



Business Impact Estimate

This form should be included in the "set for public hearing" agenda item for ordinances, and must be posted on the County's website by the time notice of the proposed ordinance is published.

Ordinance title/reference:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE TREE PRESERVATION TRUST FUND AND THE REORGANIZATION OF THE PUBLIC WORKS AND ENVIRONMENTAL SERVICES DEPARTMENT ("PWESD") AND THE HOUSING AND URBAN PLANNING DIVISION ("HUPD"); AMENDING CHAPTERS 1, 5, 8½, 9½, 14, 21, 27, 34, AND 39 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") TO REFLECT THE ORGANIZATIONAL CHANGES MADE TO THE PWESD AND TO THE HUPD; AMENDING SECTION 27-413 OF THE CODE TO REVISE PROVISIONS RELATED TO TRUST EXPENDITURES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

If any of the following exceptions to the Business Impact Estimate requirement apply, check the applicable box and leave the remainder of the form blank.

- ☐ The ordinance is required for compliance with federal or state law or regulation;
- ☐ The ordinance relates to the issuance or refinancing of debt;
- ☐ The ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The 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;
- ☐ The ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☐ The ordinance is enacted to implement the following:
 - a. Development orders and development permits, as defined in Section 163.3164, and development agreements authorized under the Florida Local Government Development Agreement Act;
 - b. Comprehensive plan amendments and land development regulation amendments initiated by application by a non-municipal private party;
 - c. Sections 190.005 and 190.046, regarding community development districts;
 - d. Section 553.73, relating to the Florida Building Code; or
 - e. Section 633.202, relating to the Florida Fire Prevention Code.

1. Summary of the proposed ordinance (must include statement of the public purpose, such as serving the public health, safety, morals, and welfare):

The proposed Ordinance amends Chapters 1, 5, 8½, 9½, 14, 21, 27, 34, and 39 of the Broward County Code of Ordinances (“Code”) to reflect the organizational changes made to the Public Works and Environmental Services Department (f/k/a, the Resilient Environment Department and the Public Works Department) (“PWESD”) and to the Housing and Urban Planning Division (f/k/a, the Urban Planning Division and the Housing Finance Division).

The Broward County Tree Preservation Trust Fund has been created in the general trust fund of Broward County for the purpose of accepting and disbursing the contributions made to the Board as part of tree removal licenses and any other monies deposited with PWESD (f/k/a, RED) for tree preservation purposes. This fund is required to be used to enhance tree canopy coverage in Broward County.

The proposed Ordinance amends Section 27-413 to allow trust expenditures of the Tree Preservation Trust Fund for PWESD projects, including, but not limited to, NatureScape Broward projects, giveaways, and educational programs that provide native plants (to include trees, shrubs, grasses, ground covers, pollinator host, and support plants) on private and public lands and that are approved by the PWESD Director. In the accompanying proposed Administrative Code Resolution (“Resolution”), the PWESD Director is authorized to approve PWESD projects in an amount not to exceed \$20,000 (amounts above this threshold shall require Board approval).

The proposed Ordinance further amends Section 27-413 to permit the following costs associated with PWESD projects (including tree giveaways) as permissible trust expenditures: (i) media advertisement; (ii) tents, tables, or exhibits; and (iii) food and nonalcoholic refreshments; and (iv) security measures, including, but not limited to, hiring police or other security personnel, barriers, fencing, and traffic control and parking measures (“Costs”). In the accompanying proposed Resolution, the PWESD Director is authorized to approve the Costs in an amount not to exceed \$5,000 (amounts above this threshold shall require Board approval).

2. Estimate of direct economic impact of the proposed ordinance on private, for-profit businesses in Broward County, including, if applicable:

- a. Estimate of direct compliance costs that businesses may reasonably incur;
- b. Any new charge or fee imposed by the proposed ordinance; and
- c. Estimate of the County’s regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

It is estimated that there will be no direct economic impact on private, for-profit businesses in Broward County. There are no new charges, fees, or regulatory costs associated with the ordinance.

3. Estimate of the number of businesses likely to be impacted by the proposed ordinance:

It is estimated that there will be no direct economic impact on private, for-profit businesses in Broward County.

4. Additional information (if any):