**Business Impact Estimate**

Proposed ordinance’s title/reference:

**ORDINANCE NO. 2023-07**

**AN ORDINANCE OF THE TOWN OF ZOLFO SPRINGS, FLORIDA PROVIDING FOR AMENDMENT OF THE PROCEDURE FOR VACATING RIGHTS-OF-WAY AND EASEMENTS; PROVIDING FOR CHANGING NAME OF COUNCIL TO COMMISSION, PROVIDING FOR DEPOSIT FOR TOWN COSTS; PROVIDING FOR MODIFICATION OF VACATING PROCEDURE TO REQUIRE PETITIONER TO PROVIDE CERTAIN INFORMATION FOR PUBLIC REVIEW, AND ELIMINATING SOME REDUNDANT AND UNNECESSARY NOTICE STEPS AND UNNECESSARILY EXTENDED NOTICE PERIODS, BUT REPLACING WITH NOTICE SIGNS AT BOTH ENDS OF THE VACATED RIGHT OF WAY; PROVIDING FOR TOWN TO OBTAIN RELEASES FROM UTILITIES AT PETITIONER’S COST; PROVIDING FOR SEVERABILITY OF PROVISIONS; PROVIDING FOR CONFLICTS AND PROVIDING AN EFFECTIVE DATE.**

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the Town is of the view that a business impact estimate is not required by state law[[1]](#footnote-1) for the proposed ordinance, but the Town is, nevertheless, providing this Business Impact Estimate as a courtesy and to avoid any procedural issues that could impact the enactment of the proposed ordinance. This Business Impact Estimate may be revised following its initial posting.

☐ The proposed ordinance is required for compliance with Federal or State law or regulation;

[ ]  The proposed ordinance relates to the issuance or refinancing of debt;

[ ]  The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;

[ ]  The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;

[ ]  The proposed ordinance is an emergency ordinance;

[ ]  The ordinance relates to procurement; or

[x]  The proposed ordinance is enacted to implement the following:

a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;

b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;

c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or

d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

In accordance with the provisions of controlling law, even notwithstanding the fact that an exemption noted above may apply, the Town hereby publishes the following information:

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals and welfare): The ordinance will clarify and streamline the process of vacating right of ways. It will make it easier for the public to navigate the process.

2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the Town, including the following, if any:

(a) An estimate of direct compliance costs that businesses may reasonably incur;

(b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible; and

(c) An estimate of the Town’s regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

There are no direct economic impacts for businesses of any type unless the business is requesting to vacate a right of way. This ordinance only impacts individuals, groups or businesses requesting a vacation of a right of way.

3. Good faith estimate of the number of businesses likely to be impacted by the proposed ordinance:

1 or 2 businesses per year may request to vacate a right of way.

4. Additional information the governing body deems useful (if any): Parties requesting a vacation of right of way are only charged for the actual cost. There is no administration fee.

1. See Section 166.041(4)(c), Florida Statutes. [↑](#footnote-ref-1)