



Business Impact Estimate

This form should be included in the agenda packet for the item under which the proposed ordinance is to be considered and must be posted on the County's website by the time notice of the proposed ordinance is published.

Proposed Ordinance Number and Short Title:

ORDINANCE 2025-29

AN ORDINANCE OF THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE COUNTY OF VOLUSIA RELATING TO VEHICULAR ACCESS FEES FOR THE BEACH AND OFF-BEACH PARKING FEES ON COUNTY-OWNED OR OPERATED PROPERTY; AMENDING CHAPTER 20, ARTICLE IV, DIVISION 2 – PARKING; AMENDING CHAPTER 20, ARTICLE VI, DIVISION 3 – VEHICULAR ACCESS FEES; AMENDING SECTION 20-188, FINES AND PENALTIES FOR VIOLATION OF SECTION 20-187; AMENDING SECTION 20-203, DIVISION 3, VEHICULAR BEACH ACCESS FEES; AMENDING SECTION 20-205, USE OF FEES; AMENDING SECTION 20-206, ENFORCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AUTHORIZING INCLUSION IN CODE; AND PROVIDING AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 125.66(3), Florida Statutes. If one or more boxes are checked below, this means the 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 county government;
- ☐ The proposed ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or

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

- The proposed ordinance is enacted to implement the following:
 - a. Development orders and development permits, as those terms are defined in s. 163.3164, and, development agreements, as authorized by the Florida Local Government Development Agreement Act under ss. 163.3220-163.3243;
 - b. Comprehensive Plan amendments and land development regulation amendments initiated by an application by a private party other than the county;
 - c. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
 - d. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
 - e. 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 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 County Council heard the required presentation regarding the current fiscal state of the on beach and off beach access fees and revenues on November 4, 2025.

The ordinance makes the following changes to the Beach Code based on Council's direction.

- 1) Makes permanent the no additional charge to bonafide residents and property owners by amending Section 20-203 of the Beach Code.
- 2) Allows for a one-time waiver of penalties if a resident registers their vehicles within 30 days of receiving a citation for parking without paying the fee by amending Section 20-188 of the Beach Code.
- 3) Explicitly authorizes payment plans for the collection of unpaid fees and unpaid penalties by amending sections 20-188 and 20-206.
- 4) Continue to accept cash payments at hybrid ramps. This does not require an ordinance change and is direction from Council to continue the County's current policies.
- 5) Allows for two automatic annual renewals after registration or re-registration (3 years total). After the third year, the annual resident pass owner must register or re-register the vehicle and provide the required information. If the vehicle changes license plate number, then the vehicle must be registered or re-registered. These changes are accomplished by amendments to Section 20-203 of the Beach Code.

In addition to those directions, the following minor clean-up items are also in the ordinance.

- a. Matches the annual pass fee charged to low-speed vehicles to the \$150 non-resident annual pass. See Section 20-203.
- b. Changes section 20-205 of the beach code from "season pass" to "annual pass" to be consistent with the remainder of the division.
- c. Clarifies that the existing \$4 set-aside for beach capital improvements in section 20-205 applies only to the collection of daily beach access fess and nonresident annual access fees.
- d. Clarifies that the penalty amount is in addition to the fees due.

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;
- (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 County's regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

Low-speed vehicles, golf carts or motorcycles powered by a motor with a displacement of 50 cubic centimeters or less that are offered for hire are now required to pay an annual pass a charge of \$150 (up from \$100).

Otherwise, there are no additional fees or charges imposed on businesses.

The County's regulatory costs in continuing enforcement of the pilot program remains unchanged.

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

The ordinance is a user fee, and connected with the seasonal activity of the beach. Businesses that wish to use the services would be required to pay the fee. Non-residents would continue to pay the required fee for beach access and for off-beach parking. Residents, including residents who own businesses in Volusia County, would continue to enjoy the benefits of the pilot program and no additional charge is due for those vehicles owned by residents that are registered with the County. Impact is reduced for those residents who register their vehicles as an annual pass as the County will now automatically renew those registrations two times.

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

[You may wish to include in this section the methodology or data used to prepare the Business Impact Estimate. For example: County staff solicited comments from businesses in the County as to the potential impact of the proposed ordinance by contacting the chamber of commerce, social media posting, direct mail or direct email, posting on County website, public workshop, etc. You may also wish to include efforts made to reduce the potential fiscal impact on businesses. You may also wish to state here that the proposed ordinance is a generally applicable ordinance that applies to all persons similarly situated (individuals as well as businesses) and, therefore, the proposed ordinance does not affect only businesses).

The purpose of this ordinance is to continue the pilot program for Volusia County residents to access the beach and to park on off-beach parking areas at no additional charge.