

ORDINANCE NO. 2020-_____

AN ORDINANCE AMENDING CHAPTER 62, LAND DEVELOPMENT REGULATIONS, CODE OF ORDINANCES OF BREVARD COUNTY, FLORIDA; AMENDING CHAPTER 62, ARTICLE VI, ZONING REGULATIONS, DIVISION 1, GENERALLY, SECTION 62-1102. DEFINITIONS AND RULES OF CONSTRUCTION, TO INCLUDE A NEW DEFINITION OF VACATION RENTAL; AMENDING SECTION 62-1331 GENERAL USE, GU, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1332, PRODUCTIVE AGRICULTURAL, PA, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1333, AGRICULTURAL, AGR, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1334, AGRICULTURAL RESIDENTIAL, AU AND AU(L) , TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1334.5, AGRICULTURAL RURAL RESIDENTIAL, ARR, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1335, RURAL ESTATE USE, REU, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1336, RURAL RESIDENTIAL, RR-1, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1337, SUBURBAN ESTATE RESIDENTIAL USE, SEU, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1338, SUBURBAN RESIDENTIAL, SR, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1339, ESTATE USE RESIDENTIAL, EU, EU-1 AND EU-2, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1340, SINGLE-FAMILY RESIDENTIAL, RU-1-13 AND RU-1-11, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1341, SINGLE-FAMILY RESIDENTIAL, RU-1-9, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1342, SINGLE-FAMILY RESIDENTIAL, RU-1-7, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1401, RURAL RESIDENTIAL MOBILE HOME, RRMH-1, RRMH-2.5 AND RRMH-5, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1402, SINGLE-FAMILY MOBILE HOME, TR-1 AND TR-1-A, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1403, SINGLE-FAMILY MOBILE HOME, TR-2, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1404, MOBILE HOME PARK, TR-3, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1405, SINGLE-FAMILY MOBILE HOME COOPERATIVE, TRC-1, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1406, RECREATIONAL VEHICLE PARK, RVP, TO INCLUDE VACATION RENTAL AS A PERMITTED USE AND RENUMBER EXISTING SUBSECTIONS TO

ACCOMMODATE THIS ADDITION; AMENDING SECTION 62-1443, SAME – PERMITTED USES, PERTAINING TO PLANNED UNIT DEVELOPMENTS, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1463, SAME – REZONING AND PERMITTED USES, PERTAINING TO RESIDENTIAL PLANNED UNIT DEVELOPMENTS TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1473, SAME – PERMITTED USES, PERTAINING TO TINY HOUSE PLANNED UNIT DEVELOPMENTS TO INCLUDE VACATION RENTAL AS A PERMITTED USE; AMENDING SECTION 62-1574, FARMTON MIXED USE ZONING OVERLAY DISTRICT, FARM-1, TO INCLUDE VACATION RENTAL AS A PERMITTED USE; PROVIDING FOR CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AREA ENCOMPASSED; PROVIDING AN EFFECTIVE .DATE; AND PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES OF BREVARD COUNTY, FLORIDA.

WHEREAS, the Board of County Commissioners has in place zoning regulations pertaining to resort dwellings that seek to ensure compatible land uses and responsible development; and

WHEREAS, the Florida Legislature adopted Section 509.032(7)(b), Florida Statutes, in order to limit the ability of local governments to regulate vacation rental. Specifically, this Statute provides that "[a] local law, ordinance, or regulation may not prohibit vacation rental or regulate the duration or frequency of rental of vacation rental. This paragraph does not apply to any local law, ordinance, or regulation adopted on or before June 1, 2011"; and

WHEREAS, Brevard County's regulations related to resort dwellings adopted prior to June 1, 2011, are currently grandfathered in; and

WHEREAS, the Board of County Commissioners, on September 15, 2020, approved legislative intent and permission to advertise amendments to land development regulations to create a definition of vacation rental consistent with Section 509.242(1)(c), Florida Statutes, and identify vacation rental as a permitted use in certain zoning classifications; and

WHEREAS, the Board of County Commissioners, on September 15, 2020, further directed that Code amendments be drafted to prevent conflict in zoning classifications between resort dwellings and vacation rental; and

