BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA

PETITION NO. SE 24-02 Requesting a Special Exception pursuant to Sec. 50-757 - Educational Facilities of the Levy County Land Development Code to allow an addition to an existing Educational Facility known as Next Generation Christian Academy. Located on approximately 12.39 acres of land at 5651 NE 167th Ct. Williston, Florida 32696 in Section 27, Township 12S, Range 18E, Levy County, Florida. Parcel ID Number: 0419500000

Property Owner/Applicant: Landmark Apostolic Church of Williston, Inc., a Florida not-for-profit corporation

Agent: William Menadier, Menadier Engineering, LLC

Current Land Use Designation: Agricultural/Rural Residential (A/RR)

Current Zoning Designation: Agricultural/Rural Residential (A/RR)

ORDER APPROVING SPECIAL EXCEPTION

Whereas, by Special Exception Application dated November 26, 2024 and Special Exception Permit Application – Requested Revision dated February 11, 2025, copies of which are on-file in the County Planning and Zoning Office (collectively the "Application"), the Property Owner requested a Special Exception to allow the addition of a multi-use building to support an existing educational facility known as Next Generation Christian Academy located on certain real property described and depicted on Exhibit "A" (consisting of 1 page) (the "Property");

Whereas, Sections 50-700, 50-755 and 50-757 of the Levy County Land Development Code allow Educational Facilities as a use by Special Exception on property that is zoned Agricultural/Rural Residential (A/RR);

Whereas, on February 3, 2025, the Levy County Planning Commission held a quasi-judicial hearing to consider Petition SE 24-02 and, finding the Petition met all requirements, voted to recommend approval with certain conditions to the Board of Commissioners; and

Whereas, on March 25, 2025, the Board held a quasi-judicial hearing to consider the Petition and after receiving and considering the Application, the County Staff report, the Planning Commission recommendations, the presentation and materials from the Applicant/Property Owner and public comment, the Board directed the drafting of an Order of Approval with conditions.

NOW THEREFORE, based on the testimony and evidence presented and received at the quasi-judicial hearings, the Board issues the following Order approving the Petition:

Section 1. <u>Findings.</u> The Board finds that the Petition satisfies all applicable requirements for approval set forth in Sections 50-755 and 50-757 and other applicable sections of the Levy County Code, subject to the requirements, limitations and conditions set forth in this Order.

- Section 2. <u>Development Authorized; Development Review; Time Limitations.</u> This Order authorizes development and use of an Educational Facility on the Property, consisting of the following maximum development:
 - (A) An existing "Classroom Building" (approximately 1380 square feet), concrete slab parking area with one ADA-compliant parking space, and septic with drain field (collectively, the "Existing Development"); and
 - (B) The proposed "60 x 80 Multi-Purpose Building" (not to exceed 4,800 square feet) and associated driveway improvements, parking area improvements (not to exceed 25 parking spaces) and septic and drain field improvements (collectively, the "Proposed Development.")

The Existing Development and Proposed Development (collectively, the "Development") is depicted on the Site Plan for Next Generation Christian Academy prepared by Menadier Engineering dated November 27, 2024, attached as **Exhibit "B"** (consisting of 3 pages.)

On or before November 26, 2025, the Property Owner shall submit, to the County Planning and Zoning Office, a Final Site Plan per the requirements of Sec. 50-775 of County Code and construction plans that depict the Proposed Development in its final form consistent with the conditions in Section 3 of this Order. The County Zoning Official will coordinate review by the various County departments. Upon finding that the Final Site Plan and construction plans are consistent with this Order, the County Comprehensive Plan and the County Code, the County Zoning Official will issue a Certificate of Zoning Compliance. Thereafter, the Property Owner may apply for building permit(s).

Construction of the Proposed Development must be fully completed in one phase, on or before one year from the Effective Date of this Order, as evidenced by issuance of a certificate of occupancy. In the event the completion date is not timely met or extended by amendment described below, then this Order will be rendered null and void and will stand repealed.

