



# Brevard County Board of County Commissioners

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Legislation Text

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**File #:** 4674, **Version:** 1

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### **Subject:**

Acceptance, Re: Binding Development Plan with Surrey Homes, LLC (f.k.a. Jackson Family Trust; and C.B. Davis Family Trust (District 1)

### **Fiscal Impact:**

None

### **Dept/Office:**

Planning & Development

### **Requested Action:**

In accordance with Section 62-1157, it is requested that the Board of County Commissioners accept, and the Chair sign, the Binding Development Plan.

### **Summary Explanation and Background:**

A BDP (Binding Development Plan) is a voluntary agreement presented by the property owner to self-impose limits upon development of a property in support of a change of zoning or conditional use permit. Pursuant to Section 62-1157, a BDP shall be recorded in the public records within 120 days of the Board's approval of the zoning request. Following staff and legal review, the BDP is presented to the Board in recordable form as a Consent Agenda item in order to finalize the zoning action.

On March 3, 2022, the Board approved a change of zoning classification from AU (Agricultural Residential), GU (General Use), BU-1 (General Retail Commercial), and BU-2 (Retail, Warehousing, and Wholesale Commercial), to RU-1-7 (Single-Family Residential), with a BDP including, but not limited to, the following conditions:

- The Developer/Owner shall limit density to a maximum of 199 units and may be further restricted by any changes to the Comprehensive Plan or Land Development Regulations.
- The Developer/Owner shall limit ingress and egress to S.R. 46, Mims, Florida.

The attached binding development plan includes these provisions.

### **Clerk to the Board Instructions:**

Upon recordation, please return two certified copies of the BDP to Planning & Development.