

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Committee on Community Affairs offered the following:

Amendment

On page 13, line 3, through
page 16, line 3,
remove from the bill: all of said lines

and insert in lieu thereof:

Section 5. Annual levy of maintenance taxes.--

(1) For the purpose of providing funds for
administering the affairs of the District generally and
maintaining, operating, preserving, and rendering efficient
the ditches, canals, drains, levees, pumping plants, and other
improvements heretofore constructed or hereby authorized to be
constructed and to repair and restore the same when needed and
for the purpose of defraying current expenses of the District
and maintaining and operating the water control works of the
District, the Board of Supervisors is authorized to levy a
maintenance tax and impose annually, prior to October 1 of
each year, upon the lands subject to tax within the boundaries
of the District, an amount determined by the Board to be

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1 necessary to properly administer, operate, and maintain the
2 District and its facilities and to provide funds for
3 improvements or additions to the facilities of the District as
4 deemed proper by the Board.

5 (2) The taxes shall be apportioned among the lands in
6 each of the three Units in the same ratio as the assessment
7 benefits per acre described by the Water Control Plan adopted
8 by the District. Said taxes necessary to meet the annual
9 budget needs of the District shall be apportioned as follows:

10 (a) The Board of Supervisors shall determine the
11 annual per acre tax rate to be levied upon the lands in Unit
12 No. 1.

13 (b) The annual per acre tax rate levied upon the lands
14 in Unit No. 2 shall be 38.46% of the annual per acre tax rate
15 levied on the lands in Unit No. 1.

16 (c) The annual per acre tax rate levied upon the lands
17 in Unit No. 3 shall be 23.08% of the annual per acre tax rate
18 levied upon the lands in Unit No. 1.

19 (3) It is hereby ascertained, determined, and declared
20 that all the lands in Unit No. 1 are and shall be equally
21 benefited, and all lands in Unit No. 2 are and shall be
22 equally benefited, and all lands in Unit No. 3 are and shall
23 be equally benefited from the construction and operation of
24 the works and public improvements constructed and to be
25 constructed by Clewiston Drainage District pursuant to the
26 provisions of the act, and that the works and public
27 improvements will confer benefits upon the lands within the
28 District as to each acre or fraction of an acre in an amount
29 at least equal to its proportionate share of the taxes
30 authorized to be levied by the Board of Supervisors pursuant
31 to the provisions of this act, and that the ratio of benefits

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1 conferred upon lands in each of the three (3) Units is in
2 proportion to the taxes and assessments authorized by this act
3 to be levied upon such lands.

4 Section 6. Additional powers of Board of
5 Supervisors.--In addition to the powers set forth herein and
6 as otherwise provided by law, the Board of Supervisors shall
7 also have the authority to assess impact fees for connections
8 to or use of District works, as determined by the Board, to
9 offset direct fiscal impact to the District resulting from
10 increased construction, operation, or maintenance cost to the
11 District.

12 Section 7. Supplemental powers of Board of
13 Supervisors.--

14 (1) In addition to the powers set forth herein and as
15 otherwise provided by law, the Board of Supervisors is also
16 authorized and empowered to enter into arrangements with other
17 drainage or water management districts for the pooling of
18 insurance coverage, purchase, rental, and use of equipment,
19 buildings, and facilities and for services of employees of the
20 District.

21 (2) The Board of Supervisors shall have the power to
22 employ a person to be designated General Manager of the
23 District and to vest in him or her such authority and to
24 delegate to him or her the performance of such duties and to
25 provide such compensation as may be determined by the Board of
26 Supervisors. The Board may require the General Manager to
27 furnish bond with good and sufficient surety in such amount as
28 the Board may by resolution determine.

29 Section 8. Preparation of tax lists.--

30 (1) A separate list of lands owned by railroad
31 companies, telephone, telegraph, and other public utility

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1 companies, shall be certified to the State Comptroller by the
2 secretary, one (1) copy of which shall remain on file in the
3 office of the District, and the assessments and taxes herein
4 levied against such lands shall be assessed and collected in
5 the same manner as taxes are levied and collected on such
6 lands for the county, and such moneys, when collected, shall
7 be remitted to the secretary and treasurer of the District.

8 (2) Taxes authorized under the act shall not be levied
9 against rights-of-way dedicated for public thoroughfares, nor
10 against public parks, nor against properties owned by the
11 Federal Government, the state, Hendry County, or the City of
12 Clewiston and used for public purposes, nor against parcels
13 upon which are located houses of worship or parsonages;
14 except, however, the lands owned by Hendry County Hospital
15 Authority and the lands occupied by the golf course and the
16 airport shall not be exempt from taxation under this
17 provision.

18 Section 9. That all other acts and proceedings of the
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