WHEREAS, resort dwelling is currently defined in Section 62-1102 of the Brevard County Code as "any single family dwelling or multifamily dwelling unit which is rented for periods of less than 90 days or three calendar months, whichever is less, or which is advertised or held out to the public as a place rented for periods of less than 90 days or three calendar months, whichever is less. For the purposes of this chapter, a resort

dwelling is a commercial use. For the purposes of this definition, subleases for less than 90 days are to be considered separate rental periods. This definition does not include month-to-month hold-over leases from a previous lease longer than 90 days”; and

WHEREAS, the Building Construction Advisory Committee, November 18, 2020, reviewed the proposed ordinance and _____; and

WHEREAS, the Local Planning Agency, on November 23, 2020, reviewed the proposed ordinance and _____; and

WHEREAS, the Board of County Commissioners has reviewed the recommendations of the Local Planning Agency and the Building Construction Advisory Committee and has considered the comments of interested citizens in public hearing; and

WHEREAS, the Board of County Commissioners desires to permit vacation rental in the zoning classifications identified herein without affecting or modifying any other zoning regulations that are not addressed by this Ordinance change; and

WHEREAS, this Ordinance change does not affect any covenants, conditions, and/or restrictions that associations, as defined by Section 720.301(9), Florida Statutes, as may be amended, may have in place; and

WHEREAS, the Board of County Commissioners has determined that the proposed amendment serves a public benefit to residents of and visitors to Brevard County.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, as follows:

Underline indicates additions. ~~Strike-through indicates deletions.~~

SECTION 1. Section 62-1102. Definitions and rules of construction. Code of Ordinances of Brevard County, Florida, “Vacation Rental” definition is hereby created as follows:

Vacation Rental means any unit or group of units in a condominium or cooperative or any individually or collectively owned single-family or multi-family dwelling unit that is also a transient public lodging establishment but that is not a timeshare project. A transient public lodging establishment means any unit, group of units, dwelling, building, or group of buildings within a single complex of buildings which is rented to guests more than three times in a calendar year for periods of less than 30 days or one calendar month, whichever is less, or which is advertised or held out to the public as a place regularly rented to guests.

SECTION 2. Section 62-1331(1)a. General use, GU. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

Single-family detached residential dwelling.
Parks and public recreational facilities.
Private golf courses.
Foster homes.
Vacation Rental.

SECTION 3. Section 62-1332(1)a. Productive agricultural, PA. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) *Permitted uses.*

a. Permitted uses are as follows:

Mobile home residential dwelling.
One single-family dwelling unit.
Tenant dwellings: Where there are 40 or more acres under the same ownership, one tenant dwelling unit is permitted for each five acres, not to exceed ten tenant dwelling units in total. Tenant dwelling units shall be set back 200 feet from all property under different ownership.
All agricultural pursuits. The sale of products produced on the property and any other agricultural produce may be sold from roadside stands as provided in chapter 86, article IV.
Raising and grazing of farm animals, fowl raising and beekeeping.
Nurseries and horticultural pursuits.
Parks and public recreational facilities.
Pet kennels.
Vacation Rental.

SECTION 4. Section 62-1333(1)a. Agricultural, AGR. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

Single-family detached residential dwelling.
Mobile home residential dwelling.

Tenant dwellings: Where there are 20 acres or more of land under the same ownership, one tenant dwelling unit is permitted for each five acres, not to exceed a total of ten tenant dwellings.

Agricultural pursuits, including the packing and processing of commodities raised on the premises. The sale of products produced on the property and any other agricultural produce may be sold from roadside stands as provided in chapter 86, article IV.

Raising and grazing of animals.

Bed and breakfast inns.

Dude ranches, with a minimum site size of 40 acres.

Landscaping businesses.

Parks and public recreational facilities.

Pet kennels.

Plant nurseries and sale of plants raised on the premises.

Private golf courses.

Foster homes.

Vacation Rental.

SECTION 5. Sections 62-1334(1)a.1. and 2. Agricultural residential, AU and AU(L).

Code of Ordinances of Brevard County, Florida, are hereby amended as follows:

(1) *Permitted uses.*

a. 1. Permitted uses within the AU classification are as follows:

Single-family detached residential dwelling.

All agricultural pursuits, including the packing, processing, and sales of commodities raised on the premises as provided in chapter 86, article IV.

Raising and grazing of animals.

Dude ranches, with a minimum area of 40 acres. Barns or stables shall be 200 feet from any property line.

Fowl raising and beekeeping.

Parks and public recreational facilities.

Plant nurseries.