Section 3. <u>Development Conditions.</u> The Development must comply with the specific conditions set forth below. In addition, the Development must comply with all other applicable provisions of the Levy County Code, regardless of whether such conditions or requirements are expressly set forth in this Order.

A. General and Operational Conditions

- 1. Use/operation of the Educational Facility is limited to the hours of 7:00 AM until 9:00 PM each day.
- 2. Use/operation of the Educational Facility must comply with Division 2 Noise in Article VII of Chapter 50 of County Code, and there shall be no substantial offsite impacts (such as light or noise) to the surrounding parcels after 5:00 PM each day.

B. Access and Parking standards.

- 1. The Development is limited to one ingress/egress point (driveway connection) on CR C335-A. The driveway connection requires a county driveway connection permit and must be constructed in accordance with County Road Department standards for a commercial driveway.
- 2. The parking area must provide a minimum of 16 parking spaces (including 1 ADA-compliant parking space) and may not exceed 25 parking spaces.
- In accordance with the facility specific analysis allowed for Educational Facilities in Sec. 50-757 of the County Code, based on the low density and intensity of the Development allowed by this Special Exception, the driveway and parking area are not required to be paved at this time, except as necessary to be ADA-compliant.

Section 4. Permits and Payment of Impact Fees. Prior to commencement of construction, the applicant will be required to obtain all necessary permits from the County and pay all impact fees required for the Proposed Development. The Proposed Development must obtain and maintain all required permits and approvals from applicable State and Federal Regulatory Agencies, such as the Florida Department of Transportation, the Water Management District, the Department of Health and the Department of Environmental Protection. The Applicant shall provide copies of such Regulatory Permits to the County Planning and Zoning Department prior to the commencement of the Proposed Development on the Property.

Section 5. <u>Unified Development.</u> The Development must remain under unified ownership and no lots or portions of the Property or Development may be divided and/or transferred through subdivision/platting, condo, timeshare or other means of transfer or conveyance.

Section 6. Binding Effect; Non-transferable. This Order shall run with the land (the Property) and is enforceable, jointly and severally, against the Property Owner and Applicant, their respective parent entities, subsidiary entities, agents, officers, owners, successors and/or assigns, that are involved in any way in the construction and operation of the Development approved by this Order. This Order is not transferable to any other property.

Section 7. Amendments. Any requested modification to this Order or to the Final Site Plan approved pursuant to Section 2 of this Order or any requested additional development will require the Property Owner to timely submit an application for a Special Exception amendment, which will be processed and reviewed in accordance with then applicable County Code.

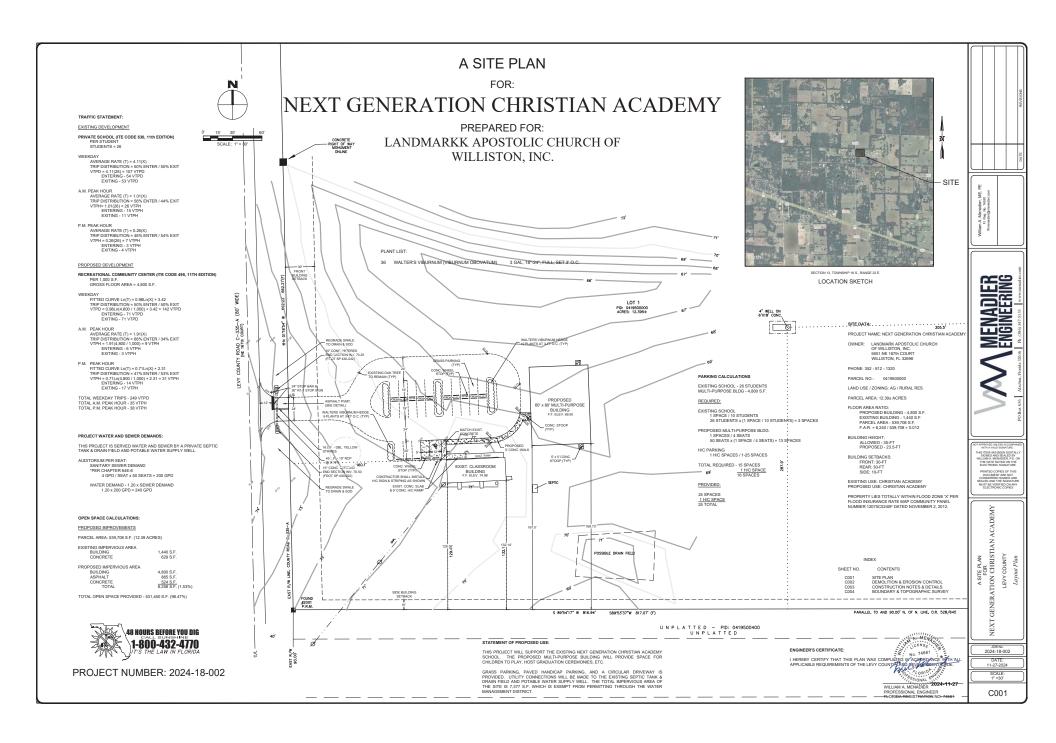
Section 8. Enforcement; Appeal. Upon a finding of noncompliance with this Order, the Zoning Official shall provide written notice of the noncompliance by certified return receipt mail to the Property Owner. The Property Owner shall have 30 days to achieve compliance or request an extension for good cause shown. If compliance is not accomplished within the 30-day period, the Board of County Commissions will hold a revocation hearing. The decision of the Board is final action, subject to appeal to a court of appropriate jurisdiction.

