

ORDINANCE NUMBER 2026- 1

AN ORDINANCE OF LEVY COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES OF LEVY COUNTY, FLORIDA RELATED TO ECONOMIC DEVELOPMENT; BY CREATING A NEW CHAPTER 27 TITLED “ECONOMIC DEVELOPMENT”; BY DELETING DIVISION 2. TITLED “ECONOMIC DEVELOPMENT AD VALOREM TAX EXEMPTION” WITHIN ARTICLE II OF CHAPTER 86; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING DIRECTIONS TO THE CLERK AND AN EFFECTIVE DATE.

WHEREAS, Section 125.045, Florida Statutes, titled “County Economic Development Powers” finds “that it is necessary and in the public interest to facilitate the growth and creation of business enterprises in the counties of the state” and that the “governing body of a county may expend public funds to attract and retain business enterprises, and the use of public funds toward the achievement of such economic development goals constitutes a public purpose” and further recognizes that the “provisions of this chapter which confer powers and duties on the governing body of a county, including any powers not specifically prohibited by law which can be exercised by the governing body of a county, must be liberally construed in order to effectively carry out the purposes of this section;”

WHEREAS, in accordance with State Law, the County’s adopted Comprehensive Plan contains an Economic Element that focuses on and prioritizes the County’s Economic Development activities;

WHEREAS, at its meeting on April 8, 2025, the Levy County Board of County Commissioners (the “Commission”) expressed a desire for more robust economic development activity within the County and for County staff to be actively engaged and directly working on such efforts;

WHEREAS, based on the direction of the Commission, the County Manager created an Economic Development and Tourism Division within the County and selected a Division Director;

WHEREAS, to further facilitate the foregoing, this Ordinance establishes the Commission as the Economic Development Agency for the County, and creates an economic development advisory board ;

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WHEREAS, at least ten (10) days' notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a public hearing in the Levy County Government Center in Bronson, Florida; and

WHEREAS, a business impact estimate has been posted on the County's website at least ten (10) days prior to the public hearing in accordance with section 125.66(3), Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners, of Levy County, Florida, that:

SECTION 1. A new Chapter 27 titled "Economic Development" is created within the County Code of Ordinances, to read as follows.

Chapter 27 – ECONOMIC DEVELOPMENT

ARTICLE I. – IN GENERAL

Sec. 27-1. - Intent.

The intent of this chapter is to enhance and expand economic activity, in order to provide a stronger, more balanced, and stable economy in the county, provide business and employment opportunities for residents and overall improve the welfare and competitive position of the county.

Sec. 27-2. – Finding of Public Purpose.

Consistent with F.S. § 125.045, the County's adopted Comprehensive Plan, and all other provisions of Florida law, the county commission finds that it constitutes a public purpose to use county resources and to expend county funds to attract and retain business enterprises in order to achieve the county's economic development goals. Economic development activities may include, but are not limited to, developing or improving local infrastructure, issuing bonds to finance or refinance the cost of capital projects for industrial or manufacturing plants, leasing or conveying real property, and making grants to private enterprises for the expansion of existing businesses or the attraction of new businesses to the county.

Sec. 27-3 – Sec. 27-9. Reserved

ARTICLE II. – ECONOMIC DEVELOPMENT AGENCY

Sec. 27-10. – Economic Development Agency; Director of Economic Development.

Note: deletions shown ~~stricken~~, additions shown underlined

The county commission will serve as the economic development agency for the county, unless, by duly adopted resolution and agreement, it appoints another qualified board or legal entity to serve in that capacity. The county manager, or designee, shall serve as the county's director of economic development. Nothing contained herein shall be construed as precluding or prohibiting the county manager from creating divisions and/or employing a division director or other employees within county administration for furtherance of the purposes stated herein.

Sec. 27-11 – Sec. 27-14. Reserved

ARTICLE III. – ECONOMIC DEVELOPMENT ADVISORY BOARD

Sec. 27-15. Creation of the Economic Development Advisory Board.

For the public purposes stated in this chapter and F.S. § 125.045, there is hereby created an economic development advisory board (the “EDAB”).

Sec. 27-16. Membership; term of office; compensation; removal.

