



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 THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE (LDC) RELATED TO ARTICLE 6, DIVISION 13, STORMWATER MANAGEMENT, SECTION 6.13.4, STORMWATER QUANTITY CRITERIA

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 **28th day of July 2025**: (Date being published)

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals, and welfare): **AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE (LDC) RELATED TO SECTION 6.13.4 STORMWATER QUANTITY CRITERIA TO UPDATE THE DESIGN STORMS, DISCHARGE CONDITIONS, AND RECOVERY REQUIREMENTS.**

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; **The impacts for compliance cost for developing within an open basin with a 100-year design storm requirement as opposed to the previous 25-year requirement may yield approximately a 25% larger stormwater management facility in terms of footprint. The recovery criteria have been revised which may result in a decrease in the necessary footprint. Approximately 15% of the Marion County land area is located within an open basin, therefore the exposure to this design storm requirement is limited. The revised design storm criteria have a positive impact to the FEMA Community Rating System score which provides discounts to National Flood Insurance Program policy rates.**

(b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible; **There are no new fees imposed.**

(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 would require both 25-year and 100-year design storm peak discharge rate and discharge volume calculations for both open and closed basins. Because of the consideration for both open and closed basins, the FEMA Community Rating System limited the County's credit for Design Storm to the 25-year Peak Discharge Rate only. Because the 25-year discharge volume was not required in closed basins, no CRS credit was given for 25-year volume. Because open basins only required the 25-year Peak Discharge Rate, no CRS credit was given for the 100-year Peak Discharge Rate. The proposed changes would give credit for both 25-year and 100-year Peak Discharge and Volume. The recovery criteria for open basins have been revised such that the storage volume available in the stormwater management facility only needs to be available to attenuate the peak discharge rate 72 hours following the design rainfall event instead of retention of the post minus pre runoff within 14 days. The change should result in less storage volume being required while still providing adequate stormwater management measures.**