

SSA #16-2005
RELEVANT EXCERPTS CHAPTER 9J-5
FLORIDA ADMINISTRATIVE CODE

9J-5.003 Definitions.

(28) “**Conservation uses**” means activities or conditions within land areas designated for the purpose of conserving or protecting natural resources or environmental quality, including areas designated for such purposes as flood control, protection of quality or quantity of groundwater or surface water, floodplain management, commercially or recreationally valuable fish and shellfish, or protection of vegetative communities or wildlife habitats.

(84) “**Open spaces**” means undeveloped lands suitable for passive recreation or conservation uses.

(135) “**Vegetative communities**” means ecological communities, such as coastal strands, oak hammocks, and cypress swamps, which are classified based on the presence of certain soils, vegetation and animals.

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2) Requirements for Conservation Goals, Objectives and Policies.

(a) The element shall contain one or more goal statements which establish the long-term end toward which conservation programs and activities are ultimately directed.

(b) The element shall contain one or more specific objectives for each goal statement which address the requirements of paragraph 163.3177(6)(d), F.S., and which:

3. Conserve, appropriately use and protect minerals, soils and **native vegetative communities including forests**; and
4. Conserve, appropriately use and **protect** fisheries, **wildlife, wildlife habitat** and marine habitat.

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(c) The element shall contain one or more policies for each objective which address implementation activities for the:

3. **Protection of native vegetative communities from destruction by development activities**;

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5. Restriction of activities known to adversely affect the survival of endangered and threatened wildlife;
6. Protection and conservation of the natural functions of existing soils, fisheries, wildlife habitats, rivers, bays, lakes, floodplains, harbors, wetlands including estuarine marshes, freshwater beaches and shores, and marine habitats;

Chapter 9J-5(3)

(3) Policies Addressing the Protection and Conservation of Wetlands.

(a) Wetlands and the natural functions of wetlands shall be protected and conserved.

The adequate and appropriate protection and conservation of wetlands shall be accomplished through a comprehensive planning process which includes consideration of the types, values, functions, sizes, conditions and locations of wetlands, and which is based on supporting data and analysis.

(b) Future land uses which are incompatible with the protection and conservation of wetlands and wetland functions shall be directed away from wetlands. The type, intensity or density, extent, distribution and location of allowable land uses and the types, values, functions, sizes, conditions and locations of wetlands are land use factors which shall be considered when directing incompatible land uses away from wetlands. Land uses shall be distributed in a manner that minimizes the effect and impact on wetlands. The protection and conservation of wetlands by the direction of incompatible land uses away from wetlands shall occur in combination with other goals, objectives and policies in the comprehensive plan. Where incompatible land uses are allowed to occur, mitigation shall be considered as one means to compensate for loss of wetlands functions. *Specific Authority 163.3177(9), (10) FS. Law Implemented 163.3177, 163.3178 FS. History—New 3-6-86, Amended 10-20-86, 5-18-94.*