

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's/Town's/Village's] website by the time notice of the proposed ordinance is published.

Ordinance Number 4304: An Ordinance of the City Council of the City of Riviera Beach, Palm Beach County, Florida, amending the Schedule of Fees contained in Ordinance 2977, Section 8 entitled "Computation of the amount of the Impact Fee" providing for severability; and providing 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 Riviera Beach is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance, but the City of Riviera Beach 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. 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.

In accordance with the provisions of controlling law, even notwithstanding the fact that an exemption noted above may apply, the City of Riviera Beach hereby publishes the following information:

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

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals and welfare): Section 163.3202(3) of the Florida Statutes, enables the City to enact Impact Fees. This effort is needed in an effort to expand Capital Facilities in order to maintain and improve current standards so that new development may be accommodated adequately. This effort also directly contributes to promoting and protecting the health, safety and welfare of both existing and new residents and businesses. In concert, the City's Comprehensive Plan identifies transportation systems which emphasize safe and efficient networks within the Community Redevelopment Area (CRA) and City-wide as outlined in the Transportation Element of the City's Comprehensive Plan. The City recognizes that the construction of new lanes and facilities necessitated by new construction and redevelopment is an opportunity to provide a convenient, comfortable, motorized and non-motorized transportation system intricately related to the land-use pattern and improves the level of service on City roads.

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

- (a) An estimate of direct compliance costs that businesses may reasonably incur;
- (b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible; and
- (c) An estimate of the City of Riviera Beach regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

(a) The Fiscal Impact of adopting this Ordinance is undeterminable. Impact Fees are only collected at the time development projects are brought to and approved by the City.

(b) Ordinance 4304 is adopting revised Impact Fee rates as provided under Section 163.3202(3) of the Florida Statutes. No new charges or fees are being imposed. However, current charges and fee rates are being revised.

(c) The City currently collects impact fees. No new regulatory costs are being incurred based on the adoption of Ordinance 4304.

3. Good faith estimate of the number of businesses likely to be impacted by the proposed ordinance: Impact fees are assessed on developers of new development projects. The number of new development projects per-year that may be impact based on historical activity would be fewer than 50.

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

The City engaged independent consultants to prepare and present a study to update the City's Development Impact Fee program. The Final report dated April 1, 2026. The purpose of the study was to establish a nexus between anticipated development and future facility/infrastructure needs of the City through 2040, and to ensure that all the new development within the City is required to pay its "fair share" of the future facility/infrastructure needs. Given the results of the study, the City desires to amend Ordinance Number 2977 to update the provisions of the Impact Fee Program in accordance with Section 163.3202 of the Florida Statutes and the report entitled, "Development Impact Fee Justification Study" dated April 1, 2026. There is no conflict with this Item and any existing City policy.