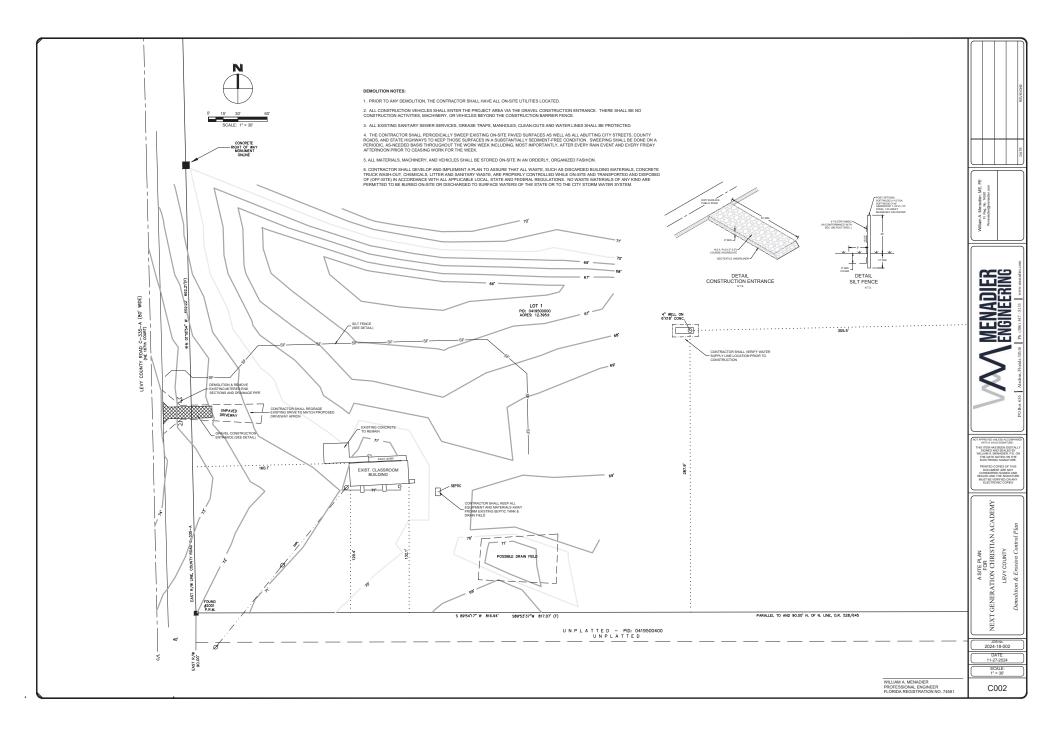
Section 9. Effective Date; Recording. The effective date of this Order shall be the date approved by the Board as set forth below. The Clerk to the Board of County Commissioners is directed to record the approved Order in the public records of Levy County, Florida.

