



THE TOWN OF PALM BEACH

Business Impact Estimate

TITLE OF ORDINANCES:

ORDINANCE NO. 003-2026

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 134, ZONING, SECTION 134-2, DEFINITIONS AND RULES OF CONSTRUCTION; SECTION 134-1608 TO AMEND BASEMENT REGULATIONS TO RECOGNIZE FLOOD VENTS AND OTHER BASEMENT WALL PENETRATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

BUSINESS IMPACT ESTIMATE:

This is provided in accordance with section 166.041(4), Florida Statutes. According to Section 166.041(4)(c) of the Florida Statutes, if one or more boxes are checked below, state law does not require a business impact estimate for 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 s.163.3164, and development agreements, as authorized by the Florida Local Government Development Agreement Act under ss. 163.3220 - 163.3243.
 - 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.
 - 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

In accordance with the provisions of controlling law, the Town hereby publishes the following information:

1. Summary of the proposed ordinance:

The Ordinance is prepared to amend the definition section and general regulation section of the zoning code (Chapter 134) regarding basements to acknowledge that basements can be designed and configured with FEMA-required flood vent openings, along with vehicular and pedestrian access, light and mechanical equipment openings and utility openings.

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

No negative impact on any resident or business is anticipated once the Ordinance is adopted.

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

The Ordinance will apply to all land-use applications and building permits, thereby impacting any business that is renovated or constructed in the Town of Palm Beach.

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

Nothing in the proposed Ordinance is more restrictive and the changes to the code are all designed to simplify the zoning process, and to comprehensively address the existing conflicts and deficiencies in the zoning regulations for basement regulations, seeing that the outdated zoning code does not match the present-day requirements of the Florida Building Code, FEMA regulations and Chapter 50, Floods.

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 Town of Palm Beach's website by the time notice of the proposed enactment of the ordinance is published.