



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 2025-06

AN ORDINANCE OF THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, RELATING TO THE LAND DEVELOPMENT CODE OF VOLUSIA COUNTY; AMENDING CHAPTER 72, ARTICLE III DIVISION 8, SECTION 72-778 STORMWATER MANAGEMENT PERMIT; AMENDING CHAPTER 72, ARTICLE III, DIVISION 8, SECTION 72-779 PERFORMANCE, REVIEW, AND DESIGN STANDARDS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; 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 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
- ☐ 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;

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

- 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 proposed ordinance will amend portions of Chapter 72, Article II, Division 8, Stormwater Management sections 72-778 and 72-779 regarding Stormwater Management Permit Review and Stormwater performance, review and design standards to promote public health, safety, and welfare of the citizens 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 flexibility in the types of stormwater management systems implemented to meet performance-based design criteria and what type is used may impact additional costs incurred, both initially and during long-term maintenance. Site specific conditions such as topography, soil type, basin type and impervious area will also impact the design standards for the stormwater management system and thereby the cost. Increased fill requirements and/or size of the stormwater system could also increase the cost to comply with Seasonal High Ground Water Table Elevations and there also could be additional compliance cost associated with additional soil borings and inspections of the stormwater systems relating to flood protection, attenuation, design storm recovery and/or special basin criteria.

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

There may be fees associated with verification and approval by the St. Johns River Water Management District (SJRWMD). There are no additional new charges or fees contemplated.

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

There may be minimal additional costs associated with the stormwater amendments for staff time coordinating the basin studies with project engineers if basin studies have not been conducted previously. There may be minor staff costs for communicating with property owners and/or contractors/developers.

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

There are a total of 5,609 contractors doing business within Volusia County based on permits pulled, any of which could potentially be impacted, as well as any local, regional or national developer or property owner who seeks to develop a subdivision on land within the County, both unincorporated and incorporated.

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 County solicited comments from VCARD. The ordinance was presented and discussed at the Planning and Land Development Regulation Commission (PLDRC) with plenty of opportunity for public input.