- (a) The EDAB will consist of 9 members each of whom is appointed by the county commission. The qualifications for each member seat is as follows: member seat 1 – a current county commissioner; member seats 2 and 3 – current elected or appointed municipal officials from any of the municipalities within the county; member seat 4 - a representative for the Williston Airport; member seats 5 and 6 and 7 and 8 and 9 – owners or management employees representing distinct Industry sector businesses located within the county.
- (b) Member seats 1, 2 and 3 will be appointed to serve a one-year term initially and a two-year term thereafter. Member seat 4 will serve a two-year term. Members seats 5, 6, 7, 8, 9 will be appointed to serve a two-year term. The terms will remain staggered so that not more than three members terms expire in any one year. A person appointed to fill a vacant member seat will serve the remainder of that unexpired term. All members are eligible for re-appointment.
- (c) The members of the EDAB shall receive no compensation from the county for the performance of their duties. However, each member may receive reimbursement for expenses reasonably incurred while engaged in the performance of their duties, subject to the limitations of Florida law and county policy, with prior written approval by the county manager or designee.
- (d) Members of the EDAB (regardless of how appointed) serve at the pleasure of the county commission. A member of the EDAB may be removed without cause upon

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affirmative vote of three members of the county commission at a regular county commission meeting.

Sec. 27-17. Meetings; quorum.

- (a) The EDAB shall hold public meetings with such frequency as determined by majority vote of its members, but no less than quarterly, to transact its business. Business shall be transacted in accordance with Chapter 286, Florida Statutes. The order of business at all regular meetings will generally be: (1) roll call; (2) approval of minutes of previous meetings; (3) unfinished business; (4) new business; and (5) adjournment. All members shall received annual training in sunshine law and ethics requirements.
- (b) The presence of a majority of the current members of the EDAB shall constitute a quorum, and the affirmative vote of a majority of the members present at the meeting shall be necessary for any official action by the EDAB. In the event of a tie vote, the motion before the EDAB shall fail. Each member present shall vote on each item for which a vote is called, unless abstaining or disqualified from voting in accordance with Florida law. If any member fails to vote audibly, the Chair shall require a roll-call vote to confirm. If any member abstains from voting pursuant to section 112.3143, Florida Statutes, all provisions of statutory requirements must be followed, including all forms and filings.

Sec. 27-18. Organization; rules; staff and finances.

- (a) The EDAB shall elect a chair and a vice-chair from its members. The term of the chair shall be one year, with eligibility for reelection. The EDAB may adopt rules of procedure for the conduct of its meetings. All such rules must be consistent with the requirements of this Chapter, F.S. 286.0114, and shall be subject to review and approval of the county attorney.
- (b) The director of economic development shall provide clerical support to provide notice, prepare agendas and minutes of the EDAB meetings, maintain its records and oversee the expenditure of any county funds by the EDAB.
- (c) The county commissioners may appropriate such funds as it deems necessary and appropriate to conduct of the work of the EDAB.

Sec. 27-19. Powers, duties and authority.

All reports, reviews, recommendations, proposed programs or any other actions prepared, presented or performed by the EDAB shall be advisory to the county economic development agency, and no such reports, reviews, recommendations, proposed

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programs, or other actions by EDAB shall be in any way binding on the county or the county economic development agency. The EDAB shall:

- (a) Provide recommendations concerning the development of any economic development programs. The EDAB may render recommendations relating to activities necessary for implementation of any economic development program, including staffing and funding requirements, available funding sources, criteria for measuring achievement of the purposes of any proposed program, and any other elements the EDAB finds necessary or advisable.
- (b) Provide continuing guidance throughout implementation of any county economic development program. Such guidance shall include, at a minimum, review of annual goals and program indicators regarding the success of any program, review of the annual operating budget for any program, and review of marketing and recruitment strategies to generate interest in the programs.
- (c) Assist in the promotion of area commerce and the products of the county and the expansion and development of local, regional, national, or international markets for such products.
- (d) Assist in developing marketing and recruitment strategies to attract compatible and desired businesses and industries to the county.
- (e) Assist in the attracting capital investment to the county for economic development and job creation.
- (f) Participate in the study and analysis of conditions affecting businesses, industry, and commerce in the county.
- (g) Prepare and present to the county economic development agency a report detailing the activities and expenditures of the EDAB for the preceding year, a portfolio of all active grants, amounts committed and paid, job and investment outcomes, compliance status, revocations or recaptures, and fiscal impact summaries, together with review of any county economic development programs.
- (h) Perform other duties and responsibilities as requested by the county economic development agency and/or the county director of economic development and as permitted by Florida law.

