




Date: 02/07/2023		AGENDA ITEM		Item: 15	
<input checked="" type="checkbox"/> Ordinance		<input type="checkbox"/> Resolution		<input type="checkbox"/> Budget Resolution	
County Goals					
<input type="checkbox"/>	Thriving Communities	<input type="checkbox"/>	Economic & Financial Vitality	<input checked="" type="checkbox"/>	Excellence in Government
		<input type="checkbox"/>		<input type="checkbox"/>	NA
Department: Growth And Resource Management					
Division: Administration Services					
Subject: Ordinance 2023-07 Fire/Rescue Impact Fee Zones. Amendment to Volusia County Code of Ordinances, Chapter 70, Impact Fees and Proportionate Share, by amending the impact fee zones for the Fire Rescue impact fee.					
Clay Ervin Director Growth and Resource Management  Department Approval		Legal Paolo Soria Senior Assistant County Attorney  Approved as to Form and Legality		County Manager's Office Ryan Ossowski Chief Financial Officer 	
Division Approval					
Council Action:					
Modification:					
Account Number(s): NA					
Total Item Budget: NA					
Staff Contact(s):		Phone:		Ext.	
Clay Ervin		386 822 5013		12000	
Summary/Highlights:					
<p>This is a followup ordinance to implement the study and ordinance previously approved by Council. On December 6, 2022, the County Council adopted ordinances 2022-34 (Fire/Rescue), 2022-35 (Thoroughfare Roads), 2022-36 (Parks) and 2022-37 (Emergency Medical Services).</p> <p>The ordinances included updated procedures and fees based on a detailed study completed by Benesch. The study also included a recommendation to amend the benefit districts or impact fee zones established for the various impact fees. The County Council unanimously adopted the ordinances with the understanding that the updated boundaries for the impact fee zones would be amended prior to March 6, 2023, the effective date of the new impact fee schedules.</p> <p>The currently adopted Fire Rescue impact fee zones consists of four (4) boundaries. The proposed impact fee zone is the entire unincorporated area of Volusia County. This allows impact fees to be collected in spent in one unified district, as justified and recommended by the</p>					

study. Attached is an excerpt from the Benesch study clarifying the recommendations on the changes to the impact fee zones for Fire Rescue.

This ordinance does not amend the impact fee schedule. This ordinance was advertised on January 25, 2023. If approved, this ordinance takes effect on March 6, 2023, together with the effective date of the revised impact fee schedule.

Recommended Motion: Approval



Volusia County Impact Fee Study

Final Report
September 30, 2022



Prepared for:

Volusia County
123 W. Indiana Ave
DeLand, FL 32720
(386) 822-5013

Prepared by:

Benesch
1000 N. Ashley Dr., #400
Tampa, Florida 33602
ph (813) 224-8862
E-mail: nkamp@benesch.com

