

By Senator Bradley

5-01089B-18

20181776__

1 A bill to be entitled
2 An act relating to vegetable gardens; creating s.
3 604.71, F.S.; prohibiting local governments from
4 regulating vegetable gardens on residential properties
5 except as otherwise provided by law; specifying that
6 such regulations are void and unenforceable;
7 specifying exceptions; providing applicability;
8 providing an effective date.

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10 Be It Enacted by the Legislature of the State of Florida:

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12 Section 1. Section 604.71, Florida Statutes, is created to
13 read:

14 604.71 Local regulation of vegetable gardens.-

15 (1) The Legislature intends to encourage the development of
16 sustainable cultivation of vegetables and fruits at all levels
17 of production, including for personal consumption, as an
18 important interest of the state.

19 (2) Except as otherwise provided by law, a county,
20 municipality, or other political subdivision of this state may
21 not regulate vegetable gardens on residential properties. Any
22 such local ordinance or regulation regulating vegetable gardens
23 on residential properties is void and unenforceable.

24 (3) This section does not preclude the adoption of a local
25 ordinance or regulation of a general nature that does not
26 specifically regulate vegetable gardens, including, but not
27 limited to, regulations and ordinances relating to water use
28 during drought conditions, fertilizer use, or control of
29 invasive species.

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Section 2. This act shall take effect July 1, 2018.