

## ORDINANCE 24 – 31

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE (LDC) RELATED TO ARTICLE 2, DIVISION 18, SECTION 2.18.4. (IMPROVEMENT PLAN) CONSTRUCTION, COMPLETION, AND CLOSE OUT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE LAND DEVELOPMENT CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Board of County Commissioners is authorized by general law, e.g., Section 125.01(h), Florida Statutes, to establish, coordinate, and enforce zoning and such business regulations as are necessary for the protection of the public; and

**WHEREAS**, the Board of County Commissioners (Board) has adopted a Land Development Code (LDC) as is required by Section 163.3202, Florida Statutes; and

**WHEREAS**, pursuant to LDC Section 2.4.3, the Land Development Regulation Commission held a duly noticed public hearing on this proposed ordinance amending the LDC on October 16, 2024; and

**WHEREAS**, pursuant to LDC Section 2.4.4, the Board of County Commissioners held duly noticed public hearings on this proposed ordinance amending the LDC on November 19, 2024 and December 9, 2024;

**NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of Marion County, Florida, as follows:

**SECTION 1. AMENDMENTS TO THE LAND DEVELOPMENT CODE (LDC).** The following amendments to the LDC are hereby approved and adopted pursuant to Florida Statutes and the Marion County Land Development Code:

A. Article 6 of the Marion County Land Development Code, Technical Standards and Requirements, Division 18, Improvement Plan, and reflect the attached revisions:

See Attachment 1 (additions shown in underline text, deletions shown in ~~strike-through text~~).

**SECTION 2. CONFLICTS.** In the event that any provision of this ordinance is in conflict with any other county ordinance, the provisions of this ordinance shall prevail to the extent of such conflict.

**SECTION 3. SEVERABILITY.** It is hereby declared to be the intent of the Board of County Commissioners of Marion County that if any section, subsection, clause, phrase, or provision of this ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining provisions of this ordinance. The Board of County Commissioners do not intend that this ordinance be held applicable in any case where its application would be unconstitutional, as a constitutionally permitted construction is intended and shall be given.

**SECTION 4. INCLUSION IN COUNTY CODE.** It is the intent of the Board of County Commissioners of Marion County, Florida, and it hereby provided that the provisions of this ordinance be incorporated into the Marion County Code of Ordinances, specifically, the Land Development Code, and that the sections of this ordinance may be re-numbered or re-lettered to accomplish such intent.

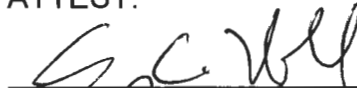
**SECTION 5. EFFECTIVE DATE.** A certified copy of this ordinance shall be filed with the Secretary of State by the Clerk within ten days after enactment by the Board of County Commissioners, and shall take effect upon such filing as provided in Section 125.66(2)(b), Florida Statutes.

**DULY ADOPTED** this 9<sup>th</sup> day of December, 2024.

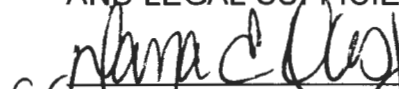
BOARD OF COUNTY COMMISSIONERS  
MARION COUNTY, FLORIDA

  
KATHY BRYANT, CHAIRMAN

ATTEST:

  
GREGORY C. HARRELL  
CLERK OF CIRCUIT COURT

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
MATTHEW G. MINTER  
COUNTY ATTORNEY

RECEIVED NOTICE FROM SECRETARY OF STATE  
ON DECEMBER 18, 2024 ADVISING ORDINANCE  
WAS FILED ON DECEMBER 18, 2024.