



BUSINESS IMPACT ESTIMATE¹

Meeting Date: March 12, 2024

Proposed Ordinance Title/Reference

Ordinance Amending Section 2-121, Appeals of Code Enforcement Orders

Summary of Proposed Ordinance and Statement of Public Purpose to be Served

Section 2-121(c) of the Village Code indicates that the Village Clerk may prepare the appellate record for appeals of code enforcement orders to the Circuit Court. The Florida Rules of Appellate Procedure provide directions as to who is responsible for the preparation of the appellate record depending on the type of appeal involved.

Since the Village Code cannot circumvent or otherwise supersede the Florida Rules of Appellate Procedure which are established by the Florida Supreme Court, this proposed code amendment is presented to make it clear that the appellate record for any code appeal would be governed by the Appellate Rules.

Estimate of Direct Economic Impact on Private/For Profit Businesses

a. Estimate of Direct Business Compliance Costs:

A clarification to confirm that these types of appeals are governed by the Florida Rules of Appellate Procedure is not intended to impact any business in the Village.

b. New Charges/Fees on Businesses Impacted:

A clarification to confirm that these types of appeals are governed by the Florida Rules of Appellate Procedure is not intended to impact any charges/fees on businesses in the Village.

c. Estimate of Regulatory Costs:

A clarification to confirm that these types of appeals are governed by the Florida Rules of Appellate Procedure is not intended to impact any regulatory costs.

Good Faith Estimate of Number of Businesses Likely Impacted:

None, as the proposed ordinance is generally applicable and, therefore, does not affect only businesses

Any Additional Information:

N/A

¹ Business Impact Estimate does not apply to the following:

1. Ordinances required for compliance with federal or state law or regulation;
2. Ordinances related to the issuance or refinancing of debt;
3. Ordinances relating to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
4. Ordinances required to implement a contract/agreement;
5. Emergency ordinances;
6. Ordinances relating to procurement;
7. Ordinances enacted to implement the following:
 - a. Part II of Chapter 163, F.S.;
 - b. Sec. 190.005, F.S. and Sec. 190.046, F.S.;
 - c. Sec. 553.73, F.S. (Fla. Building Code);
 - d. Sec. 633.202, F.S. (Fla. Fire Prevention Code).