

RESOLUTION NO. 21-R-083

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

WHEREAS, an application for a renewal and modification of 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 December 28, 2020; 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, January 19, 2021. Now therefore,

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

SECTION 1. SPECIAL USE PERMIT APPLICATION APPROVAL 210110SU-B – Young Life, Inc.-Southwind. The application requesting a renewal and modification of Special Use Permit 191008SU (19-R-438), Articles 2 and 4 of the Marion County Land Development Code as submitted by Chad Martin, Ocklawaha FL, a copy of said application being on file with the Marion County Growth Services Director, for a wastewater treatment plant 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 for a wastewater treatment plant (WWTP) and nature walking trail consistent with the submitted conceptual plan of record submitted for Special Use Permit No. 20191008SU, Resolution No. 19-R-438 (attached), its subsequent Environmentally Sensitive Overlay Zone (ESOZ) Site Plan (Building Permit No. 2019110682 - attached), 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 and maintained. This may occur in conjunction with the building permits for the facility.
4. *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.*

5. *Quarterly water quality sampling will be required and results shall be submitted to the Growth Services Department.*
6. 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 or ESOZ site plan is prohibited; however, a new Special Use Permit application may be submitted for consideration to expand the uses/operations. This prohibition does not apply to use of the site for other uses permitted by the site's A-1 (General Agriculture) zoning such as agricultural structures (e.g., horse barns), subject to compliance with the Land Development Code (LDC), but ensuring all other conditions of this Special Use Permit continue to be satisfied for their respective use(s).
7. **This Special Use Permit shall run with the owner (Young Life, Inc. a Florida Corporation)** and not the property. In the event the property is sold, the Special Use Permit shall terminate. A Special Use Permit Application for consideration to reassign, renew/extend and/or modify this Special Use Permit may be submitted in the future, subject to then review and approval considerations as provided in the Marion County Land Development Code.
8. The Special Use Permit shall **expire on January 19, 2031**; however it may be renewed administratively up to three times, for up to **10 years each for a maximum total of 40 years**, 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).
9. Special Use Permit 20191008SU, Resolution Number 19-R-438 is hereby repealed and replaced by this Special Use Permit.

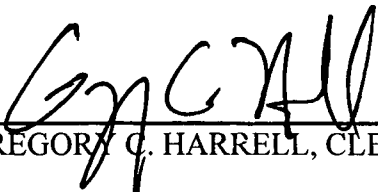
SECTION 3. REVOCATION. Violation or failure to comply with one or more condition(s) of this Special Use Permit shall be grounds for revocation of this Special Use Permit by the Board at a noticed public hearing.

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

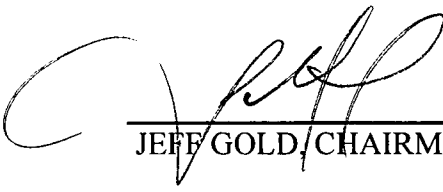
DULY ADOPTED in regular session this 19th day of January, 2021.

ATTEST:

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



GREGORY C. HARRELL, CLERK



JEFF GOLD, CHAIRMAN

[illegible]

Building Permit No. 2019110682 – Environmentally Sensitive Overlay Site Plan

