69 center line of Lake Worth Drainage District's Canal No. E-
 70 4, to the intersection thereof with the south line of
 71 Section 17, Township 44 South, Range 43 East; thence west,
 72 along the south line of said Section 17, to the southwest
 73 corner of Government Lot 4 of said Section 17; thence
 74 northerly, along the west line of Government Lots 4 and 3
 75 of said Section 17, to the northwest corner of said

76 Government Lot 3 of Section 17, Township 44 South, Range 43
 77 East; thence westerly, along the east and west quarter
 78 section line of said Section 17, it being also the center
 79 line of Lake Worth Drainage District Lateral Canal No. 9,
 80 to a point 1276.2 feet east of the center of said Section
 81 17; thence North 20° East (For this description, the said
 82 east and west quarter section line is assumed to bear east
 83 and west, and all other bearings used herein are relative
 84 thereto) a distance of 237.34 feet; thence North 35° 57'
 85 East 264.12 feet; thence North 16° 30' West 123.65 feet;
 86 thence North 5° 0' West 278.91 feet; thence North 22° 48'
 87 West 588.27 feet; thence North 3° 56' West 105.74 feet;
 88 thence North 0° 04' East 152.45 feet; thence North 7° 28'
 89 East 281.94 feet; thence North 6° 32' West 795.08 feet,
 90 more or less, to a point in the north line of Section 17,
 91 Township 44 South, Range 43 East; thence westerly a
 92 distance of 1188 feet, more or less, along the north line
 93 of said Section 17, it being also the center line of Lake
 94 Worth Drainage District Lateral Canal No. 8, to the
 95 intersection thereof with the center line of Florida Mango
 96 ~~Fla-Mango~~ Road, said center line being also the North-South
 97 quarter section line of Section 8, Township 44 South, Range
 98 43 East; thence northerly, along the said North-South
 99 quarter section line, to the intersection thereof with the
 100 center line of carambola Road, and the point of beginning."

101
 102 (2) The present corporate limits of the Town of Lake
 103 Clarke Shores, Palm Beach County, are extended and enlarged
 104 effective July 1, 2020, so as to include, in addition to the
 105 territory presently within its corporate limits, those portions
 106 of Edgewater Park and adjoining canals particularly described as
 107 follows:

108
 109 THAT PORTION OF THE PLAT OF EDGEWATER PARK AS RECORDED
 110 IN PLAT BOOK 25, PAGE 236, OF THE PUBLIC RECORDS OF
 111 PALM BEACH COUNTY, FLORIDA LYING EASTERLY OF FLORIDA
 112 MANGO ROAD TOGETHER WITH A PORTION OF THE L.W.D.D.
 113 CANAL NO. L-9, AND A PORTION OF THAT CERTAIN 75.00
 114 FOOT WIDE CANAL RIGHT-OF-WAY LYING EASTERLY OF AND
 115 ADJACENT TO SAID PLAT OF EDGEWATER PARK, BEING MORE
 116 PARTICULARLY DESCRIBED AS FOLLOWS.

117
 118 COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 17,
 119 TOWNSHIP 44 SOUTH, RANGE 43 EAST; THENCE N00°31'00"W
 120 (ALL BEARINGS HEREIN ARE RELATIVE TO THE BEARING BASE
 121 OF THE PLAT OF EDGEWATER PARK) ALONG THE NORTH/SOUTH
 122 QUARTER SECTION LINE OF SAID SECTION 17, ALSO BEING
 123 THE CENTERLINE OF FLORIDA MANGO ROAD (80.00 FEET
 124 WIDE); A DISTANCE OF 2705.55 FEET; THENCE LEAVING SAID
 125 CENTERLINE OF FLORIDA MANGO ROAD, DUE EAST, A DISTANCE

126 OF 40.00 FEET TO AN INTERSECTING POINT ON THE EASTERLY
127 RIGHT-OF-WAY LINE OF SAID FLORIDA MANGO ROAD AND THE
128 CENTERLINE OF SAID L.W.D.D. CANAL L-9, AND THE POINT
129 OF BEGINNING.

130
131 THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY LINE OF
132 FLORIDA MANGO ROAD, CONTINUING DUE EAST ALONG THE
133 CENTERLINE OF SAID L.W.D.D. L-9 CANAL, A DISTANCE OF
134 1236.20 FEET; THENCE LEAVING SAID CENTERLINE OF
135 L.W.D.D. L-9 CANAL N20°00'00"E, A DISTANCE OF 237.33
136 FEET; THENCE N35°57'05"E, A DISTANCE OF 264.12 FEET;
137 THENCE N16°29'54"W, A DISTANCE OF 123.65 FEET; THENCE
138 N04°59'54"W, A DISTANCE OF 278.90 FEET; THENCE
139 N22°47'39"W A DISTANCE OF 561.62 FEET TO A POINT ON
140 THE NORTH LINE OF GOVT. LOT 2 OF SAID SECTION 17;
141 THENCE N89°55'15"W ALONG THE NORTH LINE OF SAID GOVT.
142 LOT 2, A DISTANCE OF 603.65 FEET, THENCE S00°31'00"E
143 PARALLEL WITH THE NORTH/SOUTH QUARTER SECTION LINE OF
144 SAID SECTION 17 AND THE CENTERLINE OF SAID FLORIDA
145 MANGO ROAD, A DISTANCE OF 676.50 FEET; THENCE
146 N89°55'15"W PARALLEL WITH THE NORTH LINE OF SAID GOVT.
147 LOT 2, A DISTANCE OF 603.99 FEET TO A POINT ON THE
148 EASTERLY RIGHT-OF-WAY LINE OF SAID FLORIDA MANGO ROAD,
149 (80 FEET WIDE); THENCE S00°31'00"E ALONG SAID EASTERLY
150 RIGHT-OF-WAY LINE, A DISTANCE OF 676.21 FEET TO THE

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151 | POINT OF BEGINNING.
152 |
153 | SAID LANDS SITUATE IN PALM BEACH COUNTY, FLORIDA, AND
154 | CONTAINING 32.768 ACRES MORE OR LESS.
155 | Section 2. This act shall take effect July 1, 2020.