Sec. 27-20. Prohibited Activities. The EDAB shall take no action which would serve to facilitate the transaction of business by any of its members or promote the private interest of any member. Nor shall any member vote or participate in any matter that would be a conflict of interest or other violation of state ethics laws.

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SECTION 2. Division 2 titled “Economic Development Ad Valorem Tax Exemption” within Chapter 86 expired on November 4, 2024 and is hereby deleted and repealed in its entirety. No business shall be allowed to begin receiving such exemption after November 4, 2024; however, this expiration and repeal shall not affect the operation of any exemption for which a business has qualified under this division prior to November 4, 2024.

Chapter 86 – TAXATION

ARTICLE II. – EXEMPTIONS AND ECONOMIC DEVELOPMENT PROGRAMS

~~DIVISION 2. ECONOMIC DEVELOPMENT AD VALOREM TAX EXEMPTION~~

~~Sec. 86-31. Short title.~~

~~This division shall be known and cited as the "Economic Development Ad Valorem Tax Exemption Ordinance."~~

~~Sec. 86-32. Enactment authority.~~

~~Article VII, section 3, of the Constitution of the State of Florida and F.S. § 196.1995, empower the county to grant economic development ad valorem tax exemptions to new businesses and expansions of existing businesses after the electors of the county, voting on the question in a referendum, authorize such exemptions. In the referendum held on November 4, 2014, the electors of the county authorized the board to grant such economic development ad valorem tax exemptions.~~

~~Sec. 86-33. Findings.~~

- ~~(a) — It is a recognized function of local government to promote economic development within its jurisdiction by providing financial incentives that will encourage new businesses to relocate within its jurisdiction and existing businesses to expand creating employment opportunities that will benefit the entire community.~~
- ~~(b) — The recent and continuing economic climate has detrimentally impacted the quality of life for the county's citizens and the sustainability of local businesses in many ways.~~
- ~~(c) — As approved by voter referendum, the board desires to offer economic development ad valorem tax exemptions to new businesses relocating to Levy County and to businesses already situated in Levy County that are expanding in order to foster economic growth and increased employment.~~

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- (d) ~~In order to ensure that applications for an economic development ad valorem tax exemption are considered in a nonarbitrary and nondiscriminatory manner, it is necessary to establish guidelines that further the board's economic development policy to assist the board in making its determinations.~~
- (e) ~~Applications for an economic development ad valorem tax exemption shall be considered by the board in its legislative capacity on a case-by-case basis, after considering the Levy County property appraiser's report, any staff or consultant reports, and the review criteria.~~
- (f) ~~No precedent shall be implied or inferred by the granting of an exemption to a new or expanding business.~~
- (g) ~~The board adopted Resolution No. 2014-25 calling for a referendum on November 4, 2014, seeking authorization to grant economic development ad valorem tax exemptions to qualifying businesses.~~

~~Sec. 86-34. Definitions.~~

~~For purposes of this division, the following words, phrases, and terms shall have the same meanings attributed to them in current Florida Statutes and the Florida Administrative Code, except where context or definition below indicates otherwise:~~

- (1) ~~*Applicant* means any person, firm, partnership, or corporation who files an application with the board seeking an economic development ad valorem tax exemption.~~
- (2) ~~*Board* means the board of county commissioners of Levy County.~~
- (3) ~~*Business* means any for-profit activity engaged in by any person, firm, partnership, corporation, or other business organization or entity.~~
- (4) ~~*County* means Levy County, Florida.~~
- (5) ~~*Department* means the Florida department of revenue.~~
- (6) ~~*Economic development ad valorem tax exemption or exemption* means the ad valorem tax exemption granted by the board in its discretion to a qualifying new business and/or an expansion of an existing business for up to 100 percent of the county ad valorem tax levied on the qualifying property of said business for a period up to ten years; provided, however, the exemption shall not apply to taxes levied for the payment of bonds or taxes authorized by a vote of the electors pursuant to section 9 or section 12, article VII of the State Constitution.~~

