



## CITY OF MARY ESTHER

195 N. CHRISTOBAL RD.  
MARY ESTHER, FL 32569

Office: 850-243-3566 Ext.10

## HOME OCCUPATION AFFIDAVIT

Address: \_\_\_\_\_  
Mary Esther, FL 32569

Business: \_\_\_\_\_  
\_\_\_\_\_

A home occupation is an accessory use of a dwelling unit involving the manufacture or provision of goods or services for a charge, fee or other compensation medium. A home occupation is permissible use in all districts. In accordance with City of Mary Esther Land Development Code section 9.06.06 and Code of Ordinances section 21-44, home occupations must adhere to the regulations specified herein.

- (1) The use of the dwelling unit for the home occupation shall be clearly incidental and subordinate to its use for residential purposes by its occupants, and shall under no circumstances change the residential character of the structure. There shall be no stock in trade kept in bulk, nor any commodity sold on the premises.
- (2) There shall be no change in the outside appearance of the building or premises, or other visible evidence from the exterior of the building of the conduct of such home occupation, other than one sign not exceeding one square foot in area, non-illuminated, mounted flat against the wall of the principal building at a position not more than two (2) feet from the main entrance of the residence.
- (3) No home occupation shall occupy more than twenty-five (25) percent of the first floor area of the residence. No accessory building, freestanding or attached, shall be used for a home occupation.
- (4) Home occupations or activities shall not be conducted nor any equipment or process shall be used which constitutes a health hazard, creates or generates atmospheric pollution, light flashes, glare, odors, noise, vibrations or truck or other heavy traffic or other activities which are detectable to the normal senses off the premises, if the occupation is conducted in a single family residence, or outside the dwelling unit if conducted in other than a single family residence. No equipment or process shall be used which creates visual or audible interference in any radio or television receiver off the premises or causes fluctuations in line voltage off the premises.
- (5) The home occupation shall be conducted entirely within the principal building that is used as the residential dwelling, except for related activities conducted off the premises for storage.
- (6) All storage, including equipment, relating to the home occupation, shall be contained entirely within a completely enclosed structure. Storage of materials must comply with the rules and regulations promulgated by the state fire marshal.
- (7) No merchandise or goods of any kind shall be sold or offered for sale upon the premises, nor picked up by customers from the premises, if such activities result in a violation of other provisions of the Code.
- (8) Persons engaged in home occupations may not advertise the availability of services or products at the residence in which the occupation is conducted.
- (9) No home occupation shall be allowed which involves the visitation of clients, customers, salesmen, suppliers, or any other person to the premises which would generate vehicular traffic in excess of three (3) vehicles per hour or more than ten (10) vehicles per day. Any need for parking generated by the conduct of such home occupation shall be met off the street and other than in a front yard required pursuant to this Code.
- (10) Not more than one (1) motor vehicle, maximum weight and size equivalent to three-quarter-ton pickup or enclosed van, used in the conduct of the home occupation can be kept on the premises at any one time.
- (11) No home occupational license shall authorize the violation of private deed covenants.

(12) The approval of the fire inspector of the city is required for all buildings, whether commercial, industrial or residential, for which occupational licenses are issued, where such buildings will be used or occupied by the public, or when otherwise required by the Fire Department.

(13) A. Only the following home occupations, or others deemed similar, may be approved:

Accountant, agent, architect, artist, attorney, bookkeeper, broker, chiropractor, contractor (office only), consultant, counselor, draftsman, engineer, family day care home, interior decorator, musician, seamstress, tailor, teacher, writer-editor, repair or other occupations which do not constitute a public nuisance.

B. The following uses may not be considered for home occupations in residential districts: beauty shops, barbershops, band instrument or dance instructors, swimming instructor, studio for group instruction, public dining facility or tea room, antique or gift shops, photographic studio, fortune telling or similar activity, outdoor repair, food processing, retail sales, nursery school or kindergarten.

(14) Any home occupation operating within the City of Mary Esther must be registered or licensed as required by Florida Statutes.

(15) A family day care home as defined in F.S. § 402.302, is an occupied residence in which child care is regularly provided for children from at least two (2) unrelated families and which receives a payment, fee or grant for any of the children receiving care, whether or not operated for profit. A family day care home shall be allowed to provide care for one of the following groups of children, which shall include those children under thirteen (13) years of age who are related to the caregiver:

- a. A maximum of four (4) children from birth to twelve (12) months of age; or
- b. A maximum of three (3) children from birth to twelve (12) months of age and other children for a maximum of five (5) children; or
- c. A maximum of seven (7) children if no more than two (2) are infants under twelve (12) months of age, and no more than three (3) are preschoolers.

***Affidavit of Business Tax Receipt Recipient For A Home Occupation***

I am applying for a business tax receipt for a home occupation and hereby affirm that I have reviewed the requirements of City Land Development Code 9.06.06 and Code of Ordinances 21-44 pertaining to Home Occupations and understand the limitations placed upon my Home Occupation by the provisions thereof. I agree to fully comply with these provisions and understand that failure to comply may result in the immediate revocation of my business tax receipt and ability to operate a home based business.

\_\_\_\_\_  
Applicant (Print Name)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

STATE OF FLORIDA  
COUNTY OF \_\_\_\_\_

Sworn to (or affirmed) and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_ who is \_\_\_ Personally Known To Me OR \_\_\_ Produced Identification.

Type of Identification Produced \_\_\_\_\_

\_\_\_\_\_  
Notary Public