

Resolution 2003-483

1  
2 A RESOLUTION OF THE BROWARD COUNTY BOARD OF  
3 COUNTY COMMISSIONERS ELECTING TO TRANSFER THE  
4 LAUDERDALE ISLES WATER CONTROL DISTRICT, A  
5 DEPENDENT DISTRICT, TO THE JURISDICTION OF THE CITY  
6 OF FORT LAUDERDALE IN ACCORDANCE WITH THE  
7 PROVISIONS OF CHAPTER 78-482, LAWS OF FLORIDA;  
8 PROVIDING FOR A LIST OF ASSETS OF THE DISTRICT;  
9 PROVIDING FOR A LIST OF MONEYS THAT WILL CONTINUE  
10 TO BE HELD BY THE DISTRICT; PROVIDING THAT THE  
11 TRANSFER OF JURISDICTION SHALL NOT AFFECT THE LIEN  
12 OF ANY JUDGMENT OR THE PENDENCY OF ANY CAUSE OF  
13 ACTION; PROVIDING THAT NO INDEBTEDNESS OF THE  
14 DISTRICT SHALL BE PAID OR BECOME THE LIABILITY OF  
15 FUNDS OR MONEYS OF THE CITY OF FORT LAUDERDALE;  
16 AND PROVIDING FOR AN EFFECTIVE DATE.

17 WHEREAS, LAUDERDALE ISLES WATER (MANAGEMENT) CONTROL DISTRICT  
18 ("DISTRICT") was duly created in accordance with Chapter 61-1969, Laws of Florida, as  
19 amended, by the Broward County Board of County Commissioners by resolution adopted on  
20 November 17, 1970, and has performed its functions in providing for the maintenance of  
21 waterways within its boundaries; and

22 WHEREAS, Chapter 61-1969, was subsequently incorporated into the Broward County  
23 Code of Ordinances as Chapter 36, "Water Resources and Management" ("Chapter 36"); and

24 WHEREAS, the DISTRICT is a dependent special district pursuant to Section 189.403,  
Florida Statutes; and

WHEREAS, the DISTRICT has retained its separate Governing Board; and

WHEREAS, the boundaries of the DISTRICT have been annexed into the City of Fort  
Lauderdale by Chapter 2001-322, Laws of Florida; and

WHEREAS, pursuant to the applicable provisions of Chapter 78-482, Laws of Florida,  
the Broward County Board of County Commissioners wishes to transfer the District to the  
jurisdiction of the City of Fort Lauderdale; NOW, THEREFORE,

1 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD  
2 COUNTY, FLORIDA:

3 **Section 1.** The recitals set forth above are true and correct and are incorporated into  
4 this Resolution.

5 **Section 2.** That the Broward County Board of County Commissioners hereby  
6 transfers the DISTRICT, as depicted in Exhibit "A-1" and Exhibit "A-2" to the jurisdiction of the  
7 City of Fort Lauderdale pursuant to Chapter 78-482, Laws of Florida.

8 1. Exhibit "A-1" is the legal description of the DISTRICT.

9 2. Exhibit "A-2" is a map of the boundaries of the DISTRICT.

10 **Section 3.** Exhibit "B" is a certified copy of the resolution creating the Lauderdale  
11 Isles Water Management District.

12 **Section 4.** All assets, books, and records belonging to the DISTRICT, including but  
13 not limited to all personal and intangible property, and all rights and interests therein, belonging  
14 to the DISTRICT shall remain with the DISTRICT, as a dependent district of the City of Fort  
15 Lauderdale.

16 **Section 5.** Exhibit "C" contains a list of all moneys of the DISTRICT that will continue  
17 to be held in a DISTRICT fund for the operation of the DISTRICT.

18 **Section 6.** To the best knowledge and belief of the Governing Board, there are  
19 currently no outstanding contracts and agreements to which the DISTRICT is currently a party.

20 **Section 7.** This transfer of jurisdiction shall not affect the lien of any judgment entered  
21 pursuant to Chapter 36, Broward County Code of Ordinances or Chapter 78-482, Laws of  
22 Florida, nor the pendency of any action instituted pursuant to the above. To the best knowledge  
23 and belief of the Governing Board, there are currently no such liens or actions.  
24

1       **Section 8.** In no event shall any indebtedness of the DISTRICT be paid from or  
2 become the liability of funds or money of the City of Fort Lauderdale.

3       **Section 9.** That pursuant to this election, the Broward County Board of County  
4 Commissioners and the City of Fort Lauderdale are required to do all acts necessary in  
5 accordance with any applicable state laws and/or county ordinances to transfer the DISTRICT  
6 to the jurisdiction of the City of Fort Lauderdale.

7       **Section 10.** That this Resolution shall take effect upon consent by the City of Fort  
8 Lauderdale of the transfer as provided in Chapter 78-482, Laws of Florida.

9       ADOPTED this 1<sup>ST</sup> day of July, 2003. #5

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## EXHIBIT "A-1"

Commencing at the Northwest corner of Tract "A", Block 12, Lauderdale Isles No. 2 as recorded in Plat Book 37, Page 48 of the Public Records of Broward County, Florida.

Thence Easterly for a distance of 4,389.53 feet along the South right-of-way line of Riverland Road which is 35 feet South of and parallel to the North line of Section 19, Township 50 South, Range 42 East, to the Northeast corner of Lot 1, Block 1, Lauderdale Isles No. 2 as recorded in Plat Book 33, Page 20 of said county.

Thence Southerly along the East boundary of Block 1 extended across the North New River Canal to a point on the South bank of said canal.

Thence meandering Westerly along the South bank of said canal to a point being the Southerly extension of the Western boundary of Lot 22, Block 12 of Lauderdale Isles No. 2.

