



Business Impact Estimate

In accordance with Section 125.66(3)(a), F.S., a Business Impact Estimate (BIE) is required to be: 1) prepared before enacting certain ordinances and 2) posted on Osceola County's website no later than the date the notice of proposed enactment/notice of intent to consider the proposed ordinance, is advertised in the newspaper (which, per Section 125.69, F.S., is ten (10) days before the Public Hearing).

Proposed ordinance's title/reference:

AN ORDINANCE OF THE OSCEOLA COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING CHAPTER 10, ARTICLE IV, OSCEOLA COUNTY CODE OF ORDINANCES RELATING TO OPEN BURNING; AMENDING SECTION 10-77 OF THE OSCEOLA COUNTY CODE TO REVISE THE CRITEIRA; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT AND PROVIDING FOR AN EFFECTIVE DATE.

The County is of the view that the following exception(s) to the Business Impact Estimate requirement apply that are checked off in a box below apply to the above-referenced proposed ordinance:

- ☐ 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 local 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 County hereby publishes the following information:

1. Summary of the proposed ordinance (must include statement of the public purpose, such as serving the public health, safety, morals, and welfare):

The proposed Ordinance No. 2025-63 would amend Chapter 10, Article IV – Open Burning of the Osceola County Code of Ordinances to revise Section 10-77 “Burn Ban”. The current Code of Ordinances identifies that a burn ban will be implemented once the Keetch-Byram Drought Index (KBDI) is at five hundred (500) or higher, and the herbaceous stage within the county is declared at stage one cured. In recent months, the County had yet to meet the 500 Index even though there were very dry conditions and wildfires occurring. Additionally, the surrounding Counties had met the 500 KBDI and implemented their burn bans.

The proposed language would amend the Ordinance to identify the circumstances under which the County Manager, or designee, may implement a burn ban prior to reaching a KBDI of 500 to include the following criteria:

- Existing conditions locally and regionally;
- When contiguous Counties have burn bans;
- In consultation with the Fire Chief and/or Division of Forestry; and
- When in the best interests of the community and safety of the public.

Additionally, the amendment includes language to establish how such a ban will be lifted and under what conditions. It notes that if the Index criteria is met, the existing language in 10-77 will be followed. However, if the Index does not reach 500, but conditions have improved locally and regionally so that the contiguous counties lift their bans, and the Fire Chief and/or Division of Forestry concur, the ban will not be extended.

2. Estimate of direct economic impact of the proposed ordinance on private, for-profit businesses in the County:

There are no direct impacts on private or for-profit business related to these changes.

3. Estimate of direct compliance costs that businesses may reasonably incur:

There are no additional compliance costs related to the Ordinance changes.

4. Any new charge or fee imposed on businesses by the proposed ordinance:

No fees or charges on businesses are proposed by this Ordinance.

5. Estimate of the County’s regulatory costs, including estimated revenues from any new charges or fees to cover such costs:

There are no regulatory costs, nor any new charges or fees related to this Ordinance.

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

No business will be impacted by the Ordinance.

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