

RESOLUTION NO. 19-R-438

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, APPROVING A SPECIAL USE PERMIT, PROVIDING AN EFFECTIVE DATE.

WHEREAS, an application for a Special Use Permit was duly filed with the Growth Services Department and considered by the Marion County Planning and Zoning Commission at its meeting on September 30, 2019; and

WHEREAS, the aforementioned application was considered at a public hearing held by the Board of County Commissioners of Marion County, Florida at its meeting on Tuesday, October 15, 2019. Now therefore,

BE IT RESOLVED by the Board of County Commissioners of Marion County, Florida:

SECTION 1. SPECIAL USE PERMIT APPLICATION APPROVAL 191008SU Young Life Inc. The application requesting a Special Use Permit, Articles 2 and 4, of the Marion County Land Development Code as submitted by DNM Engineering and Associates, Inc., Ocala, FL, a copy of said application being on file with the Marion County Growth Services Director, is hereby approved for construction of a wastewater treatment facility capable of treating 50,000 gallons per day, in an A-1 (General Agriculture) zone, on Parcel Account No. 40263-001-00, 8.8 Acres.

SECTION 2. FINDINGS AND CONDITIONS. The Board of County Commissioners agrees with the recommendation and findings of the Planning and Zoning Commission recommending approval of the Special Use Permit and the Board approves the Special Use Permit subject to the following conditions:

1. The site shall be developed and operated consistent with the submitted conceptual plan and the conditions as provided with this approval.
2. Ingress/egress shall be via SE 95th Street Road thru existing & proposed driveway entrances.
3. In lieu of a minor site plan for the WWTP, an Environmentally Sensitive Overlay Zone Plan must be submitted. This may occur in conjunction with the building permits for the facility.
4. Expansion or modification of the type, size or location of any of the proposed uses/operations beyond those indicated in the application materials or shown on the conceptual plan is prohibited. However, a new Special Use Permit application may be submitted. This prohibition does not apply to new agricultural structures (i.e. horse barns) permissible on the property.
5. The owner/operator shall coordinate with Marion County Utilities to determine whether a plan for long-term operation and maintenance is required. Such determination must be provided in writing within 120 days of approval of the SUP.
6. Quarterly water quality sampling will be required and results shall be submitted to the Growth Services Department.

7. The Special Use permit shall run with the owner, Young Life Southwind, and not the property.
8. The Special Use Permit shall expire on October 28, 2029; however it may be renewed administratively up to three times, for up to 10 years each, by a written instrument signed and issued by the Growth Services Director (or position equivalent to the Growth Services Director at that time), unless:
 - a. There have been unresolved violations of the County Land Development Code, the County Code of Ordinances, and/or the conditions of the Permit,
 - b. Neighboring property owners within 300' of the subject property have complained to the County Code Enforcement, Zoning, or equivalent/similar Departments/Divisions about the uses of the subject property by this Permit, or
 - c. The Growth Services Manager determines that renewal should be considered directly by the Board of County Commissioners through the Special Use Permit review process (or review process equivalent at that time).

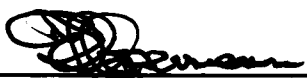
SECTION 3. REVOCATION. Violation or failure to comply with one or more condition(s) of this Special Use Permit shall be grounds for revocation of this Special Use Permit by the Board at a noticed public hearing.

SECTION 4. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

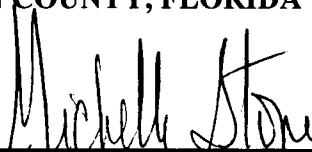
DULY ADOPTED in regular session this 15th day of October, 2019.

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
MARION COUNTY, FLORIDA**



DAVID R. ELLSPERMANN, CLERK



MICHELLE STONE, CHAIRMAN