

Business Impact Estimate

ORDINANCE 2023-41

AN ORDINANCE OF THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE COUNTY OF VOLUSIA; AMENDING CHAPTER 20, ARTICLE IV, "CONDUCT"; AMENDING SECTION 20-121, AMENDING THE BOUNDARIES OF THE VESSEL EXCLUSION ZONE PARALLEL TO THE COAST; PROVIDING FOR CONFLICTING ORDINANCES; AUTHORIZING INCLUSION IN CODE; 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 Volusia County is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance, but the County 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
- ☐ 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.

¹ See Section 125.66(3)(a), Florida Statutes.

In accordance with the provisions of controlling law, even notwithstanding the fact that an exemption noted above may apply, the County 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 proposed ordinance reduces the vessel exclusion zone parallel to the coast from 1500 feet to 750 feet for both motorized boats and personal watercraft. In reducing the vessel exclusion zone, it opens up a new area to commercial fishing, thus promoting the general economic welfare of the people of Volusia County.

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

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

There is expected to be no direct compliance costs for businesses.

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

There will be no new charges or fees imposed by the proposed ordinance.

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

There will be no estimated regulatory costs, as Volusia County Beach Patrol currently monitors the existing 1500 foot vessel exclusion zone, and a reduction of the zone will not require additional monitoring or resources.

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

The estimated businesses that may be impacted as of the date of this ordinance is 431.

4. Additional information the governing body deems useful (if any):

The Director of Beach Safety contacted the FWC, who attested that there were 74 Charter Captain license holders; 225 Individual Saltwater Product license holders; 180 Vessel Saltwater Product license holders; and 24 Crew Saltwater Product license holders for a total of 431 potential businesses impacted.