



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 2025-12

AN ORDINANCE OF THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE COUNTY OF VOLUSIA, BY AMENDING CHAPTER 106, ARTICLE II – COLLECTION AND DISPOSAL FROM NONRESIDENTIAL PREMISES, DIVISION 1 – GENERALLY; BY AMENDING SECTION 106-31 “DEFINITIONS”; BY AMENDING SECTION 106-38 “EXEMPTIONS”; BY AMENDING SECTION 106-41 “PROHIBITED ACTS”; BY AMENDING DIVISION 2 -PRIVATE COLLECTION SERVICES; BY AMENDING SECTION 106-62 “ESTABLISHMENT OF RATES”; BY AMENDING SECTION 106-64 “TRANSPORATION LICENSE”; BY AMENDING ARTICLE IV “DISPOSAL OF WASTE AND USED TIRES”; BY AMENDING SECTION 106-161 “DEFINITONS”; BY AMENDING SECTION 106-163 “TRANSPORTER’S LICENSE; OPERATION STANDARDS”; BY AMENDING SECTION 106-164 “RECORDS”; BY AMENDING SECTION 106-165 “PROHIBITED ACTS, ENFORCEMENT” OF THE CODE OF ORDINANCES OF THE COUNTY OF VOLUSIA; REMOVING REQUIREMENTS FOR TRANSPORTATION LICENSES FOR TRANSPORTERS OF SOLID WASTE AND CORRESPONDING TERMS FOR SAME; PROVIDING FOR CONTINUED REGULATION OF TRANSPORTING SOLID WASTE LOADS; 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;

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

- ☐ 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. 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 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 ordinance eliminates the requirement that persons transporting solid waste within the unincorporated area pay for and acquire a "transportation license." It also includes rules requiring transporters of solid waste to follow state statutes (§ 316.520, Florida Statutes) in using appropriate vehicles and precautions to prevent spillage, leaking, or scattering of solid waste from trucks operating within the unincorporated areas of Volusia. The ordinance requires such transporters to clean up any spilled, leaked, or dropped waste and carry tools onboard transportation vehicles for such purposes.

The purpose of the ordinance is to reduce regulatory costs to transporters of solid waste within the unincorporated area of the County of Volusia and thus should have no impact upon local solid waste transporters other than to reduce their regulatory costs. The ordinance reiterates statutory requirements for the transport of cargo and loads within the unincorporated areas of Volusia County and should impose minimal, if any, additional costs upon solid waste transporters since these requirements already exist per statute.

The revision to the ordinance should increase efficiency by eliminating a regulatory burden (*i.e.*, acquiring and maintaining the transportation licenses) for local businesses transporting solid waste.

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.

2.(a) Businesses should not incur any additional compliance costs, because the ordinance merely reiterates statutory rules for the transport of cargo as such pertains to solid waste while removing the requirement that solid waste transporters acquire and pay for a transportation licenses. The ordinance would require transporters of solid waste to bear the cost for any cleanup or spillage of solid waste, including the onboard carrying of appropriate shovels, tools, or rakes for such cleanup.

(b) No new charges and fees will be imposed by the proposed ordinances. The ordinance eliminates the existing solid waste transportation license fee.

(c) The county should experience reduced regulatory costs, because the County will no longer have to administer the transportation license fee program. Nominal revenue to the county will be lost as a result of the eliminated solid waste transportation license fee.

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

There are approximately 886 entities that are sent application forms for solid waste transportation licenses each year. These entities would be positively impacted by no longer being required to apply and pay for a solid waste transportation license. Such businesses will remain subject to existing statutory and local regulations for the transport of solid waste. Such businesses will also be required to cleanup any spillage or leakage of solid waste and carry appropriate tools to do so onboard their transporting vehicles.

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

County staff expects that the changes made by this business will be welcomed to the extent that solid waste transporters will no longer have to apply and pay for a solid waste transportation license if the ordinance is adopted. Any additional compliance measures added by the ordinance are based upon current statutory requirements for the securing and carrying of cargo and loads.