Thence Northerly across the canal and along the West boundary of Lot 22 to the Northwest corner of said lot.

Thence Easterly to the Southwest corner of Lot 23.

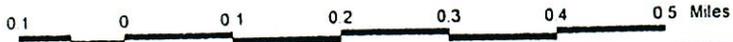
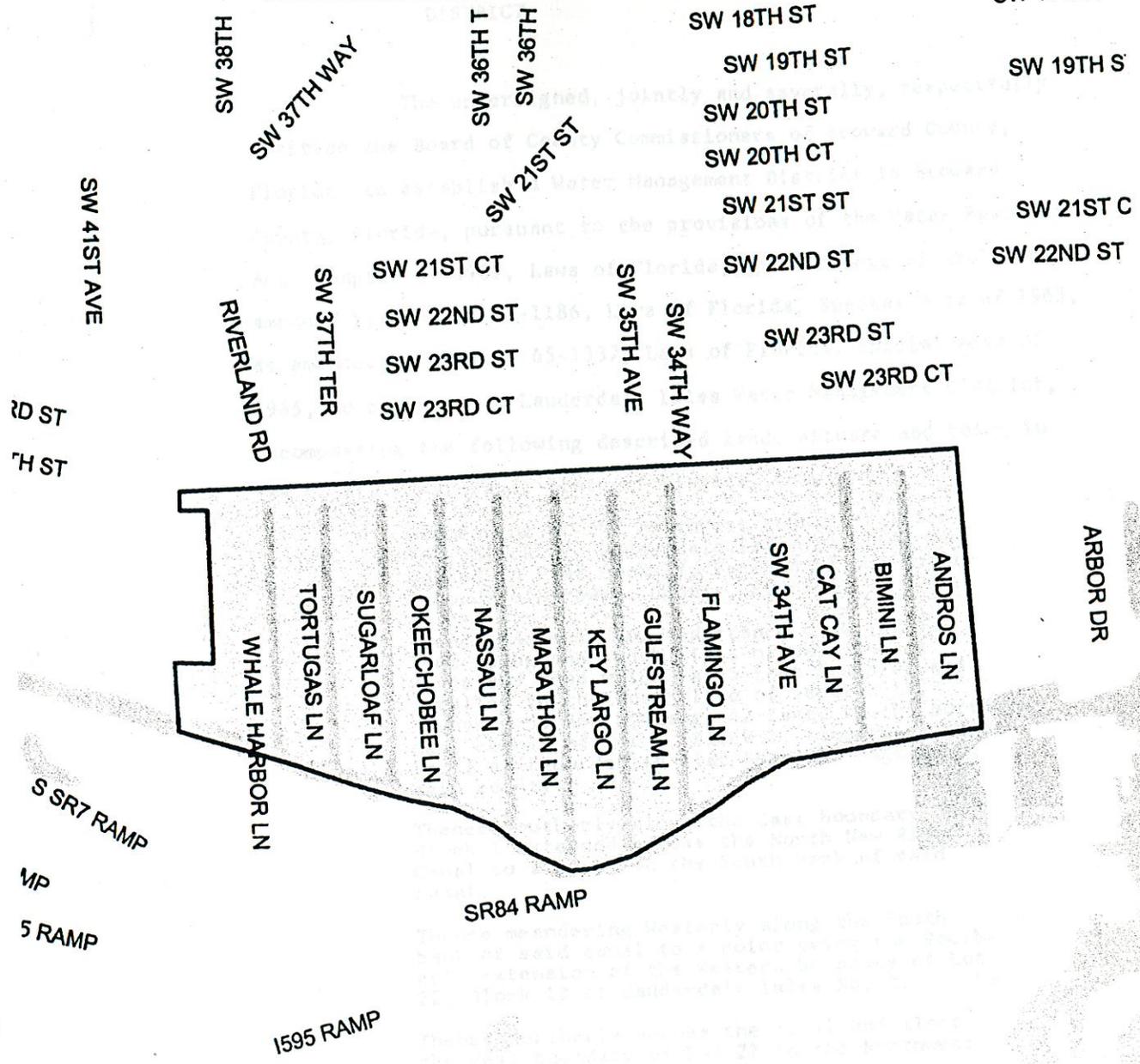
Thence Northerly to the Northwest corner of Lot 34.

Thence Westerly to the Southwest corner of Tract "A", Block 12.

Thence Northerly along the West boundary of said Tract "A" to the point of commencement.

# Exhibit "A-2"

## Broward County Lauderdale Isles Water Control District



Broward County Office  
of Environmental Services  
Water Management Division



May 02, 2003  
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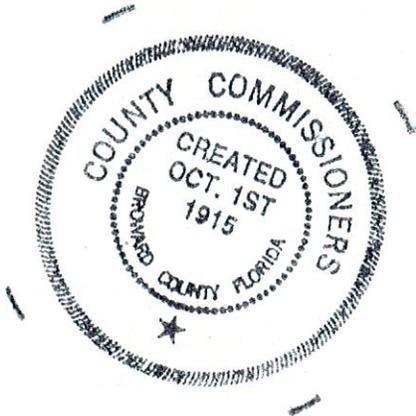
STATE OF FLORIDA )

) SS

COUNTY OF BROWARD )

I, ROGER J. DESJARLAIS, County Administrator, in and for Broward County, Florida, and Ex-Officio Clerk of the Board of County Commissioners of said County, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of Resolution 2003-483 as the same appears of record in the minutes of a said meeting of said Board of County Commissioners held on the 1<sup>st</sup> day of July, 2003.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 2<sup>nd</sup> day of July, 2003.



ROGER J. DESJARLAIS  
COUNTY ADMINISTRATOR

By Mary Anne Darby  
Deputy Clerk

(SEAL)