

NOTICE OF INTENT TO CONSIDER ADOPTION OF A COUNTY ORDINANCE

Notice is given that on the 7th day of May, 2025 at 11:00 a.m. (ET), or as soon thereafter as is possible, in the courtroom at the Courthouse Annex, located at 34 Forbes Street, Apalachicola, Florida, the Franklin County Board of County Commissioners shall conduct a public hearing to consider adopting a county ordinance entitled:

An Ordinance of Franklin County, Florida, Establishing a Local Planning Agency Pursuant To Chapter 163, Florida Statutes; Providing for Repeal; Providing for Severability; and Establishing an Effective Date

The public is invited to attend the public hearing. Those persons who desire to speak regarding the adoption of the ordinance may appear at the hearing and shall be heard.

The proposed ordinance is on file with, and may be viewed at, the office of the Clerk of Court at the Franklin County Courthouse, which is located at 33 Market Street, Apalachicola, Florida.

The meeting room is handicap accessible; however, those persons who may require special assistance to attend the public meeting must make arrangements in advance by calling deputy clerk Jessica Gay at 850-653-8861, x100 at least two business days in advance of the meeting.

Any person who may desire to challenge the outcome of the meeting is responsible for recording a verbatim transcript of the meeting.

Instructions to publisher:

Publish as a ***display ad*** on April 24, 2025, in the Apalachicola Times

Invoice this ad to:

Franklin County

c/o Linda Phillips

33 Market Street, Suite 203

Apalachicola, Florida 32320

Business Impact Estimate

In accordance with Section 125.66(3)(a), Florida Statutes (F.S.), a Business Impact Estimate (BIE) is required to be: 1) prepared before enacting certain ordinances and 2) posted on Franklin County's website no later than the date the notice of intent to consider the proposed ordinance is advertised (which, per Section 125.66(2)(a), F.S., is at least ten (10) days before the Public Hearing).

Proposed Ordinance's title in full:

AN ORDINANCE OF FRANKLIN COUNTY, FLORIDA, ESTABLISHING A LOCAL PLANNING AGENCY PURSUANT TO CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

Pursuant to Section 125.66(3)(c), F.S., the following types of ordinances are exempt from the BIE requirement. As such, if one or more boxes are checked below, Franklin County, Florida, believes that a BIE is not required by state law for the proposed ordinance referenced above. Franklin County, Florida, reserves the right to revise this BIE following an 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 a county government;
- The proposed ordinance is an emergency ordinance;
- The proposed ordinance relates to procurement; or
- The proposed ordinance is enacted to implement the following:
 - a. Development orders and development permits, as those terms are defined in Section 163.3164, F.S., and development agreements, as authorized by the Florida Local Government Development Agreement Act under Sections 163.3220 – 163.3243, F.S.;

- 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, F.S., regarding community development districts;
- d. Section 553.73, F.S., relating to the Florida Building Code; or
- e. Section 633.202, F.S., relating to the *Florida Fire Prevention Code*.

In accordance with Florida law Franklin County, Florida, hereby posts the following BIE information for this proposed Ordinance on its website for public viewing and consideration on this 22nd day of April 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 proposed ordinance designates the Planning and Zoning Board of Adjustment as the Local Planning Agency, in accordance with Florida Statute Section 163.3174. The agency will consist of the existing members of the Planning and Zoning Board of Adjustment, along with one non-voting member from the School Board.

The Local Planning Agency will be responsible for reviewing proposed land development regulations, land development codes, and any amendments. It will make recommendations to the County Commission regarding the consistency of such proposals with the adopted Comprehensive Plan. Additionally, the agency will oversee and monitor the Comprehensive Plan, recommending updates and changes as necessary.

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

a.) Estimate of direct compliance costs that businesses may reasonably incur if the Ordinance is enacted: None.

b.) Any new charge or fee imposed by the proposed ordinance for which businesses will be financially responsible: None.

c.) Estimate of Franklin County's regulatory costs, including estimated revenues from any new charges or fees to cover such costs: None.

3. Good faith estimate of the number of businesses likely to be impacted by the proposed Ordinance: None.

4. Additional information Franklin County deems necessary (if any):
None.