



## **BUSINESS IMPACT ESTIMATE<sup>1</sup>**

Meeting Date: July 16, 2025

**Proposed Ordinance Title/Reference:** Ordinance amending the Monroe County Code to clarify that for temporary uses, other than public assemblies and temporary construction staging areas, no more than one (1) special building permit for a specific temporary use shall be issued on a property.

**The Proposed Ordinance**  **does**  **does not fall under one of the following enumerated exceptions:<sup>2</sup>**

- 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 county 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.

**Summary of Proposed Ordinance and Statement of Public Purpose to be Served:** This ordinance will clarify that Monroe County Code ("MCC") Section 6-112 ("**Temporary Structures**") does not provide for consecutive issuance of temporary structure permits for a specific temporary use on a specific property. This ordinance clarifying the word "temporary" in the context of permitting "**for a limited time of not more than six months for the erection of temporary structures, including but not limited to sheds, trailers, seats, canopies, tents, and fences used in construction work or for temporary uses and events**" under MCC Section 6-112, will benefit the general public by reducing uncertainty of meaning and consequently increasing predictability regarding the meaning of "temporary".

**Estimate of Direct Economic Impact on Private/For Profit Businesses:**

- a. **Estimate of Direct Business Compliance Costs:**  
Clarifying that a special building permit for a temporary use, other than public assemblies and temporary construction staging areas, is not available for multiple/consecutive issuance and/or issuable and re-issuable ad infinitum for a specific temporary use on a specific property, is not intended to impact any businesses in Monroe County.
- b. **New Charges/Fees on Businesses Impacted:**  
Neither residents nor lawfully permitted businesses should be affected by this ordinance.
- c. **Estimate of Regulatory Costs:**

<sup>1</sup> Business impact statement must be posted on the county's website no later than the date the notice of proposed enactment is published.

<sup>2</sup> F.S. 125.66(3)(c)(2025)

This clarification of existing law presents no significant foreseeable or anticipated cost or decrease in the County's regulatory costs. The proposed ordinance does not add any additional enforcement or regulatory requirements for County staff beyond that which are in the existing Code or are currently provided by the County, therefore there are no additional regulatory costs.

**Good Faith Estimate of Number of Businesses Likely Impacted:** The estimated number of businesses likely to be impacted by this ordinance cannot be quantified at this time because the number of businesses likely to be impacted by the proposed ordinance will depend on how many businesses have exercised business judgment by assuming that temporary special building permits can be issued consecutively and/or ad infinitum.

**Any Additional Information:** N/A.