

**Brevard County Natural Resources Management Office (NRMO)
Non-Bona Fide Agricultural Land Clearing Exemption Application¹
Brevard County Code Landscaping, Land Clearing, and Tree Protection Sec. 62-4335**

A processing fee in the amount of \$300.00 is required at the time this application submitted. Please call (321) 633-2016 to arrange payment. Planning and Zoning's processing fee is \$37.50.

Property Owner's Name: _____

Proposed agricultural use: _____

Property Address: _____

Mailing Address (if different): _____

Phone Number: () _____ - _____ Fax: () _____ - _____

Legal Description: Township _____ Range _____ Section _____ S/D # _____

Block/Parcel: _____ Lot: _____ OR Parcel ID #: _____

Property Size: _____ acres Zoning: _____ Tax ID #: _____

Submit one (1) copy of a completed and signed Conservation Plan from USDA Natural Resources Conservation Service (call Dave Millard at (321) 633-1702) that shall contain the following information, at a minimum:

1. Proposed and existing agricultural activities.
2. Whether the agricultural use has been continuous or proposed.
3. Size and amount of property intended for agricultural purposes.
4. Best Management Practices that are being utilized.
5. If the property contains wetlands, a certified wetland delineation from an environmental consultant or appropriate state agency.
6. Aerial map depicting location of proposed agricultural activities on the property.
7. Any other information that is necessary to determine compliance with the County's Landscaping, Land Clearing, and Tree Protection Code and the Wetland Protection Code.

Criteria for issuance of a non-bona fide agricultural land clearing exemption:

1. An active development order (i.e. rezoning, building, or construction permits) is not being sought for the property. Property under an agricultural exemption shall be subject to the rollback requirements as defined in Sec. 62-4332 Definitions.
2. No activities are proposed that would adversely affect the functions of on-site/off-site wetlands.
3. Agricultural and Forestry Best Management Practices are being utilized.
4. Proposed agricultural uses are permitted for the property's zoning district*.
5. Abutting property owners shall be notified by the applicant of the proposed land clearing activity. Written verification of the notification is required by NRMO.

I, the undersigned, do hereby certify that the statements contained herein are true and correct to the best of my knowledge, and understand that the issuance of a non-bona fide agricultural land clearing exemption by Brevard County NRMO does not relieve me of the requirement of complying with any applicable zoning or land development regulations or from obtaining all other Local, State and/or Federal permits as may be required.

Property Owner Signature: _____ Date: _____

STATE OF FLORIDA, COUNTY OF BREVARD

Sworn and subscribed before me on this _____ of _____, 200_, by _____ who is known to me or has provided _____ as identification and who has or has not taken an oath.

Witness my hand and official seal in the State and County last aforesaid, this _____ day of _____, 200_.

Notary Public At Large, State of Florida My Commission Expires: _____

For Use by Brevard County Only:

Wetlands Present: ___ Yes ___ No

Listed Species Present: ___ Yes ___ No

Reviewed by: _____ Date: _____

Proposed use permitted within the Property's Zoning District*: ___ Yes ___ No

*Requires review and approval by Zoning Department _____
Zoning Department Signature

Zoning Notes: _____

I hereby certify that the proposed use on the subject property qualifies as a non-bona fide agricultural use and such use is exempt from the requirements of the Landscaping, Land Clearing, and Tree Protection Ordinance if it does not adversely impact the functions of wetlands.

Director, Natural Resources Management Office

¹This agricultural exemption relates to land clearing only and has no bearing on property tax exemptions or the exemption of structures and/or other improvements from permitting requirements.