Private golf courses.

Private camps.

Foster homes.

Vacation Rental.

2. Permitted uses within the AU(L) sub-classification are as follows:

Single-family detached residential dwelling.

Agricultural pursuits of a personal non-commercial nature.

Structures for the housing of livestock and animals shall not be permitted within 100 feet of any existing residence under different ownership, except where otherwise permitted in section 62-2108.

Parks and public recreational facilities.

Foster homes.
Vacation Rental.

SECTION 6. Section 62-1334.5(1)a. Agricultural rural residential, ARR. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses:

a. Permitted uses are as follows:

Single-family detached residential dwelling.
Manufactured homes.
Modular homes.
Tenant dwellings: One unit is permitted for each five acres of land under the same ownership. Tenant dwellings must be 100 feet from property of different ownership.
Foster homes.
Vacation Rental.

SECTION 7. Section 62-1335(1)a. Rural estate use, REU. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

One single-family detached residential dwelling.
Foster homes.
Parks and public recreational facilities.
Vacation Rental.

SECTION 8. Section 62-1336(1)a. Section Rural residential, RR-1. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

One single-family dwelling.
Parks and public recreational facilities.
Private golf courses.
Foster homes.
Sewer lift stations.
Vacation Rental.

SECTION 9. Section 62-1337(1)a. Suburban estate residential use, SEU. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

One single-family detached residential dwelling.
Parks and public recreational facilities.
Private golf courses.
Foster homes.
Sewer lift stations.
Vacation Rental.

SECTION 10. Section 62-1338(1)a. Suburban residential, SR. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

One single-family residential detached dwelling.
Parks and public recreational facilities.
Private golf courses.
Foster homes.
Sewer lift stations.
Vacation Rental.

SECTION 11. Section 62-1339(1)a. Estate use residential, EU, EU-1 and EU-2. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

One single-family residential detached dwelling.
Parks and public recreational facilities.
Private golf courses.
Foster homes.
Sewer lift stations.
Vacation Rental.

SECTION 12. Section 62-1340(1)a. Single-family residential, RU-1-13 and RU-1-11. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

One single-family residential detached dwelling.
Parks and public recreational facilities.
Private golf courses.
Foster homes.
Sewer lift stations.
Vacation Rental.

SECTION 13. Section 62-1341(1)a. Single-family residential, RU-1-9. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

One single-family residential detached dwelling.
Parks and public recreational facilities.
Private golf courses.
Foster homes.
Sewer lift stations.
Vacation Rental.

SECTION 14. Section 62-1342(1)a. Single-family residential, RU-1-7. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

One single-family residential detached dwelling.
Parks and public recreational facilities.
Private golf courses.
Foster homes.
Sewer lift stations.
Vacation Rental.

SECTION 15. Section 62-1401(1)a. Rural residential mobile home, RRMH-1, RRMH-2.5 and RRMH-5. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

One single-family mobile home or detached dwelling unit.
Parks and public recreational facilities.
Private golf courses.
Sewer lift stations.
Foster homes.
Vacation Rental.

SECTION 16. Section 62-1402(1)a. Single-family mobile home, TR-1 and TR-1-A. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

Single-family mobile home units.
Single-family detached dwelling units with minimum floor area of 600 square feet.
Foster homes.
Parks and public recreational facilities.
Vacation Rental.

SECTION 17. Section 62-1403(1)a. Single-family mobile home, TR-2. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

Single-family mobile home or detached dwelling units.
Foster homes.
Parks and public recreational facilities.
Vacation Rental.

SECTION 18. Section 62-1404(1)a. Single-family mobile home, TR-3. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

Mobile homes and modular coaches, exclusive of travel trailers and recreational vehicles.

Parks and public recreational facilities.
Vacation Rental.

SECTION 19. Section 62-1405(1)a. Single-family mobile home cooperative, TRC-1. Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(1) Permitted uses.

a. Permitted uses are as follows:

The parking, storage or residential use of single mobile home units and modular coaches.
Parks and public recreational facilities.
Vacation Rental.

SECTION 20. Section 62-1406(1). Recreational vehicle park, RVP. Code of Ordinances of Brevard County, Florida, is hereby amended to insert a new Subsection d., and renumbering old Subsections d. and e. to read as new Subsections e. and f., respectively, as follows:

(1) Permitted uses.

