

## Town of Esto, Florida Business Impact Estimate

*This form should be included in the Town Council agenda packet for the item under which the proposed ordinance is to be considered and must be posted on the Town of Esto website by the time notice of the proposed ordinance is published, excluding the exceptions provided in 166.041(4), Florida Statutes.*

**ORDINANCE 2025-03 AN ORDINANCE OF THE TOWN OF ESTO, FLORIDA,  
PROHIBITING DAMAGE TO PUBLIC PROPERTY AND INFRASTRUCTURE;  
ESTABLISHING ENFORCEMENT MEASURES, PENALTIES, AND COST  
RECOVERY; PROVIDING FOR A PERMITTING PROCESS FOR AUTHORIZED  
USES; PROVIDING FOR AN APPEALS PROCESS; PROVIDING FOR CONFLICTS,  
SEVERABILITY, AND 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 Town of Esto is of the view that a business impact estimate is not required by state law<sup>1</sup> 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 county;
  - 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 Code*.

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<sup>1</sup> See Section 166.041(4)(c), *Florida Statutes*.

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

1. Summary of the proposed ordinance:

This ordinance prohibits individuals or entities from damaging public infrastructure including roads, sidewalks, drainage systems, signage, and other town-owned property. It establishes enforcement measures such as citations, penalties, and recovery of repair costs. A permitting process is also outlined for authorized temporary use of public infrastructure.

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

a) An estimate of direct compliance costs that businesses may reasonably incur;

Businesses may incur costs if they damage public property and are required to pay for repairs. No costs will be incurred by businesses that comply with existing regulations and obtain required permits for work affecting public infrastructure.

b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible; and

There are no standard new fees imposed by this ordinance. However, businesses may be subject to civil fines and cost recovery if found responsible for violating the ordinance.

c) An estimate of the Town of Esto regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

The town anticipates minimal regulatory costs as enforcement will be handled by the designated Code Enforcement Officer and integrated into existing procedures. Any citations or legal actions would be processed through standard code enforcement and court procedures.

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

The ordinance has the potential to impact businesses that perform construction, landscaping, or utility work in public rights-of-way or use town infrastructure. However, these impacts will only occur if violations take place. The number of impacted businesses is estimated to be low.

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

The ordinance aims to protect valuable public infrastructure and ensure that those responsible for damage—not taxpayers—bear the cost of repair. It encourages proper permitting and responsible use of town property.