

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

**Meeting Date:** 09/13/2022

Consent

Regular

Ordinance

Public Hearing

**Department:**

**Submitted By:** Office of Financial Management and Budget

**Submitted For:** Office of Financial Management and Budget

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to adopt: AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING THE PALM BEACH COUNTY UNIFIED LAND DEVELOPMENT CODE, ORDINANCE 2003-70, AS AMENDED, BY AMENDING ARTICLE 13, CONCERNING UPDATED LANGUAGE, COUNTYWIDE IMPACT FEE AMOUNTS AND CERTAIN BENEFIT ZONES, AS FOLLOWS: CHAPTER A - GENERAL, CHAPTER B - COUNTY DISTRICT, REGIONAL, AND BEACH PARKS IMPACT FEE; CHAPTER C - FIRE-RESCUE IMPACT FEE; CHAPTER D - LIBRARY IMPACT FEE; CHAPTER E - LAW ENFORCEMENT IMPACT FEE; CHAPTER F - PUBLIC BUILDINGS IMPACT FEE; CHAPTER G - SCHOOL IMPACT FEE; CHAPTER H - ROAD IMPACT FEE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE UNIFIED LAND DEVELOPMENT CODE; PROVIDING FOR AN EFFECTIVE DATE.

**Summary:** The Board of County Commissioners (the "Board") conducted the first reading of the ordinance August 30, 2022 and granted permission to advertise the Public Hearing. The Board unanimously voted to adjust all impact fees not to exceed fifty percent (50%), per 163.31801, Florida Statutes. Adoption of the ordinance will also reduce the Park Impact Fee Benefit Zones from three zones to two zones; change the impact fee review period from a biennial review to a quadrennial review; and change the title of the Impact Fee Coordinator to Impact Fee Manager. Rates will be implemented in accordance with 163.31801 Florida Statutes beginning January 1, 2023. Countywide (RM)

**Background and Policy Issues:** In 2021, Tindale Oliver & Associates was hired as the consultant to prepare Palm Beach County's Impact Fee Rate Update Study. In December of 2021, Tindale Oliver was acquired by Alfred Benesch & Company (Benesch). Benesch has completed and prepared Palm Beach County's Impact Fee Update Study and Report. Additionally, the Impact Fee Review Committee completed an extensive review of the recent study and report over a series of public meetings; it has provided its recommendations. At its meeting on August 30, 2022, the Board directed staff to increase or amend existing fees up to the 50% statutory maximum. However, all fees calculated by the study to be less than the 50% maximum will be amended to the calculated rates.

**Attachments:**

1. Presentation of Proposed Impact Fee Increase and Adjustments
2. Proposed ordinance amending Article 13, ULDC
3. Proposed Impact Fee Schedule
4. Florida Impact Fee Act (F.S. 163.31801)
5. Palm Beach County Impact Fee Update Study
6. Impact Fee Review Committee Recommendations
7. 2022 ULDC Revisions Staff Report – Land Development Regulation Commission "Consistency Determination"

**Recommended by:** \_\_\_\_\_

**Department Director**

**Date**

**Approved by:** \_\_\_\_\_

**County Administrator**

**Date**