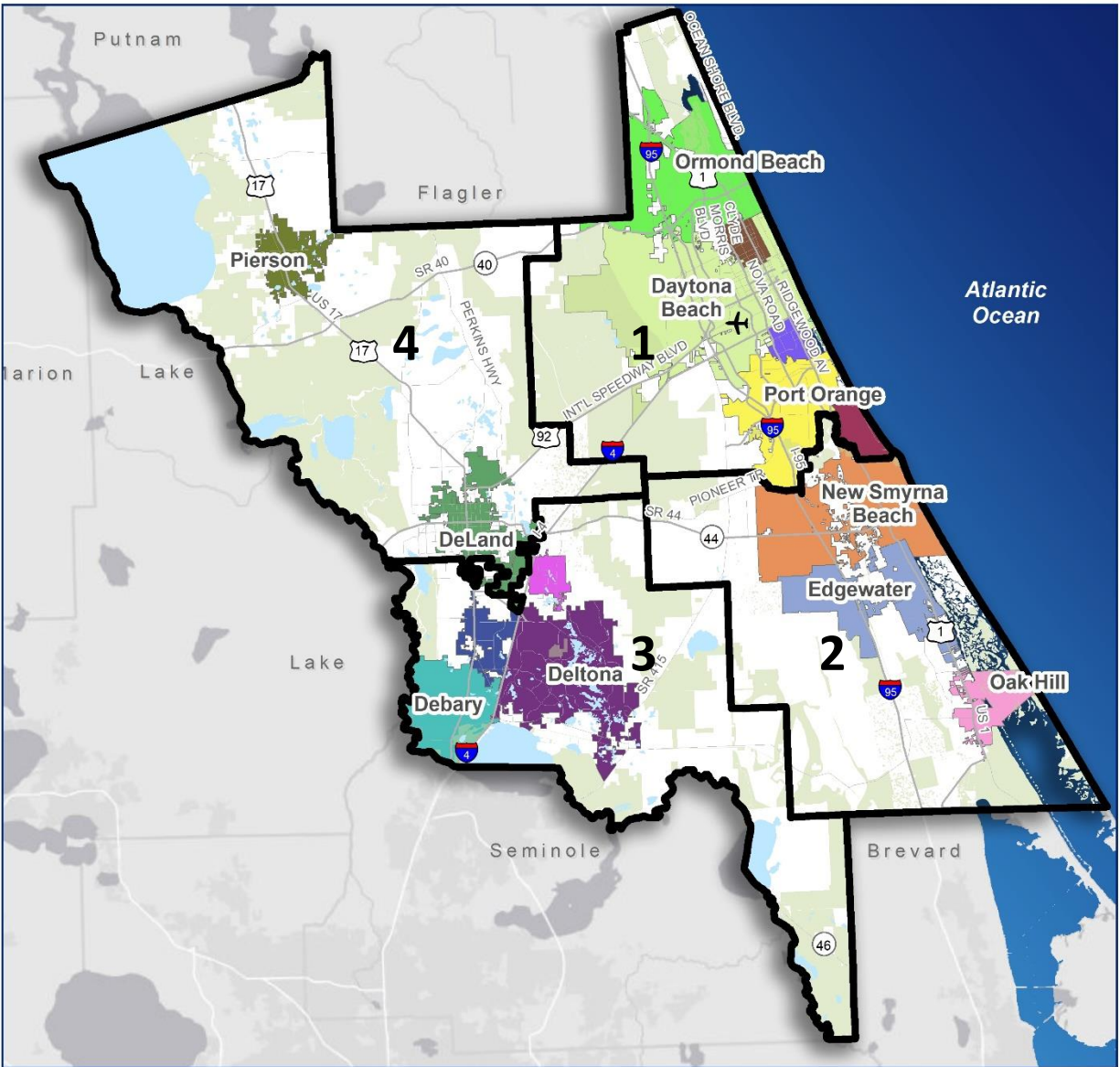
Fire Rescue Impact Fee Benefit Zones

Currently, Volusia County has four fire rescue impact fee benefit districts, as outlined in Section 70-77 (Exhibit A) of the County's Code of Ordinances. These zones consist of the Northeast, Southeast, Southwest, and Northwest, as shown in Map II-1.

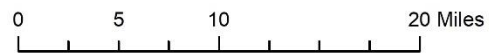
Benefit districts dictate where impact fee revenues can be spent to ensure that fee payers receive the associated benefit. Typically, these boundaries are based on land use patterns, growth rates, and major man-made and/or geographical/environmental barriers.

Given that fire stations assist other stations and vehicles travel throughout the service area, it is more common to have single fire benefit district for the entire service area. Discussions with Volusia County Fire Rescue also supported the fact that stations respond to incidents throughout the service area and there are no barriers preventing them to do so.

**Map II-1
Current Fire Rescue Impact Fee Benefit Zones**



Benefit Zones	DEBARY	HOLLY HILL	ORMOND BEACH
Environmental Land	DELAND	LAKE HELEN	PIERSON
City Name	DELTONA	NEW SMYRNA BEACH	PONCE INLET
DAYTONA BEACH	EDGEWATER	OAK HILL	PORT ORANGE
DAYTONA BEACH SHORES	FLAGLER BEACH	ORANGE CITY	SOUTH DAYTONA



47
48 **SECTION I:** The above whereas clauses are hereby adopted as legislative findings of
49 fact and intent.

50 **SECTION II:** Exhibit A of Article II Chapter 70 of the Code of Ordinances of the County
51 of Volusia is hereby amended as follows:

52 **EXHIBIT A. FIRE/RESCUE SERVICE IMPACT FEE ZONES**

53 The County boundaries of Volusia County as described in Section 7.64, Florida Statutes,
54 excluding therefrom all areas within the corporate boundaries of any municipality.

