



**THE CITY OF KEY WEST**  
**1300 WHITE ST.**  
**KEY WEST, FL 33040**

**BUSINESS IMPACT ESTIMATE**  
**PURSUANT TO F.S. 166.041(4)**

**Meeting Date: August 8, 2024 - Second Reading**  
**Ordinance Number: TBD**  
**Posted To Webpage: TBD**

This Business Impact Estimate is given as it relates to the proposed ordinance titled:  
**(Copy Header)**

**24-5660 -Text Amendment of the Historic Architectural Guidelines- An Ordinance of the City of Key West, Florida, to amend the Historic Architectural Review Commission Guidelines for fences, specifically Section VI (v.) Fences and Walls, Subsection (9), as referenced in Chapter 90 (Administration), Article II, Division 4 - Historic Architectural Review Commission of the City of Key West Land Development Regulations; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.**

**The sections below are not required to be completed if the ordinance involves any one of the following types of regulations. Please check if applicable:**

- 1. Ordinances required for compliance with federal or state law or regulation;
- 2. Ordinances relating to the issuance or refinancing of debt;
- 3. Ordinances relating to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- 4. Ordinances 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 municipal government;
- 5. Emergency ordinances;
- 6. Ordinances relating to procurement; or
- 7. Ordinances enacted to implement the following:
  - a. Part II of chapter 163, 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;
  - c. Section 553.73, relating to the Florida Building Code; or

\_\_ d. Section 633.202, relating to the Florida Fire Prevention Code.

**Part I.**

Summary of the proposed ordinance and statement of public purpose:

(Address the public purpose to be served by the proposed ordinance, such as serving the public health, safety, morals, and welfare of the City of Key West.)

The amendments to the Historic Architectural Guidelines for fences and walls have been proposed by the Historic Architectural Review Commission. The Historic Preservation Element under Future Land Use in the City of Key West Comprehensive Plan states the importance of maintaining the unique architectural heritage of buildings and structures and the implementation of HARC Guidelines and federal Standards when reviewing new development. The Historic Architectural Review Commission is chartered to preserve the character and appearance of the Key West Historic District through review and regulation of proposed changes in the district. The proposed amendments will assist HARC and their staff in their responsibilities.

**Part II.**

Estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City of Key West: *(fill out subsections a-c as applicable, if not applicable write "not applicable")*

(a) Estimate of direct compliance costs that businesses may reasonably incur if the proposed ordinance is enacted:

Not applicable

(b) Identification of any new charges or fee on businesses subject to the proposed ordinance, or for which businesses will be financially responsible; and

Not applicable

(c) An estimate of the City of Key West's regulatory costs, including an estimate of revenues from any new charges or fees that will be imposed on businesses to cover such costs.

Not applicable

**Part III.**

Good faith estimates of the number of businesses likely to be impacted by the ordinance:

Not applicable as this ordinance clarifies how the height of new fences within the historic district will be measured from.

**Part IV. Additional Information (if any):**

The proposed ordinance establishes specific regulation of where the height of new fences within the historic district will be measured from. The proposed text amendment will clarify to citizens how to measure heights oof new fences. The proposed ordinance will not be a retroactive regulation.