

Business Impact Estimate

This form should be included in the agenda packet for the item under which the proposed ordinance is to be considered and must be posted on the City's website by the time notice of the proposed ordinance is published.

ORDINANCE NO. 2025-246

An ordinance of the City of Gainesville, Florida, amending Chapter 26 of the City Code of Ordinances to create Article IX Valet Operations, to regulate valet operations that occur on public right of way or public property within the City of Gainesville, Florida; establishing permit requirements; establishing operational requirements; establishing revocation, appeals and suspension processes; providing for civil citations; amending Appendix A – Schedule of Fees, Rates and Charges to establish regulatory fees; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance, but the City is, nevertheless, providing this Business Impact Estimate as a courtesy and to avoid any procedural issues that could impact the enactment of the proposed ordinance. This Business Impact Estimate may be revised following its 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 the municipal government;
- The proposed ordinance is an emergency ordinance;
- The ordinance relates to procurement; or
- The proposed ordinance is enacted to implement the following:
 - a. A process for the safe and orderly use of public rights-of-way and public property for the operation of valet services for the use and convenience of businesses and the general public; and to minimize hazardous conditions that a valet operation may cause;
 - b. A permit requirement stipulating conditions, standards and criteria for the operation of valet services in the public right-of-way for a fee; and,

¹ See Section 166.041(4)(c), Florida Statutes.

- c. Stipulation of violations; criteria for suspension and revocation of permits; and an appeals process.

In accordance with the provisions of controlling law, even notwithstanding the fact that an exemption noted above may apply, the City hereby publishes the following information:

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals and welfare):

This ordinance will serve to promote the safety, health and welfare of the general public and local businesses by regulating the operation of valet parking services within public rights-of-way and on public property. The ordinance will also reduce conflicts that arise between valet operations and vehicular/pedestrian traffic. Unregulated valet parking operations pose conflicts by causing obstructions to travel lanes, sidewalks and lines of sight, thereby impeding safe access and flow of vehicles and pedestrians. Unregulated valet operations also conflict with the City's public interest through undue use of public parking spaces for profit while reducing the number of parking spaces available to the general public. The City has received numerous complaints about the unregulated operation of valet services, especially within the downtown area. The proposed ordinance was based on research of other communities and best practices, consultation with local valet operators, and public input. The proposed ordinance will provide clear standards and criteria for the use and operation of valet parking services within public rights-of-way and on public property. Additionally, the ordinance also establishes a permit fee and a fee for the dedication of parking spaces for the exclusive use by valet parking operators. Moreover, the ordinance imposes penalties for violations and includes a process for appeals.

2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City of Gainesville, if any:

- (a) An estimate of direct compliance costs that businesses may reasonably incur;
- (b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible; and
- (c) An estimate of the City of Gainesville regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

Valet operators providing services along public rights-of-way will be required to apply annually for a permit and pay an annual fee for the desired number of parking spaces (up to a maximum of 4 spaces) that would be designated for their exclusive use for the duration of their permit. The proposed annual permit application fee is \$79.93 based on similar fees adopted and currently in use by the city. The fee for a temporary valet permit is \$79.93. The proposed annual fee for the use of one parking space is \$2,190.

The ordinance also allows for temporary use of parking spaces at the rate of \$0.50 per hour, or \$12 per day.

Violations of permit regulations may result in civil citation in the amount of \$50 per incident. In order to obtain a permit, valet operators must provide and maintain public liability and property damage insurance in accordance with section 26.11 of the ordinance. The cost of insurance varies.

If the two existing valet operators in the downtown area apply for permits and apply for exclusive use of 4 parking spaces each, the City expects to receive revenue of \$17,769.86 per year.

City staff who are already in the field will monitor valet operations to enforce the ordinance.

3. Good faith estimate of the number of businesses likely to be impacted by the proposed ordinance:

Currently there are two unregulated valet operators in the downtown area that would be affected by enactment of this ordinance.

4. Additional information the governing body deems useful (if any):