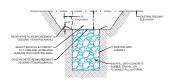
DONE AND ORDERED on	, 2025.
	BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA
ATTEST: Clerk of the Circuit Court and Ex-officio Clerk to the Board of County Commissioners	Desiree Mills, Chair
Matt Brooks	– Approved as to form and legal sufficiency
	Nicolle M. Shalley, County Attorney

Exhibit "A"

Lot 1, Vaillien Court, according to the plat thereof recorded in Plat Book 11, Page 47, of the Public Records of Levy County, Florida.







DETAIL TYPICAL CHIMNEY SINK REPAIR

IF A SINKHOLE DEVELOPS WITHIN THE WATER RETENTION BASINS, THE FOLLOWING IS THE RECOMMENDED CORRECTIVE ACTION:

A. INFORM THE LOCAL JURISDICTION'S STORMWATER ENGINEERING DEPT. AND THE APPLICABLE WATER MANAGEMENT DISTRICT IMMEDIATELY UPON DISCOVERY AND PROVIDE WARNING BARRICADES, ETC. AROUND THE HOLE.

- BEWEEK LUBRICK OF RELL STOKE IS VICEN TRAIN IN CENSING OF REIDE. AN EXCORAGIO PETOL OFFICE SERVE 1 MIRCH 1.7 MIRCH PROJECTES OF LUBRICK SERVE S

- D. AFTER COMPLETION OF THE WORK, REMOVE AND HAUL OFF ANY EXCESS MATERIAL (SOIL AND ROCK) AND REMOVE ANY WASTE CONCRETE THAT WOULD TEND TO SEAL THE POND BOTTOM. REPAIR AND RESOLD SIDE SLOPES OF THE BASIN AS A RESULT OF THE WORK.

E. PLEASE EXERCISE CAUTION AND WALK THE ENTIRE BOTTOM AREA OF THE POND BEFORE COMMENCEMENT TO ASSURE GOOD SOLID SUPPORT OF THE PROPOSED CONSTRUCTION FOLIDMENT AND MATERIALS.

MAINTENANCE DESPONSIBILITIES

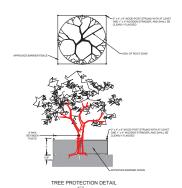
THIS PROJECT HAS BEEN DESIGNED TO PROVIDE SUITABLE REMOVAL OF STORM WATER FROM THE PROJECT USE AREA. THE PREVIOUSLY PERMITTED RETENTION BASIN WAS SIZED TO MEET BOTH LOCAL. AND STATE REQUIREMENTS. THE PROPOSED BASIN WILL ATTENUATE THE PREPOSIT VOLUME DIFFERENCE PRIOR TO DISCURIGE. OF ASSURE PROPER PURCTIONING OF THE FACULTIES AFTER COMMETTION OF CONSTRUCTION, THE POLLOWING RECOMMENDATIONS ARE SUGGESTED.

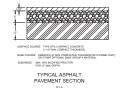
- ASPHALT PAVEMENT
 A FTER COMPLETION OF CONSTRUCTION. THE INSIDE EDGES
- AFTER COMMETION OF CONSTRUCTION THE INSIDE EDGES OF ALL TURNING ROBI SHALL BE MONITORED TO ASSURE NO POTHOLES, ETC. OCCUR BEHIND THE CURBING. ALL PAVEMENTS SHALL BE MONITORED TO ASSURE NO FAULTERS OCCUR. IF A HOLE DEVELOPS, CLIFFOR AND REPORT OF A SEPARATION OF A SEPARA C.
- D. REPAIR ANY BROKEN CURBING IMMEDIATELY.

