



# Brevard County Board of County Commissioners

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Legislation Text

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**File #:** 2602, **Version:** 1

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### **Subject:**

Acceptance, Re: Binding Development Plan with Ag Ventures, LLC (District 1)

### **Fiscal Impact:**

None

### **Dept/Office:**

Planning and Development

### **Requested Action:**

In accordance with Section 62-1157, it is requested that the Board of County Commissioners accept, and the Chairman 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 February 4, 2021, the Board approved a request for a BDP with the following conditions.

- Limiting density to 4 units per acre to be consistent with the Future Land Use.
- Preserving wetlands on the northeast corner of the Property.
- Connection to County water and sewer.
- Providing a minimum of 10 acres of area which may include wetlands, buffer tract and stormwater tracts which will include the adjacent BU-1 portion of the proposed subdivision. The stormwater tracts can be wet or dry, or a combination of wet and dry.

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

Upon recordation, please return two executed copies of the BDP to Planning and Development.