

26 (b) A fee may not be finally set by the Board of Directors
27 or approved by the Board of County Commissioners of Brevard
28 County during its annual budget review until after a public
29 hearing is held by the Board of County Commissioners. The Board
30 of County Commissioners must hold a special public hearing
31 within the boundaries of the District. At the public hearing,
32 all owners of property in the District shall have an opportunity
33 to be heard concerning the proposed fee.

34 (c) Notice of such public hearing for the 1990-1991 budget
35 year must be given in the manner prescribed in subsection (2) of
36 Section 16. Thereafter, notice must be given by publication in a
37 newspaper of general circulation in Brevard County at least 7
38 days before the date of the hearing. The stormwater management
39 user fee, when established, shall be deemed to be reasonable and
40 necessary to carry out the obligations, responsibilities, and
41 duties of the District. All of the proceeds of the fee are in
42 payment for the use of the District stormwater management
43 system. The fee must be established by resolution of the Board
44 of Directors and approved by a majority vote of the Board of
45 County Commissioners of Brevard County, with each County
46 Commissioner whose county commission residency area lies wholly
47 or partially within the District voting in the affirmative.

48 (d) The stormwater management user fee structure shall
49 have three land classifications: Residential, Agricultural, and
50 Commercial. The Board of Directors, in establishing the annual

51 fee, must use the Brevard County Land Use Code Index as the
 52 basis for land classification. The annual stormwater management
 53 user fee shall be levied on the parcels, as the Brevard County
 54 Land Use Code Index has them designated, for that respective
 55 budget year.

56 ~~For the 1990-1991 budget year, the residential fee may not~~
 57 ~~exceed \$10 per acre or portion thereof, the agricultural fee may~~
 58 ~~not exceed \$3.50 per acre or portion thereof, and the commercial~~
 59 ~~fee may not exceed \$21 per acre or portion thereof.~~

60 ~~Thereafter,~~ The stormwater management fee for residential
 61 parcels, agricultural parcels, or commercial parcels may not be
 62 more than 10 percent above the fee for the preceding year.
 63 However, the maximum fee per acre or portion thereof for
 64 residential parcels may not exceed \$50 ~~\$25~~, the maximum fee per
 65 acre or portion thereof for agricultural parcels may not exceed
 66 \$17 ~~\$8.50~~, and the maximum fee per acre or portion thereof for
 67 commercial parcels may exceed \$105 ~~\$52.50~~.

68 Section 2. This act shall take effect July 1, 2024.