

**GROUP 3, ITEM C.2
RIGHT TO FARM ACT (FISH FARM REVERSION)**

**Chapter 34 – ZONING
ARTICLE VI. – DISTRICT REGULATIONS
DIVISION 2. – AGRICULTURAL DISTRICTS**

Sec. 34-653. Use regulation table.

Staff note: Ordinance 19-03 amended the Use Regulations Table in section 34-653 to require a special exception for the keeping, raising or breeding of marine life which requires the storage of brackish or saline water. Prior to this amendment, the LDC only required a special exception for this use if such use took place in “man-made ponds.” The Right to Farm Act, as amended, preempts any regulation affecting a bona fide agricultural use enacted after June 16, 2000, making the amendments adopted by Ordinance 19-03 null and void. This section has been amended to reflect this preemption.

Use regulations for agricultural districts are as follows:

TABLE 34-653. USE REGULATIONS FOR AGRICULTURAL DISTRICTS

	Special Notes or Regulations	AG-1	AG-2	AG-3
Animals, reptiles, marine life:				
Animals (excluding exotic species)	Section 34-1291 et seq.	P	P	P
Animal clinic (df) or animal kennel (df)	Section 34-1321 et seq.	EO/SE	EO/SE	EO/SE
Keeping, raising or breeding of domestic tropical birds (df) for commercial purposes	Note (12), Section 34-1291 et seq.	SE	SE	SE
Keeping, raising or breeding of American alligators, venomous reptiles or Class II animals (df)	Section 34-1291 et seq.	SE	SE	SE
Keeping, raising or breeding of marine life which requires the storage of brackish or saline water	Section 34-1291 et seq.	SE <u>P</u>	SE <u>P</u>	SE <u>P</u>