55
56 *Zone No. 1:*

57 ~~Beginning at the northeast corner of Section 25, Township 14 South, Range 30 East, said~~
58 ~~point being in the north boundary line of the county; run thence south, along the range line, to~~
59 ~~the southeast corner of Section 36, Township 14 South, Range 30 East; thence west, along~~
60 ~~the township line, to the northeast corner of Section 1, Township 15 South, Range 30 East;~~
61 ~~thence south, along the range line, to the northeast corner of Section 24, Township 16 South,~~
62 ~~Range 30 East; thence east, along the north lines of Sections 19 and 20, Township 16 South,~~
63 ~~Range 31 East, to the northeast corner of said Section 20; thence south, along the east lines~~
64 ~~of Sections 20 and 29, Township 16 South, Range 31 East, to the southeast corner of said~~
65 ~~Section 29; thence east, along the north lines of Sections 33, 34, 35 and 36, Township 16~~
66 ~~South, Range 31 East, to the northeast corner of said Section 36; thence south, to the~~
67 ~~southeast corner of said Section 36; thence east, along the township line, to the northwest~~
68 ~~corner of Section 5, Township 17 South, Range 33 East; thence south, along the west line of~~
69 ~~said Section 5, to a point of intersection with the centerline of County Road #4118 (CR #4118~~
70 ~~and also known as Pioneer Trail); thence easterly, along the centerline of CR #4118, to its~~
71 ~~intersection with the east line of the west half of Section 9, Township 17 South, Range 33 East;~~
72 ~~thence north along said east line of the west half of Section 9 and continuing north along the~~
73 ~~east line of the west half of Section 4, Township 17 South, Range 33 East, to the southeast~~
74 ~~corner of the northwest quarter of said Section 4; thence west, along the south line of the~~
75 ~~northwest quarter of said Section 4, a distance of 176 feet; thence north, a distance of 578~~
76 ~~feet; thence east, a distance of 176 feet to said east line of the west half of said Section 4;~~
77 ~~thence north, along said east line of the west half of Section 4, to the north line of said Section~~
78 ~~4; thence easterly and northerly following the city limits line of the City of Port Orange as now~~
79 ~~established, to its intersection with the thread of the Halifax River; thence southerly, along said~~
80 ~~thread of the Halifax River to its intersection with the westerly extension of the centerline of~~
81 ~~Ponce DeLeon Inlet; thence easterly along said centerline of Ponce DeLeon Inlet, to its~~
82 ~~intersection with the shoreline of the Atlantic Ocean; thence northerly, along said shoreline of~~
83 ~~the Atlantic Ocean, to its intersection with the boundary line between Volusia County and~~
84 ~~Flagler County; thence westerly, south and west, following said boundary line between Volusia~~
85 ~~County and Flagler County, to the point of beginning; excluding therefrom all areas within the~~
86 ~~corporate boundaries of any municipality.~~

87 *Zone No. 2:*

88 Beginning at the southeast corner of Section 36, Township 19 South, Range 33 East; run
89 thence west, along the south lines of Sections 36, 35 and 34, to the southwest corner of said
90 Section 34, Township 19 South, Range 33 East; thence north, along the west lines of Sections
91 34, 27, 22, 15, 10 and 3, to the northwest corner of said Section 3, Township 19 South, Range
92 33 East; thence west, along the south lines of Sections 33, 32 and 31, Township 18 South,
93 Range 33 East, to the southwest corner of said Section 31; thence north, along the range line,
94 to the northwest corner of Section 6, Township 18 South, Range 33 East; thence west, along
95 the township line, to the southwest corner of Section 31, Township 17 South, Range 32 East;
96 thence north, along the range line, to the northwest corner of Section 6, Township 17 South,
97 Range 32 East; thence east, along the township line, to the northwest corner of Section 5,
98 Township 17 South, Range 33 East; thence south, along the west line of said Section 5, to a
99 point of intersection with the centerline of County Road #4118 (CR #4118 and also known as
100 Pioneer Trail); thence easterly, along the centerline [of] CR #4118, to its intersection with the
101 east line of the west half of Section 9, Township 17 South, Range 33 East; thence north along
102 said east line of the west half of Section 9 and continuing north along the east line of the west
103 half of Section 4, Township 17 South, Range 33 East, to the southeast corner of the northwest
104 quarter of said Section 4; thence west, along the south line of the northwest quarter of said
105 Section 4, a distance of 176 feet; thence north, a distance of 578 feet; thence east, a distance
106 of 176 feet to said east line of the west half of said Section 4; thence north, along said east line
107 of the west half of Section 4, to the north line of said Section 4; thence easterly and northerly,
108 following the city limits line of the City of Port Orange as now established, to its intersection
109 with the thread of the Halifax River; thence southerly, along said thread of the Halifax River, to
110 its intersection with the westerly extension of the centerline of Ponce DeLeon Inlet; thence
111 easterly along said centerline of Ponce DeLeon Inlet, to its intersection with the shoreline of
112 the Atlantic Ocean; thence southerly, along said shoreline of the Atlantic Ocean, to its
113 intersection with the township line between Township 19 South and Township 20 South;
114 thence west, along the last described township line to the point of beginning; excluding
115 therefrom all areas within the corporate boundaries of the Cities of New Smyrna Beach and
116 Edgewater.

