

# Business Impact Estimate

*NOTE: This form should be completed and posted on the City Website no later than the date of newspaper publication of ordinance adoption (i.e., second reading) and included in the agenda packet for the item under which the proposed ordinance is to be considered and must be posted on the City's website by the time notice of the proposed ordinance is published.*

Proposed ordinance's title/reference: 2023-15181

## **An Ordinance for the Purpose of Amending Subsection 46-39(c) for Public or Private Special Event Activities; Providing for Approval of a Special Events Manual by Resolution; Providing for Approval of Special Events by Resolution; Providing for Severability, Conflicts 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 City is of the view that a business impact estimate is not required by state law<sup>1</sup> for the proposed ordinance, but the City is, nevertheless, providing this Business Impact Estimate as a courtesy and to avoid any procedural issues that could impact the enactment of 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. 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.

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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 City hereby publishes the following information:

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

**The Special Events Calendar continues to grow in the number of annual events, which has become difficult to manage with City resources. Currently, the City of Naples has over 300 special events (requiring special event permits) in a calendar year. During most of these events, city staff is required to provide safety and security, support, and in some cases, help set up. The events range from private for-profit to public non-profit to private non-profit, with some private events such as weddings, birthday parties, etc. Concerns have been expressed from business owners and residents that the growth in special events is negatively impacting the quality of life, traffic, and parking within the city. The staff also shares these concerns, including our concern about whether there are sufficient city resources to provide adequate public safety and event supervision for the growing number of special events. The special events committee has reviewed many events that have occurred over the past few months and have determined that some have proven to have outgrown the public spaces within the city limits and are essentially draining our city resources. On May 3, 2023, staff presented the new Special Events Manual with some recommendations to enhance the special event application process. The goal of the new process is to be consistent and determine the impact of the event on the community, whether it be positive or negative, and identify any safety or logistical challenges including use of City resources. It will also hold the organizer accountable for the event and provide feedback after a major event. Staff desires to formally adopt standards and criteria for Special Events in a Special Events Manual by Resolution. Resolutions can be adopted with one public reading, which allows staff to present new updated standards and criteria more frequently for more rapid implementation. This will allow Special Events criteria to be amended more easily for continuous improvements by resolution in the future.**

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

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

**No new direct compliance costs are proposed in this Ordinance.**

(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 proposed in this Ordinance.**

(c) An estimate of the City's regulatory costs, including estimated revenues from any new charges or fees to cover such costs:

**No new regulatory costs, including estimated revenues from any new charges or fees to cover such costs are included in this Ordinance.**

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

**All applicants, seeking public and private special event permits, which currently number more than 300 special events per year including businesses, not for profits and individuals.**

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

**N/A**