

BUSINESS IMPACT ESTIMATE¹

Meeting Date: July 17, 2024

Agenda Item No. 8a

Summary of Proposed Ordinance and Statement of Public Purpose to be Served

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, CREATING SECTION 3-43, "REASONABLE ACCOMMODATION" AND SECTION 3-44 "RELIGIOUS LAND USE RELIEF" OF THE TOWN CODE OF ORDINANCES TO ESTABLISH PROCEDURES FOR REQUESTS FOR RELIEF FROM SPECIFIED LAWS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Estimate of Direct Economic Impact on Private/For Profit Businesses

a. Estimate of Direct Business Compliance Costs:

The proposed ordinance does not require businesses to take on additional compliance costs.

b. New Charges/Fees on Businesses Impacted:

The proposed ordinance does not create new fees or charges.

c. Estimate of Regulatory Costs:

The proposed ordinance does not impose foreseeable regulatory expenses.

Good Faith Estimate of Number of Businesses Likely Impacted

The ordinance is likely to have little or no impact on businesses. This Ordinance establishes procedures for individuals or religious institutions protected under federal law to seek relief from the Town Code.

Any Additional Information:

The proposed ordinance seeks to create Section 3-43 "Reasonable Accommodation" and Section 3-44 "Religious Land Use Relief" of the Town Code of Ordinances (the "Town Code") to establish procedures for requests for relief from specified laws. The amendment is driven by the Town's goal to ensure compliance with federal civil rights laws, including the Fair Housing Act (FHA), the Americans with Disabilities Act (ADA), and the Religious Land Use and Institutionalized Persons Act (RLUIPA), by providing clear procedures for residents who require such relief.

¹ Business Impact Estimate does not apply to the following:

1. Ordinances required for compliance with federal or state law or regulation;
2. Ordinances related to the issuance or refinancing of debt;
3. Ordinances relating to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
4. Ordinances required to implement a contract/agreement;
5. Emergency ordinances;
6. Ordinances relating to procurement;
7. Ordinances enacted to implement the following:
 - a. Part II of Chapter 163, F.S.;
 - b. Sec. 190.005, F.S. and Sec. 190.046, F.S.;
 - c. Sec. 553.73, F.S. (Fla. Building Code);
 - d. Sec. 633.202, F.S. (Fla. Fire Prevention Code).