117 *Zone No. 3:*

118 Beginning at the southeast corner of Section 36, Township 19 South, Range 33 East; run
119 thence west, along the south lines of Sections 36, 35 and 34, to the southwest corner of said
120 Section 34, Township 19 South, Range 33 East; thence north, along the west lines of Sections
121 34, 27, 22, 15, 10 and 3, to the northwest corner of said Section 3, Township 19 South, Range
122 33 East; thence west, along the south lines of Sections 33, 32 and 31, Township 18 South,
123 Range 33 East, to the southwest corner of said Section 31; thence north, along the range line,
124 to the northwest corner of Section 6, Township 18 South, Range 33 East; thence west, along
125 the township line, to the southwest corner of Section 31, Township 17 South, Range 32 East;
126 thence north, along the range line, to the northwest corner of Section 7, Township 17 South,
127 Range 32 East; thence west, along the south line of Sections 1 to 6 inclusive, Township 17
128 South, Range 31 East, to the southwest corner of said Section 6; thence south along the range
129 line to the southeast corner of Section 13, Township 17 South, Range 30 East; thence west, to
130 the southwest corner of said Section 13; thence south, along the east line of Section 23,
131 Township 17 South, Range 30 East, to the southeast corner thereof; thence west, along the

132 south lines of Sections 23, 22 and 21, Township 17 South, Range 30 East and continuing west
133 along the north line of Section 29, Township 17 South, Range 30 East, to the northeast corner
134 of the northwest quarter of the northeast quarter of the northeast quarter of the northeast
135 quarter of said Section 29; thence south to the southeast corner of said northwest quarter of
136 the northeast quarter of the northeast quarter of the northeast quarter of Section 29; thence
137 west to the southwest corner of said northwest quarter of the northeast quarter of the northeast
138 quarter of the northeast quarter of Section 29; thence north to the south line of Section 20,
139 Township 17 South, Range 30 East; thence west along the south lines of Sections 20 and 19,
140 Township 17 South, Range 30 East and continuing west along the south line of Section 24,
141 Township 17 South, Range 29 East, to its intersection with the easterly shoreline of Lake
142 Beresford; thence southerly, along said easterly shoreline of Lake Beresford, to its intersection
143 with the range line between Range 29 East and Range 30 East; thence continuing southerly,
144 along the last-described range line, to its intersection with the township line between Township
145 17 South and Township 18 South; thence westerly, along the last-described township line, to
146 its intersection with the thread of the St. Johns River, being the west boundary of the county;
147 thence southerly, along said thread of the St. Johns River, to its intersection with the south line
148 of Section 35, Township 21 South, Range 33 East; thence East, along the south lines of
149 Sections 35 and 36, Township 21 South, Range 33 East, to the southeast corner of said
150 Section 36; thence north, along the range line to the point of beginning; excluding therefrom all
151 areas within the corporate boundaries of Orange City and Deltona.

