

Business Impact Estimate

Proposed ordinance's title/reference:

Ordinance #29-26 AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF CAPE CORAL, FLORIDA, AMENDING THE CITY OF CAPE CORAL, FLORIDA, LAND DEVELOPMENT CODE, BY AMENDING SECTION 4.1.5., PROJECTIONS AND ENCROACHMENTS INTO SETBACKS, AS SET FORTH WITHIN ARTICLE 4, ZONING DISTRICTS, CHAPTER 1, GENERAL PROVISIONS, REGARDING THE PLACEMENT OF CERTAIN EQUIPMENT WITHIN BUILDING SETBACK REQUIREMENTS; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes.

In accordance with the provisions of controlling law, the City of Cape Coral 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):

The purpose of the ordinance is to amend Article 4 of the Land Development Code that regulates projections and encroachments into setbacks. The proposed amendment will remove the current restriction that mechanical equipment, including generators, must be located within five feet of the building envelope in the side and rear yards of single-family residential sites. This ordinance also removes a restriction that equipment over 30 inches in height must comply with all building setback requirements.

2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City of Cape Coral, 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 Cape Coral regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

Since this ordinance does not impose any new or more burdensome regulations, no new compliance costs will be incurred by businesses.

This ordinance will not result in any new fees that business owners will incur.

Adoption of this ordinance will not result in the City bearing any new regulatory costs. This ordinance can be administered without creating a new application, conducting additional staff reviews, or imposing new fees.

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

This ordinance will not directly affect businesses. An undetermined number of homeowners will benefit from the adoption of this ordinance by gaining flexibility in placing mechanical equipment on their sites.

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

No additional information.