- a. Spaces or lots in RVP recreational vehicle parks may be used by a recreational vehicle or equivalent facilities constructed in or on automotive vehicles, or tents, or other shortterm housing devices, or park trailers, or cabins. Cabins or park trailers utilized for shortterm use may comprise no more than 20 percent of the permitted spaces or lots, and shall not exceed a maximum of 1,000 square feet each in size.
- b. Nonrecreational services and administrative buildings are permitted.
- c. Parks and public recreational facilities.
- d. Vacation Rental.

ed. Permitted uses with conditions:

Convenience store as accessory use to recreational vehicle park.
Preexisting use.
Recreational vehicle destination park. (see section 62-1841.5)

fe. Attachments to principal structures:

- 1. In no event shall the principal structure be expanded in any manner that changes the structure of the base unit.
- 2. Attachments are further limited as follows: No attachment or combination of attachments and accessory structures shall exceed 50 percent of the square footage of the recreational vehicle unit, not including a carport. An administrative approval for accessory buildings or attachments may be allowed up to a maximum of 100

percent of the square footage of the recreational vehicle unit as long as the additional square footage is consistent with the character of the surrounding area. Unless otherwise provided for in this chapter attachments shall have no kitchen facilities.

SECTION 21. Section 62-1443(a). Same – Permitted Uses., pertaining to pertaining to planned unit developments, Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(a) The PUD zoning classification is designed to allow an applicant to submit a proposal for consideration, for any use or mixture of uses, and to allow the board of county commissioners to approve any proposal which it believes to be in the best interest of the public health, safety and welfare, along with any conditions or limitations thereon which the board of county commissioners deems advisable. Rezoning to the PUD zoning classification shall be an entirely voluntary procedure to be pursued only at the option of the applicant. Approval of the PUD zoning classification rests with the board of county commissioners, based upon its determination that the proposed development is in the best interests of the county. Vacation Rental is a permitted use within the PUD zoning classification. However no nonresidential land uses shall be permitted within the PUD unless the following criteria area met:

- (1) Nonresidential land uses accessory to planned residential uses may be requested within the PUD provided they meet one of the following locational criteria.
 - a. Where the proposed nonresidential use is located consistent with the future land use map series; or
 - b. Where the proposed nonresidential use is completely internal and accessory to the proposed development and the developer demonstrates to the satisfaction of the board of county commissioners that the land uses proposed demonstrates a rational development scheme, interrelated to the development as a whole, which promotes the goals of the PUD zoning classification found in section 62-1442.
- (2) Nonresidential land uses which are not permitted uses in the BU-1 zoning classification must be specified in the preliminary development plan (PDP) application. Proposed uses, setbacks, building heights, buffers and signs shall be submitted with the PDP along with a narrative justification of how these elements help meet the goals of the PUD zoning classification found in section 62-1442.
- (3) Parks and public recreational facilities.
- (4) Institutional uses such as, but not limited to schools, churches or other public or nonprofit uses as specifically designated on the preliminary development plan.
- (5) Uses designated and permitted as part of a DRI development order.

SECTION 22. Section 62-1463(a). Same—Rezoning and permitted uses, pertaining to residential planned unit developments, Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(a) The RPUD zoning classification is designed to allow an applicant to first submit a rezoning application for consideration, consistent with the requirements of section 62-1151 and to allow the board of county commissioners to approve any rezoning application which it believes to be in the best interest of the public health, safety and welfare. Rezoning to the RPUD zoning classification shall be an entirely voluntary procedure to be pursued only at the option of the applicant. Approval of the RPUD zoning classification rests with the board of county commissioners, based upon its determination that the proposed rezoning is in the best interests of the county. Vacation Rental is a permitted use within the RPUD zoning classification.

SECTION 23. Section 62-1473(a). Same—Permitted uses, pertaining to tiny house planned unit developments, Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

(a) The THPUD zoning classification is designed to allow an applicant to submit a proposal for consideration and to allow the board of county commissioners to approve any proposal which it believes to be in the best interest of the public health, safety and welfare, along with any conditions or limitations thereon which the board of county commissioners deems advisable. Rezoning to the THPUD zoning classification shall be an entirely voluntary procedure to be pursued only at the option of the applicant. Approval of the THPUD zoning classification rests with the board of county commissioners, based upon its determination that the proposed development is in the best interests of the county. Vacation Rental is a permitted use within the THPUD zoning classification.

