



**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	=====	=====	=====	=====	=====
No. ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes  No

Budget Account No.: Fund \_\_\_\_\_ Department \_\_\_\_\_ Unit \_\_\_\_\_  
 Object \_\_\_\_\_ Reporting Category \_\_\_\_\_

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

**C. Departmental Fiscal Review:** \_\_\_\_\_

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Dev. and Control Comments:**

Julie Pank 7/19/17  
 EG 7/18 OFMB ET 7/18

Dr. S. Jacobson 7/19/17  
 Contract Dev. and Control 7/19/17

**B. Legal Sufficiency:**

Anne Delgado 7-20-17  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director



1  
2 **Section 1. FLOOD HAZARD AREAS. CHAPTER 7, ARTICLE IV, SECTION 7-52 OF THE**  
3 **PALM BEACH COUNTY CODE, SECTION 104.10.1 is amended as follows:**

4  
5 **104.10.1 Flood hazard areas.** Modifications in flood hazard areas may only be granted by the  
6 The Flood Damage Prevention Board, established in pursuant to Article 18 of the Palm Beach  
7 County Unified Land Development Code (ULDC), shall not grant modifications to any provision  
8 required in flood hazard areas as established by Section 1612.3 of this code and Article 18 of the  
9 ULDC, unless a determination has been made that:

- 10 1. ~~A showing of good and sufficient cause that the unique characteristics of the size,~~  
11 ~~configuration or topography of the site render the elevation standards of Section 1612~~  
12 ~~inappropriate or Article 18 of the ULDC.~~
- 13  
14 2. ~~A determination that failure to grant the variance would result in exceptional hardship by~~  
15 ~~rendering the lot undevelopable.~~
- 16  
17 3. ~~A determination that the granting of a variance will not result in increased flood heights,~~  
18 ~~additional threats to public safety, extraordinary public expense, cause fraud on or~~  
19 ~~victimization of the public, or conflict with existing laws or ordinances.~~
- 20  
21 4. ~~A determination that the variance is the minimum necessary to afford relief, considering the~~  
22 ~~flood hazard.~~
- 23  
24 5. ~~Submission to the applicant of written notice specifying the difference between the design~~  
25 ~~flood elevation and the elevation to which the building is to be built, stating that the cost of~~  
26 ~~flood insurance will be commensurate with the increased risk resulting from the reduced~~  
27 ~~floor elevation, and stating that construction below the flood elevation design increases risks~~  
28 ~~to life and property.~~

29 **Section 2. REPEAL OF LAWS IN CONFLICT:**

30 All ordinances, or parts of ordinances of Palm Beach County, Florida, which are in conflict with  
31 this Ordinance are hereby repealed. All or any part of these laws, which pertain to Palm Beach County,  
32 Florida, which conflict with this Ordinance, or parts of this Ordinance are hereby repealed.

33 **Section 3. INCLUSION IN THE CODE OF LAWS AND ORDINANCES:**

34 The provisions of this Ordinance shall become and be made part of the Code of Laws and  
35 Ordinances of Palm Beach County, Florida. The sections of this Ordinance may be renumbered or  
36 relettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or other  
37 appropriate word.

38 **Section 4. SAVINGS CLAUSE:**

39 All provisions of Ordinance 2015-028 Palm Beach County Amendments to the Florida Building  
40 Code, 5th Edition (2014), as originally enacted and amended, are specifically preserved and remain in full  
41 force and effect for the limited purpose of enforcing any alleged violations, enforcement orders, ongoing  
42 enforcement actions, permits, and all other orders relating to said Ordinance, which occurred prior to its  
43 amendment.

44 **Section 5. SEVERABILITY:**

45 If any section, paragraph, sentence, clause, or word of this ordinance is for any reason held by the  
46 Court to be unconstitutional, inoperative or void, such holding shall not affect the remainder of the  
47 Ordinance.

1 **Section 6. EFFECTIVE DATE:**

2 The provisions of this Ordinance shall become effective October 5, 2017.

3 APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach County,  
4 Florida, on the \_\_\_\_ day of \_\_\_\_\_ 2017.

5  
6 **ATTEST:**

7  
8 **SHARON R. BOCK,**  
9 **CLERK AND COMPTROLLER**

**PALM BEACH COUNTY, FLORIDA, BY ITS**  
**BOARD OF COUNTY COMMISSIONERS**

10  
11  
12 **By: \_\_\_\_\_**  
13 **Deputy Clerk**

**By: \_\_\_\_\_**  
**Paulette Burdick, Mayor**

14  
15  
16 **APPROVED AS TO FORM AND**  
17 **LEGAL SUFFICIENCY**

18  
19  
20  
21 **By: Anne Delgant**  
22 **County Attorney**

23  
24  
25 **Filed with the Department of State on the \_\_\_\_ day of \_\_\_\_\_, 20 \_\_.**