



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

New Business - Miscellaneous

J.3.

7/8/2025

Subject:

Legislative Intent and Permission to Advertise Amendments to Chapter 62, Article VI, "Zoning Regulations" RE: Farm Animals and Fowl

Fiscal Impact:

None

Dept/Office:

District 1

Requested Action:

It is requested that the Board approve Legislative Intent and Permission to Advertise Amendments to Chapter 62, Article VI, "Zoning Regulations," Brevard County Code, and to direct staff to bring forward an ordinance that addresses the issues detailed in the Summary Explanation and Background section below.

Summary Explanation and Background:

The County Commission has received complaints from local residents regarding the requirement that they can generally only have one chicken under the current Code. Specifically, Section 62-2108, Brevard County Code of Ordinances, provides, in pertinent part, that "[i]t shall be unlawful for any person to keep, harbor, breed, or maintain upon any premises not zoned for agricultural use . . . more than one of the following: pigeons, chickens, ducks, or other fowl. . . ."

Due to chickens being a flock animal, residents have complained that they are unable to purchase a single chicken from local suppliers who do not sell single chickens. In order to address these complaints, it is requested that the Board approve legislative intent and permission to advertise an ordinance amending the Brevard County Code of Ordinances, as necessary, to allow for up to six (6) chickens as a permitted use with conditions, bringing the County more in line with other jurisdictions. This request will require staff to make changes to Chapter 62, Article VI, Division 4, Subdivision II, "Unimproved, Agricultural, and Residential," in order to allow chickens as a permitted use with conditions for the corresponding zoning classifications found within that Subdivision. Additionally, changes may be needed to Section 62-1102, "Definitions"; Section 62-1927, "Farm animals and fowl" (Conditional Uses); and, Section 62-2108, "Farm animals and fowl" (Supplemental Regulations - General Provisions).

Clerk to the Board Instructions:

Return a copy of this approval to the County Attorney's Office and Planning and Development Department for further processing.



Kimberly Powell, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972
Kimberly.Powell@brevardclerk.us

July 9, 2025

M E M O R A N D U M

TO: Commissioner Katie Delaney, District 1

RE: Item J.3., Legislative Intent and Permission to Advertise Amendments to Chapter 62, Article VI, "Zoning Regulations," for Farm Animals and Fowl

The Board of County Commissioners, in regular session on July 8, 2025, discussed legislative intent and permission to advertise an amendment to Chapter 62, Article VI, "Zoning Regulations," regarding farm animals and fowl, but took no action.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

Kimberly Powell
Kimberly Powell, Clerk to the Board

cc: Each Commissioner

Summary Table: Florida County/City Chicken Limits

Location	Max Chickens	Roosters Allowed	Permit Required	Notes
Brevard (current)	4 per 1/2 acre	No	No	Coop/setback rules
Indian River (uninc.)	6	No	No	No roosters, coop required
Marion County	6	No	No	Coop/setback, personal use only
Osceola/St. Cloud	6	No	Yes	Class required, annual renewal
Charlotte County	4-6	No	Yes	Lot size determines max hens

This chart was researched and compiled by Perplexity AI using official county and city government sources for current backyard chicken ordinances in Florida.