SECTION 24. Sec. 62-1574(1)a.1.ii. – Permitted uses, pertaining to Farnton mixed use zoning overlay district, Code of Ordinances of Brevard County, Florida, is hereby amended as follows:

1. ii. The following uses as noted or other uses of a similar nature compatible with the character of the uses specifically described in this subsection, are permitted as follows:

Administrative, executive and editorial offices.

Aquariums.

Automobile hire.

Automobile parts, if confined within a structure.

Automobile repairs, minor (as defined in section 62-1102).

Automobile sales and storage, provided sales are from a permanent structure and the storage area meets the requirements of article VIII, pertaining to site plans, and article XIII, division 2, pertaining to landscaping.
 Automobile tires and mufflers (new), sales and service.
 Automobile washing.
 Banks and financial institutions.
 Child or adult day care centers.
 Colleges and universities.
 Conservatories.
 Contractors' offices, with no outside storage.
 Display and sales rooms.
 Dog and pet hospitals and beauty parlors, with outside kennels or runs.
 Dry cleaning plants, accessory to pickup stations.
 Dyeing and carpet cleaning.
 Employment agencies.
 Electrical appliance and lighting fixtures.
 Farmer's markets, operating from within enclosed structures; for external sales see subsection (1)a.4. for conditional use permit.
 Foster homes, when operated as part of a multi-family structure.
 Fraternities and sororities.
 Fruit stores (packing on premises).
 Funeral homes and mortuaries.
 Furniture stores.
 Furriers.
 Gasoline service stations, on minimum 15,000 square foot lot having a minimum lot width of 100 feet and a minimum lot depth of 100 feet.
 Grocery stores.
 Hardware stores.
 Hat cleaning and blocking
 Hospitals.
 Hotels, (three acres minimum lot size) with or without alcoholic beverage sales.
 Industrial uses consistent with the light industrial (IU) zoning classification as referenced within section 62-1540.
 Laboratories.
 Laundries.
 Lawn mower sales.
 Mail order offices.
 Manufacturing, compounding, processing, packaging, storage, treatment or assembly of certain products.
 Meat, fish and seafood markets.
 Medical buildings and clinics, and dental clinics.
 Messenger offices.
 Millinery stores.
 Motorcycle sales and service.
 Multi-family residential dwellings—Minimum density ten and maximum density 15 units per acre, (five-acre minimum lot size).

Music, radio and television shops and repairs.
Nursing homes.
Paint and wallpaper stores.
Parking lots (commercial).
Parks and public recreational facilities.
Plant nurseries (no outside bulk storage of mulch, topsoil, etc.).
Printing services.
Professional offices and office buildings.
Post offices.
Restaurants, with or without alcoholic beverage sales.
Resort dwellings, when operated as part of a multi-family structure.
Retail sales.
Roadside produce stands, when accessory to other onsite development; not a standalone use.
Snack bars.
Telephone and telegraph stations and exchanges.
Television and broadcasting stations, including studios, transmitting stations and towers and other incidental uses usually pertaining to such stations.
Theaters, but no drive-ins.
Ticket offices and waiting rooms for common carriers.
Towers and antennas.
Upholstery shops.
Schools for business training.
Schools, private or parochial.
Vacation Rental.
Warehouses.
Wearing apparel stores.
Wholesale sales.
Worship, places of.

SECTION 25. Conflicting Provisions. In the case of a direct conflict between any provision of this Ordinance and a portion or provision of any other appropriate Federal, State or County law, rule, code or regulation, the more restrictive shall apply.

SECTION 26. Area Encompassed. This Ordinance shall take effect only in the unincorporated area of Brevard County, Florida.

SECTION 27. Effective Date. A certified copy of this Ordinance shall be filed with the Office of the Secretary of State, State of Florida within ten (10) days of enactment. This ordinance shall take effect upon adoption and filing as required by law.

SECTION 28. Inclusion in Code. It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of Brevard County, Florida; and that the sections of this Ordinance may be renumbered or re-lettered and that the word "Ordinance" may be

changed to "Chapter," "Section," "Article," or such other appropriate word or phrase in order to accomplish such intentions.

DONE, ORDERED AND ADOPTED, in regular session, this ____ day of _____, 2020.

Attest:

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

Scott Ellis, Clerk

(S E A L)

Bryan Andrew Lober, Chair
(Approved by the Board on _____, 2020)