

Hardee County Business Impact Estimate

This form should be included in the agenda packet for the item under which the proposed ordinance is to be considered.

Chapter 6: Offenses and Nuisances

This Business Impact Estimate is provided in accordance with section 125.66(3), Florida Statutes.

Question 1. Does the proposed ordinance meet one or more of the exceptions listed below? If so, then please check the applicable exception below and move to Question 2. 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 section 125.66(3), Florida Statutes, for the proposed ordinance. If there is no applicable exception, proceed with completing the business impact estimate at Question 3.

- 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
 - d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

Question 2. Based on the exception you selected above and in accordance with the provisions of the controlling law, please provide an explanation below of why the ordinance meets the exception(s).

n/a

Question 3. If there is no applicable exception, then this business impact estimate must be posted on the County’s website by no later than the date the notice of the proposed ordinance enactment is published. This Business Impact Estimate may be revised following its initial posting. Proceed with completing the below Business Impact Estimate. In accordance, the County hereby publishes the following information:

A. Summary of the proposed ordinance (must include a statement of the public purpose to be served by the proposed ordinance, such as serving the public health, safety, morals and welfare of the County):

A Renaming of Chapter 6 of the Hardee County Code of Ordinances from “County Property” to “Offenses and Nuisances” to provide for Public Nuisances, including excessive noise, nuisance abatement, property and lot maintenance standards, unsafe building determination; adopting misdemeanors, requirements for overnight camping, and providing for enforcement, imposition of penalties and administrative fines.

The Board has determined that the adoption of the new Chapter is in the best interest of the County by providing easily ascertainable regulations and requirements concerning nuisances and offenses, and that said Chapter will serve to protect the health, safety and welfare of the public by prescribing said standards and regulations, as well as abatement of nuisances within the County.

B. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the County, including the following, if any:

(1) An estimate of direct compliance costs that businesses may reasonably incur if the ordinance is enacted;

It should be noted that most violations grant the property owner the opportunity to come into compliance before any fees/costs are assessed. If fees/costs compliance fees are charged, the amounts will be directly related to the amount and severity of violations.

(2) Identification of any new charge or fee on businesses subject to the proposed ordinance, or for which businesses will be financially responsible; and

Fees will only be assessed upon properties found to be in noncompliance, and will be based upon adopted fees.

(3) An estimate of the County's regulatory costs, including an estimate of revenues from any new charges or fees that will be imposed on businesses to cover such costs.

Regulatory costs will be directly associated with the operational and administrative costs of the Code Enforcement Department in order to offset costs to the County, revenues are not anticipated.

(4) Any other direct economic impacts of the proposed ordinance on private, for-profit businesses in the County that are not covered by (1), (2), or (3):

No other identified economic impacts.

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

Number of impacted businesses is dependent on the number of businesses found to be out of compliance with County regulations, and will vary greatly.

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

The proposed ordinance is a generally applicable ordinance that applies to all persons and properties found to be out of compliance with County requirements and regulations (individuals as well as businesses). Thus, the proposed ordinance will not affect only businesses.