

RESOLUTION NO. 26-R-

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 June 29, 2026; 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 Wednesday, July 22, 2026.

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

1. **SECTION 1. SPECIAL USE PERMIT APPLICATION 260703SU** – Haber Kennels, Inc, the application requesting a Special Use Permit, Articles 2 and 4 of the Marion County Land Development Code, as submitted by Haber Kennels, Inc, Summerfield, FL 34492, to allow for an Automobile Paint and Body Shop, in a Community Business (B-2) zone, on an approximate 3.17 Acre Parcel, on Parcel Account Number 47690-0004-00, No Address Assigned

SECTION 2. FINDINGS AND CONDITIONS. The Board has determined that this request will not adversely affect the public interest, is consistent with the Marion County Comprehensive Plan, and is compatible with the surrounding land uses. The Board of County Commissioners **agrees/disagrees** with the recommendation of **approval/denial** and findings of the Planning and Zoning Commission, and approves the Special Use Permit subject to the following conditions:

1. Exterior storage of any materials or crashed vehicles is prohibited outside of the fenced-in area that encompasses a portion of the sides and rear of the primary structure.
2. The storage area will be limited to containment of passenger vehicles and light trucks, will be surrounded by seven-foot vinyl fencing, and will be buffered by no less than fifty-feet of natural foliated area between the storage area and the closest residences to the east.
3. The Special Use Permit shall run with the lessee Gerber Collision LLC. The Special Use Permit does not run with the land. The Special Use Permit does not run with the property owner, Haber Kennels LLC, and shall be permitted to remain active if the owner of the property changes and the active lease continues to be honored. A new or revised lease, between the current owner or a new owner and Gerber Collision LLC, will permit the Special Use Permit to remain effective. Should Gerber Kennels elect not to renew or terminate the lease with the current or different

property owner, the Special Use Permit will automatically terminate.

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 22nd day of July 2026.

ATTEST:

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

GREGORY C. HARRELL, CLERK

CARL ZALAK, III, CHAIRMAN