

# Business Impact Estimate

Proposed ordinance's title/reference:

**ORDINANCE NO. 2024 – 04**

**AN ORDINANCE OF THE CITY COMMISSION OF DELAND, FLORIDA AMENDING SECTION 21-3 “LYING ON PUBLIC SIDEWALKS, STREETS, ALLEYWAYS AND BENCHES” OF THE CODE OF ORDINANCES OF THE CITY OF DELAND BY REPEALING THE EXHISTING PROHIBITIONS AND PROVIDING FOR A PROHIBITION AGAINST LYING ON OR IN ANY PUBLIC SIDEWALK, STREET, ALLEY OR OTHER PUBLIC RIGHTS-OF-WAY OR ON PUBLIC BENCHES OR STRUCTURES LOCATED THEREIN; PROVIDING FOR PENALTIES FOR VIOLATION; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY AND 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 the City is of the view that a business impact estimate is not required by state law<sup>1</sup> for the proposed ordinance, but the City 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

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<sup>1</sup> See Section 166.041(4)(c), Florida Statutes.

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 City 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 prohibits lying down or sitting in such a way as to block public sidewalks, streets, and alleys.**

2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City, 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 on businesses imposed by the proposed ordinance.**

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

**The regulatory cost is estimated to be 0.**

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

**The estimated number of businesses that may be impacted by the proposed ordinance is 0.**

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

**N/A**