

# Town of Southwest Ranches Business Impact Estimate Form



*This Business Impact Estimate Form is provided in accordance with **Section 166.041(4), Florida Statutes** and must be included in the agenda item backup for each proposed ordinance on first reading. A Business Impact Estimate Form must be prepared and posted on the Town's website for each ordinance by the date that the notice of the proposed ordinance is published, regardless of whether the ordinance is exempted under Section A below. This Business Impact Estimate Form may be revised following its initial posting.*

Title of proposed ordinance:

AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, CLARIFYING ORDINANCE NO. 2024-002 BY AMENDING SECTION 085-070 OF THE TOWN OF SOUTHWEST RANCHES UNIFIED LAND DEVELOPMENT CODE OF ORDINANCES PERTAINING TO THE REMOVAL OF ILLEGAL FILL; PROVIDING FOR PENALTIES; PROVIDING FOR INCLUSION IN THE TOWN'S CODE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND, PROVIDING FOR AN EFFECTIVE DATE.

The provisions contained in this Section A constitute exemptions as provided in Section 166.041(4)(c). If one or more boxes are checked in Section A below, a business impact estimate is not required by state law for the proposed ordinance.

## **Section A**

- 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 Town;
  - The proposed ordinance is an emergency ordinance;
  - The proposed ordinance relates to procurement; or
- The proposed ordinance is enacted to implement the following:
- Development orders and development permits, as defined in s. 163.3164, and development agreements, as authorized by the Florida Local Government Development Agreement Act under ss. 163.3220-163.3243;
  - Comprehensive plan amendments and land development regulation amendments initiated by an application by a private party other than the Town;
  - Sections 190.005 and 190.046;
  - Section 553.73, Florida Statutes, relating to the Florida Building Code; or
  - Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

If an exemption in Section A is applicable, then only Section A needs to be completed. If there is no exemption in Section A, Section B must be completed.

**Section B** This section with the business impact estimate must be completed if the proposed ordinance does not meet any of the exemptions in Section A.

1. A summary of the proposed ordinance which must include a statement of the public purpose (e.g., public health, safety, morals and welfare).

Unpermitted fill of properties destroys wetlands, and changes the topography of properties deleteriously impacting neighboring properties and the Town's drainage system.

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

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

Direct economic impact cannot be determined as the cost to remove fill only applies to violators of the Town's fill permit requirement. Further, the cost to remove fill will depend primarily on how much material was brought on site which cannot be determined in advance.

(b) Any new charge or fee on businesses subject to the proposed ordinance, or for which businesses will be financially responsible; and

Property owners/businesses will be responsible for the costs to remove the fill

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

Also nearly impossible to estimate as regulatory costs only into play when violations occur. Costs would include oversight by Code, Engineering, and Administration.

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

All property owners who violate teh provisions of the fill permit ordinance.

4. Additional information/methodology for preparation, if any: