



## Marion County Board of County Commissioners

Office of the County Attorney

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### 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 Marion County Board of County Commissioners' website no later than the date the notice proposed enactment/notice of intent to consider the proposed ordinance, is advertised in the newspaper (which, per Section 125.66(2)(a), F.S., is ten (10) days before the Public Hearing).*

**AN ORDINANCE OF MARION COUNTY, FLORIDA, RELATING TO TRESPASS ON PROPERTY OWNED BY MARION COUNTY; CREATING CHAPTER 11, ARTICLE VII, SECTIONS 11-300 THROUGH 11-306 OF THE MARION COUNTY CODE; PROVIDING AUTHORITY, INTENT, SCOPE, AND PURPOSE; PROVIDING DEFINITIONS; PROVIDING FOR DESIGNATED PERSONS AUTHORIZED TO ISSUE TRESPASS WARNINGS; PROVIDING A METHOD FOR WARNINGS; PROVIDING FOR THE DURATION OF WARNINGS; PROVIDING FOR A PROCEDURE FOR APPEAL OF WARNINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING AN EFFECTIVE DATE.**

This Business Impact Estimate is provided in accordance with Section 125.66(3)(a), *Florida Statutes*. If one or more boxes are checked below, this means that the Marion County Board of County Commissioners is of the view that a business impact estimate is not required by state law for the proposed ordinance.

Notwithstanding, Marion County is preparing this BIE to prevent an inadvertent procedural issue from impacting the enactment of this proposed Ordinance. Marion County reserves the right to revise this BIE following its initial posting and to discontinue providing this information for proposed ordinances believed to be exempt under state law.

- 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. 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*.

Consistent with the posting requirement set forth in Section 125.66(3)(a), F.S., the County hereby publishes the following BIE information for this proposed ordinance on its website for public viewing and consideration on this 5<sup>th</sup> day of July, 2024:

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals and welfare): **Marion County, Florida, a political subdivision of the State of Florida, owns land and buildings throughout Marion County, Florida, that are provided for the use of Marion County’s residents and visitors, and to enable local government to carry out its duties. From time-to-time, while upon County-owned lands or in County-owned buildings, persons may commit acts that are unlawful, disruptive, or contrary to the rules and regulations of the County and Constitutional Officers. In order to ensure the proper function of government, it may be necessary for such persons to be removed from County-owned lands and buildings, be prohibited from returning for a period of time, and face arrest and prosecution for trespass if they return in violation of this prohibition. The proposed ordinance provides for a uniform system of issuing trespass warnings to persons who commit certain acts on property owned by the County, protect the Constitutional rights of all persons, and promote the efficient functioning of government in the interest of the public health, safety, and general welfare of the citizens and inhabitants of Marion County, Florida, pursuant to Chapter 125, Florida Statutes and Florida Constitution Article VIII.**

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

- (a) An estimate of direct compliance costs that businesses may reasonably incur: **This ordinance imposes no direct costs on businesses.**
- (b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible: **No new charges or fees are established under the ordinance.**
- (c) An estimate of Marion County regulatory costs, including estimated revenues from any new charges or fees to cover such costs: **There are no regulatory costs and no revenues will be generated for Marion County.**

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

4. Additional information the governing body deems useful (if any): **The proposed ordinance is a generally applicable ordinance that applies to all persons similarly situated (individuals as well as businesses) and, therefore, the proposed ordinance does not affect only businesses.**