

Business Impact Estimate

This form should be included in the agenda packet for the item under which the proposed ordinance is to be considered and must be posted on the City of Margate website by the time notice of the proposed ordinance is published.

AN ORDINANCE OF THE CITY OF MARGATE, FLORIDA, AMENDING CHAPTER 27 – PARKS AND RECREATION, SECTION 27-5 GENERAL RULES AND REGULATIONS AND SECTION 27-6 PENALTY FOR VIOLATION OF RULES AND REGULATIONS; PROVIDING FOR REGULATION OF SMOKING AND VAPING IN CITY PARKS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR 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 of Margate is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance, but the City of Margate 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. Development orders and development permits, as those terms are defined in Section 163.3164, Florida Statutes and development agreements, as authorized by the Florida Local Government Development Agreement Act under Section 163.3220-163.3243, Florida Statutes;
 - b. Comprehensive plan amendments and land development regulation amendments initiated by an application by a private party other than the municipality;
 - c. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;

¹ See Section 166.041(4)(c), Florida Statutes.

- d. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
- e. 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 of Margate 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):

This proposed ordinance is to protect the health, safety and general welfare of its residents and visitors, and the environment by prohibiting smoking or vaping in City's parks (except for unfiltered cigars).

2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City of Margate, if any:

(a) An estimate of direct compliance costs that businesses may reasonably incur; **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 **No new charge.**

(c) An estimate of the City of Margate's regulatory costs, including estimated revenues from any new charges or fees to cover such costs. **No additional costs anticipated.**

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

none

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

[You may wish to include in this section the methodology or data used to prepare the Business Impact Estimate.]

The proposed ordinance is a generally applicable ordinance that applies to all persons similarly situated that utilize City parks. The proposed ordinance does not affect businesses).