



BUSINESS IMPACT ESTIMATE¹

Date:

I. Proposed Ordinance Title/Reference:

AN ORDINANCE AMENDING CHAPTER 10, ARTICLE III (FENCE CODE), SECTION 10-54 (PERMIT REQUIRED PRIOR TO CONSTRUCTION), OF THE HERNANDO COUNTY CODE; PROVIDING FOR FENCE AND WALL HEIGHT THRESHOLD BEYOND WHICH A PERMIT IS REQUIRED PRIOR TO CONSTRUCTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

II. The Proposed Ordinance does does not fall under one of the following enumerated exceptions:²

- The proposed ordinance relates to the issuance or refinancing of debt;
- The proposed ordinance is required for compliance with Federal or State law or regulation;
- 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. 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.

III. Summary of Proposed Ordinance and Statement of Public Purpose to be Served:

The current code provides that a permit is required prior to constructing any fence or wall. The amendment will change the code to provide that a permit is required prior to constructing a fence or wall that meets or exceeds 7 feet in height.

¹ Business impact statement must be posted on the county's website no later than the date that the legal advertisement of the hearing to consider the proposed ordinance is published.

² Fla. Stat. § 125.66(3)(c) (2023).

IV. Estimate of Direct Economic Impact on Private/For Profit Businesses:

a. Estimate of Direct Business Compliance Costs:

The Ordinance establishes a permitting fee for any fencing or wall over 7'. Therefore, any business that installs fencing and walls over this height could anticipate an increase of \$ 63.84 per installation.

b. New Charges/Fees on Businesses Impacted:

Any fence under 7' would be permitted by right and would not require a fence permit.

c. Estimate of Regulatory Costs:

None. Use proposed does not impose any regulatory cost.

V. Good Faith Estimate of Number of Businesses Likely Impacted:

The number of businesses in Hernando County that would potentially be impacted by the proposed requirements cannot be determined, as the number of business is unknown."

VI. Any Additional Information:

VII. No Admission or Waiver: Please be advised that by promulgating this Business Impact Estimate, Hernando County admits neither that Fla. Stat. § 125.66(3) requires the preparation of a business impact estimate for the proposed ordinance, nor that the proposed ordinance, if enacted, can be challenged pursuant to Fla. Stat. § 125.675.