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5                   **ORDINANCE**  
6                   **NUMBER 2026-03**  
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8                   **AN ORDINANCE OF LEVY COUNTY, FLORIDA,**  
9                   **AMENDING THE TEXT OF THE LAND DEVELOPMENT**  
10                  **CODE RELATED TO RETAIL SPACE AND SOLAR**  
11                  **FACILITIES. PROVIDING FOR INCLUSION IN THE CODE ;**  
12                  **PROVIDING A SEVERABILITY CLAUSE; PROVIDING A**  
13                  **REPEALING CLAUSE; PROVIDING A TRANSITION**  
14                  **CLAUSE AND PROVIDING DIRECTION TO THE CLERK**  
15                  **AND AN EFFECTIVE DATE**  
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17                  **WHEREAS**, Section 1, Article VIII of the Florida Constitution and Chapter 125,  
18 Florida Statutes, vest the Board of County Commissioners of Levy County, Florida (the  
19 “Board”) with the authority to adopt county ordinances that are not inconsistent with state  
20 general or special law and provide the required procedures to adopt such ordinances.  
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22                  **WHEREAS**, in 1990, the Board adopted the Levy County Comprehensive Plan  
23 pursuant to the provisions in Chapter 163, Florida Statutes, which plan has been  
24 amended through adoption of subsequent ordinances (the “Comprehensive Plan”);  
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26                  **WHEREAS**, in 1991, the Board adopted the Levy County Land Development  
27 Regulations, which Regulations have been amended through adoption of subsequent  
28 ordinances now codified as Chapter 50 titled “Land Development Code” of the County  
29 Code of Ordinances;  
30

31                  **WHEREAS**, Levy County requested a Text Amendment to the Land  
32 Development Code to include changes to Sec. 50-700 Generally; Use Table to allow for  
33 Retail space greater than 15,000 square feet and to make corrections to the  
34 requirements for Solar Facilities according to Florida Statute 163.3205.  
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36                  **WHEREAS**, as required by Part II of Chapter 163, Florida Statutes and Section  
37 50-55 of the Land Development Code, at its Regular Meeting on April 27, 2026, the Levy  
38 County Planning Commission reviewed the requested Text Amendment (Petition No. TA-  
39 26-02) for consistency with the Comprehensive Plan and recommended approval with no  
40 revisions to the Board;  
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42           **WHEREAS**, at its Regular Meeting on June 2, 2026, the Board reviewed the  
 43 recommendations of the Planning Commission and directed drafting of this ordinance;

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 45           **WHEREAS**, in accordance with Section 125.66 (5)(b), Florida Statutes, notice was  
 46 given by publication of a first advertisement no less than two columns wide by ten inches  
 47 long in a newspaper of general circulation notifying the public of this proposed ordinance  
 48 and a of a public hearing in the Levy County Government Center in Bronson, Florida, to  
 49 be held at least seven days after the day the first advertisement was published;

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 51           **WHEREAS**, in accordance with Section 125.66 (5)(b), Florida Statutes, notice was  
 52 given by publication of a second advertisement no less than two columns wide by 10  
 53 inches long in a newspaper of general circulation notifying the public of this proposed  
 54 ordinance and of a second public hearing in the Levy County Government Center in  
 55 Bronson, Florida to be held at least 5 days after the day the second advertisement was  
 56 published; and

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 58           **WHEREAS**, in accordance with Section 125.66(5)(b), Florida Statutes, the two  
 59 public hearings were held at least 10 days apart and at least of the public hearings was  
 60 held after 5pm or the Board by affirmative vote of 4 Commissioners elected conduct the  
 61 hearing at another time of day.

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 63           **NOW, THEREFORE, BE IT ORDAINED**, by the Board of County Commissioners  
 64 of Levy County, Florida:

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 66           **SECTION 1.** Section 50-700 Generally; Use Table of the Land Development Code  
 67 is amended as set forth below. Except as amended herein, the remainder of section 50-  
 68 700 remains in full force and effect.

Use (reference to code section that contains SE or CU requirements)	F/RR	A/RR	RR	R-1	R-2	RR 3C	C-1	C-2	C-3	C-4	I	RMU	PF	REC	NR-CON
In this table, P=Permitted Use; CU=Conditional Use; and SE=Use by Special Exception															
<b>Sales and services</b>															
Retail more than 15,000 sq ft									P	P	P				
<b>Utilities</b>															
Solar facilities (50-726)	CU	CU	CU				CU	CU	CU	CU					

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