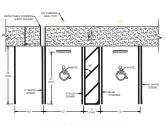
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 ALL CALVERTS MUST BE MANITAMED TO ASSURE COMPLETE FULL
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 N THE CULVERTS, REPORT ANDION CLEAN MEMERATELY.
 B. ALL DRANNAGE CLEANETS SHOULD BE INSPECTED QUARTERLY AND
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- GRATE INLETS
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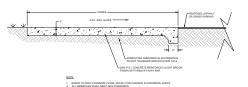
- I. ALL AMPAS DISTURBED BY CONSTRUCTION OF THIS PROJECT WHICH ARE NOT OTHERWISE PAUSE SHALL BE IMMEDIATELY SODDED FOLLOWING FINIG. GRADING, ALLOW FOR THICKNESS OF SOO WITH A 2NHCH UNDERCUT. SOO SHALL BE ARGENTING BAHLO MLISES OTHERWISE NOTED ON LANDSCAGE FLAN, AND SHALL BE REGULARLY WATERED BY THE CONTRACTOR THROUGHOUT CONSTRUCTION DURATION. 1 ALL AREAS DISTURBED BY CONSTRUCTION OF THIS DROJECT WHICH ARE NOT
- ALL CONCRETE SHALL BE 3000 p.s.i. 28 DAY STRENGTH UNLESS OTHERWISE NOTED.
- 3. TO PREVENT EROSION DURING CONSTRUCTION, SILT FENCING SHALL BE INSTALLED AS INDICATED ON THE DEMOLITION & EROSION CONTROL PLAN AND MAINTAINED UNTIL THE COMPLETION OF ALL SITE CONSTRUCTION.
- 4. ALL STRIPING SHALL BE 6" WIDE TRAFFIC PAINT, UNLESS OTHERWISE INDICATED, APPLIED MYTH DOUBLE COAT A BINNAIM OF 24 HOURS APPLIED WITH DOUBLE COAT A BINNAIM OF 24 HOURS APPLIED MYTH DOUBLE COAT A BINNAIM OF 25 HOURS APPLIED MAY DOUBLE COAT A BINNAIM OF 25 HOURS APPLIED MAY DOUBLE APPLIED MAY DOUB
- 5. ALL TRAFFIC CONTROL DEVICES SHALL BE PER THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (MUTCD), LATEST EDITION.
- ALL CONSTRUCTION TRAFFIC SHALL ENTER AND EXIT THE SITE FROM THE CONSTRUCTION ENTRANCE SHOWN ON THE DEMOLITION & EROSION CONTROL PLAN.
- 7. ALL CONSTRUCTION COVERED BY THESE PLANS SHALL COMPLY WITH THE MATERIAL REQUIREMENTS AND QUALITY CONTROL STANDARDS CONTAINED IN THE LEVY COUNTY LAND DEVELOPMENT CODE, AS APPLICABLE.
- 8. TRAFFIC SIGNS SHALL BE INSTALLED ON 2° ROUND ALUMINUM POSTS, 14-FT IN LENGTH. ALL SIGNS SHALL MEET LEVY COUNTY LAND DEVELOPMENT REGULATIONS.
- IT IS THE CONTRACTORS RESPONSIBILITY TO VERIFY THE LOCATION AND BURIAL DEPTH OF ALL UNDERGROUND UTILITIES PRIOR TO CONSTRUCTION.
- 10. ALL STOP BARS SHALL BE 24" WIDE WHITE LEAD FREE THERMOPLASTIC.
- 11. NO REVISIONS TO THE WORK SHOWN ON THE APPROVED PLANS SHALL BE MADE WITHOUT NOTIFICATION TO AND APPROVAL BY THE ENGINEER OF RECORD.



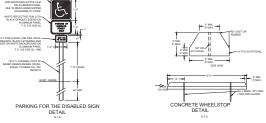




HANDICAP STRIPING AND PARKING DETAIL



CONCRETE SIDEWALK DETAIL



WILLIAM A. MENADIER
PROFESSIONAL ENGINEER
FLORIDA REGISTRATION NO. 74581

MENADIER Engineering

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ACADEMY A SITE PLAN FOR GENERATION CHRISTIAN LEVY COUNTY

JOB No. 2024-18-002 11-27-2024 SCALE:

C003