152 *Zone No. 4:*

153 Beginning at the northeast corner of Section 25, Township 14 South, Range 30 East, said
154 point being in the north boundary line of the county; run thence south, along the range line, to
155 the southeast corner of Section 36, Township 14 South, Range 30 East; thence west, along
156 the township line, to the northeast corner of Section 1, Township 15 South, Range 30 East;
157 thence south, along the range line, to the northeast corner of Section 24, Township 16 South,
158 Range 30 East; thence east, along the north lines of Sections 19 and 20, Township 16 South,
159 Range 31 East, to the northeast corner of said Section 20; thence south, along the east lines
160 of Sections 20 and 29, Township 16 South, Range 31 East, to the southeast corner of said
161 Section 29; thence east, along the north lines of Sections 33, 34, 35 and 36, Township 16
162 South, Range 31 East, to the northeast corner of said Section 36; thence south, along the
163 range line, to the southeast corner of Section 1, Township 17 South, Range 31 East; thence
164 west, along the south lines of Sections 1 to 6 inclusive, Township 17 South, Range 31 East, to
165 the southwest corner of said Section 6; thence south along the range line to the southeast
166 corner of Section 13, Township 17 South, Range 30 East; thence west, to the southwest
167 corner of said Section 13; thence south, along the east line of Section 23, Township 17 South,
168 Range 30 East, to the southeast corner thereof; thence west, along the south lines of Sections
169 23, 22 and 21, Township 17 South, Range 30 East, and continuing west along the north line of
170 Section 29, Township 17 South, Range 30 East, to the northeast corner of the northwest
171 quarter of the northeast quarter of the northeast quarter of the northeast quarter of said
172 Section 29; thence south to the southeast corner of said northwest quarter of the northeast
173 quarter of the northeast quarter of the northeast quarter of Section 29; thence west to the
174 southwest corner of said northwest quarter of the northeast quarter of the northeast quarter of
175 the northeast quarter of Section 29; thence north to the south line of Section 20, Township 17
176 South, Range 30 East; thence west, along the south lines of Sections 20 and 19, Township 17
177 South, Range 30 East and continuing west along the south line of Section 24, Township 17

178 ~~South, Range 29 East, to its intersection with the easterly shoreline of Lake Beresford; thence~~
179 ~~southerly, along said easterly shoreline of Lake Beresford, to its intersection with the range line~~
180 ~~between Range 29 East and Range 30 East; thence continuing southerly, along the last-~~
181 ~~described range line, to its intersection with the township line between Township 17 South and~~
182 ~~Township 18 South; thence westerly, along the last-described township line, to its intersection~~
183 ~~with the thread of the St. Johns River, being the west boundary of the county; thence northerly,~~
184 ~~along said thread of the St. Johns River, to its intersection with the southerly shoreline of Lake~~
185 ~~George; thence westerly and northerly, along said shoreline of Lake George (west boundary of~~
186 ~~the county) to its intersection with the boundary line between Volusia County and Putnam~~
187 ~~County; thence easterly, along the last-described boundary line, to its intersection with the~~
188 ~~boundary line between Volusia County and Flagler County; thence easterly, south and east,~~
189 ~~following said boundary line between Volusia County and Flagler County, to the point of~~
190 ~~beginning; excluding therefrom all areas within the corporate boundaries of the City of DeLand.~~
191

192 **SECTION III: SEVERABILITY** - Should any word, phrase, sentence, subsection or
193 section be held by a court of competent jurisdiction to be illegal, void, unenforceable, or
194 unconstitutional, then that word, phrase, sentence, subsection or section so held shall be
195 severed from this ordinance and all other words, phrases, sentences, subsections, or sections
196 shall remain in full force and effect.

197 **SECTION IV: CONFLICTING ORDINANCES** - All ordinances, or part thereof, in
198 conflict herewith are, to the extent of such conflict, repealed.

199 **SECTION V: AUTHORIZING INCLUSION IN CODE.** The provisions of this ordinance
200 shall be included and incorporated into the Code of Ordinances of the County of Volusia, as
201 additions or amendments thereto, and shall be appropriately renumbered to conform to the
202 uniform numbering system of the Code.

203 **SECTION VI: EFFECTIVE DATE.** This ordinance shall take effect on March 6,
204 2023 upon electronic filing of a certified copy with the Department of State.

205 ADOPTED BY THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, IN OPEN
206 MEETING DULY ASSEMBLED IN THE COUNTY COUNCIL CHAMBERS AT THE THOMAS
207 C. KELLY ADMINISTRATION CENTER, 123 WEST INDIANA AVENUE, DELAND, FLORIDA,
208 THIS 7TH DAY OF FEBRUARY, 2023.

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ATTEST:

COUNTY COUNCIL
VOLUSIA COUNTY, FLORIDA

George Recktenwald
County Manager

Jeffrey S. Brower
County Chair

