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 Hillsborough County's 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).

Proposed Ordinance Title/Reference: AN ORDINANCE AMENDING HILLSBOROUGH COUNTY CODE OF ORDINANCES AND LAWS CHAPTER 50, ARTICLE VII (ORDINANCE 17-34, AS AMENDED); AMENDING SECTION 50-181 PROVIDING FOR PREREQUISITES TO AND REQUIREMENTS FOR TRESPASS TOWING FROM OR IMMOBILIZATION OF VEHICLES OR VESSELS ON PRIVATE PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR RESOLUTION OF CONFLICT OF LAWS; PROVIDING FOR INCLUSION IN THE HILLSBOROUGH COUNTY CODE; PROVIDING FOR FILING OF ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE.

The following types of ordinances are exempt from the BIE requirement under Section 125.66(3)(c), F.S. As such, if one or more boxes are checked below, Hillsborough County believes that a BIE is not required by state law for some provisions of the proposed ordinance referenced above.

Notwithstanding, Hillsborough County is preparing this BIE to prevent an inadvertent procedural issue from impacting the enactment of this proposed Ordinance. Hillsborough 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 local government.
- ☐ The proposed ordinance is an emergency ordinance.
- ☐ The ordinance relates to procurement.
- ☐ The proposed ordinance is enacted to implement the following:
  - a. Development orders and development permits, as those terms are defined in s. 163.3164, and development agreements, as authorized by the Florida Local Government Development Agreement Act under ss. 163.3220-163.3243.
  - b. Comprehensive plan amendments and land development regulation amendments initiated by an application by a private party other than the County;
  - c. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;

d. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
e. 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 _____ day of _____, 2025:

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

The Hillsborough County Trespass Towing, Immobilization and Rates Ordinance ("the Ordinance") regulates trespass towing and immobilization services within the County. The proposed amendment revises the Ordinance to eliminate the requirements that a towing/immobilization driver must wait 15 minutes before obtaining an order authorizing removal or immobilization of a vehicle or vessel, and that a property owner, agent, lessee, or authorized employee of the subject property sign an order authorizing removal or immobilization.

The public purpose of this ordinance is to provide for the health, safety, and welfare of the County's citizens by regulating towing and immobilization services, which are frequently provided without the prior consent of the vehicle owner or under exigent circumstances, in a manner that protects consumers and is consistent with state law.

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

(a) An estimate of direct compliance costs that businesses may reasonably incur; None; the Ordinance amendment eliminates two existing regulations and does not impose new regulations.

(b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible; and

None; the Ordinance amendment does not impose new charges or fees.

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

The Ordinance does not impose new charges or fees. As such, the County does not anticipate an increase in revenues.

3. A good faith estimate of the number of businesses likely to be impacted by the ordinance:

There are approximately 80 active towing/immobilization certificate holders authorized to perform such services in Hillsborough County pursuant to the Ordinance.

4. Additional information the governing body deems useful (if any): County staff have conferred with representatives from the Hillsborough County Towing Association, Professional Wrecker Operators of Florida, and Bay Area Apartment Association, who all support the proposed amendment.