

hbd-09

Bill No. CS/HB 2237

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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Representative(s) Lawson offered the following:

Amendment (with title amendment)

On page 20, line 26, through page 21, line 4,
remove from the bill: all of said lines

and insert in lieu thereof:

(6) WAIVER OR VARIANCE FROM LOCAL GOVERNMENT

REGULATION.--It is the intent of the Legislature to provide a mechanism by which a farm operation may obtain a waiver or variance from application from local government regulation of a farm activity when such regulation imposes undue hardship on the farm operation. Local governments shall establish procedures and criteria for a waiver or variance from the application of local regulations to a commercial farm operation on land classified as agricultural land pursuant to s. 193.461. A local government shall grant such waiver or variance upon demonstration by the applicant that the activity subject to regulation is in compliance with applicable state and federal requirements, and the following circumstances exist:

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1 (a) Compliance with the local regulation shall require
2 measures which, because of their extent or cost, impose undue
3 hardship on the farm operation.

4 (b) Alternative state or federal regulations,
5 including implementation of best management practices,
6 substantially achieve the objective of the local regulation.

7 (c) The impact of the farm activity on adjacent land
8 uses, if any, may be be substantially mitigated by
9 implementation of alternative measures.

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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

On page 3, lines 12 through 15
remove from the title of the bill: all of said lines

and insert in lieu thereof:

events; amending s. 823.14, F.S.; providing for
waiver or variance from local government
regulation of farm operations on certain
agricultural land, under the Florida Right to
Farm Act; amending s. 828.12, F.S.;