



# **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's Ordinance Number and Short Title:

## **ORDINANCE 2025-04**

**AN ORDINANCE OF THE COUNTY COUNCIL OF VOLUSIA COUNTY ADOPTING THE FISCAL YEAR 2024-25 THROUGH 2028-29 FIVE YEAR CAPITAL IMPROVEMENT ANNUAL UPDATE; PROVIDING FOR LEGISLATIVE FINDINGS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EXCLUSION FROM CODIFICATION; AND PROVIDING FOR 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 law<sup>1</sup> 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
- ☐ 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;

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<sup>1</sup> See Section 125.66(3)(c), Florida Statutes.

- 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):

Section 163.3177(3), Florida Statutes requires the County to annually review and approve a five-year Schedule of Capital Improvements for concurrency-monitored public facilities to ensure that the Level of Service (LOS) is sufficient. The schedule is used to analyze the timing, location, and funding of capital projects needed to achieve and maintain the Comprehensive Plan's adopted LOS standards. The information in the schedule is drawn from the most recent council-approved five-year Capital Improvement Plan and does not change anything in the adopted budget.

The ordinance serves the public health safety and welfare by ensuring that infrastructure necessary to meet the County's adopted level of service are scheduled within the next 5 years to accommodate the projected growth.

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.

This ordinance is required by Florida Statute. This ordinance has no effect on private, for-profit business as they are government projects that are committed with public funds or are projects where a development has already committed to construct.

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

No business should be directly affected by the proposed ordinance. The ordinance ensures that infrastructure necessary to meet the required level of service is planned and scheduled for the next 5 years.

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].*

This ordinance is a requirement of section 163.3177(3). The ordinance would be excluded from the requirement of posting a business impact estimate as it is a requirement of state law. However, this business impact estimate is provided as a courtesy.