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ORDINANCE NO.#80-17

AN ORDINANCE CREATING, PURSUANT TO CHAPTER 36 OF THE BROWARD COUNTY CODE, A WATER CONTROL DISTRICT TO BE KNOWN AS COCOMAR WATER CONTROL DISTRICT; ESTABLISHING THE BOUNDARIES OF THE DISTRICT; PROVIDING FOR THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TO BE THE GOVERNING BODY AND PROVIDING FOR A DISTRICT ADVISORY BOARD; PROVIDING FOR THE POWERS OF THE GOVERNING BODY AND ADVISORY BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Platt)

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. CREATION AND BOUNDARIES

1.01 There is hereby created, pursuant to Chapter 36 of the Broward County Code, as amended, a Water Control District to be known as Cocomar Water Control District. The District shall be comprised of the area bounded as follows, said area being located within Broward County, Florida:

On the North by the south right-of-way line of the Hillsboro Canal; on the East by the west right-of-way line of the Florida Turnpike; on the South by the north right-of-way line of the C-14 Canal; on the West by the centerline of the right-of-way of Florida State Road #7.

Section 2. GOVERNING BODY AND ADVISORY BOARD

2.01 The governing body of the District shall be the Board of County Commissioners of Broward County, Florida. In order to assist the governing body, there shall be a District Advisory Board which shall consist of three (3) persons, including a chairman, who shall be so designated by the District Advisory Board.

2.02 Each member of the District Advisory Board shall reside or own property within the District. The Board of County Commissioners shall appoint each member of the District Advisory Board to terms of office of two (2) years. However, on initial appointments, one of the three (3) appointed members shall serve a term of one (1) year. The members of the District Advisory Board shall receive no compensation for their services in such capacities, except that they may be reimbursed for expenses incurred in the

1 performance of their duties. The Board of County Commissioners shall appoint  
2 such members as are necessary to fill expired terms of the Advisory Board  
3 when a vacancy occurs for any reason other than expiration of the term for  
4 an appointed member of the District Advisory Board. Such vacancy shall be  
5 filled for the remainder of the term by the Board of County Commissioners.  
6 This subsection shall apply notwithstanding any other provision of county  
7 ordinance.

8 Section 3. POWERS

9 3.01 The Board of County Commissioners of Broward County,  
10 Florida, shall have all powers and duties the governing body as set forth and  
11 provided for in Chapter 36 of the Broward County Code, as amended, includ-  
12 ing, but not limited to, the power to levy ad valorem taxes within said  
13 district upon approval by a vote of the electors within said district.

14 3.02 The District Advisory Board shall have all powers and duties  
15 as set forth and provided for in Chapter 36 of the Broward County Code, as  
16 amended.

17 Section 4. SEVERABILITY

18 4.01 If any section, sentence, clause or phrase of this Ordinance  
19 is held to be invalid or unconstitutional by any Court of competent jurisdiction,  
20 then said holding shall in no way affect the validity of the remaining portions  
21 of this Ordinance.

22 Section 5. INCLUSION IN CODE

23 5.01 It is the intention of the Board of County Commissioners that  
24 the provisions of this Ordinance shall become and be made a part of the  
25 Broward County Code; and that the sections of this Ordinance may be re-  
26 numbered or relettered and the word "ordinance" may be changed to "section,"  
27 "article," or such other appropriate word or phrase in order to accomplish  
28 such intentions.

29 Section 6. EFFECTIVE DATE

30 6.01 This Ordinance shall become effective as provided by law and  
31 subject to the City of Coconut Creek and the City of Margate having ordi-  
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1 nances in effect which approve the creation of the water control district  
2 established herein.

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4 ENACTED this 27th day of February, A.D. 1980.

5 FILED WITH DEPARTMENT OF STATE *March 6, 1980*

6 EFFECTIVE *March 12, 1980*

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