

ANALYSIS OF SPECIAL DISTRICT DISSOLUTION

- I. Classification of Special District as Dependent or Independent
 - A. Chapter 189 definitions
 - B. Classification by Department of Community Affairs
 - C. Classification on Tax Roll
- II. If Independent, Must Be Abolished in Same Way as Created, Under Chapter 189
- III. If Dependent, Dissolution of "Dependent District Created and Operating Pursuant to a Special Act May Only Be Effectuated by the Legislature"
- IV. Review of 1999 Legislative Charter Change as "Effectuation"
- V. All Require Referendum
- VI. Dual Referendum
 - A. Constitutional – Article V, Section 4: "function or power"
 - B. Charter - Section 6.04: "function, service, power or regulatory authority"