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~~(7) — Enterprise zone means an area designated as an enterprise zone pursuant to F.S. § 290.0065.~~

~~(8) — Expansion of an existing business means any of the following:~~

~~a. A business establishing ten or more new jobs to employ ten or more full-time employees in the county, paying an average wage for such new jobs that is above the average wage in the county, which principally engages in manufacturing, processing, compounding, fabricating, or producing for sale items of tangible personal property at a fixed location and which comprises an industrial or manufacturing plant; or~~

~~b. A business establishing 25 or more new jobs to employ 25 or more full-time employees in the county, the sales factor for which, as defined in section 86-34(n) herein, for the facility with respect to which it requests an ad valorem tax exemption is less than 50 percent inside the county for each year the exemption is claimed; provided that such business increases operations on a site co-located with a commercial or industrial operation owned by the same business, resulting in a net increase in employment of not less than ten percent or an increase in productive output of not less than ten percent.~~

~~(9) — Facility means the business located in the county that is requesting an ad valorem tax exemption.~~

~~(10) — Goods means all personal property when purchased primarily for personal, family, or household use, but not including personal property sold for commercial or industrial use.~~

~~(11) — Improvements means physical changes made to raw land, and structures placed on or under the land surface.~~

~~(12) — New business means any of the following:~~

~~a. A business establishing ten or more new jobs to employ ten or more full-time employees in the county, paying an average wage for such new jobs that is above the average wage in the county, which principally engages in manufacturing, processing, compounding, fabricating, or producing for sale items of tangible personal property at a fixed location and which comprises an industrial or manufacturing plant; or~~

~~b. Is a qualified target industry as may be identified by the board from time to time; or~~

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~~c. A business establishing 25 or more new jobs to employ 25 or more full-time employees in the county, the sales factor for which, as defined in section 86-34(n) herein, for the facility which requests an economic ad valorem tax exemption is less than 50 percent inside the county for each year the exemption is claimed; or~~

~~d. An office space in the county owned and used by a business newly domiciled in the county; provided such office space houses 50 or more full-time employees of such business; provided that such business first begins operation on a site clearly separate from any other commercial or industrial operation owned by the same business; or~~

~~e. Any business located in an enterprise zone that first begins operation on a site clearly separate from any other commercial or industrial operation owned by the same business and creating new full-time jobs in accordance with the business disciplines identified above; or~~

~~f. A business that is situated on property annexed into a municipality and that, at the time of the annexation, is receiving an economic development ad valorem tax exemption from the county pursuant to this division.~~

~~(13) — *Property appraiser* means the property appraiser of Levy County, Florida.~~

~~(14) — *Sales factor* means a fraction the numerator of which is the total sales of the taxpayer in the county during the taxable year or period and the denominator of which is the total sales of the taxpayer everywhere during the taxable year or period. For purposes of this definition, "total sales" shall mean those sales that are processed and shipped through the facility's doors located in the county and "taxpayer" shall have the same meaning as "facility". Additional definitions and calculations of a sales factor shall be in accordance with F.S. § 220.15(5).~~

Sec. 86-35. Establishment of economic development ad valorem tax exemption.

~~(a) — There is herein established an economic development ad valorem tax exemption for ad valorem taxes levied by the county. The exemption is a local option tax incentive for a qualifying new business or expansion to an existing business which may be granted or refused at the sole discretion of the board. The exemption does not apply to taxes levied by a municipality, school district, or water management district, or any taxes levied for the payment of bonds or taxes authorized by a vote of the electors pursuant to section 9 or section 12, Article VII, of the State Constitution.~~

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~~(b) — The exemption shall not accrue to improvements to real property made by or for the use of a qualifying new business or expansion to an existing business when such improvements have been included on the tax rolls prior to the effective date of the ordinance specifically granting a business an exemption.~~

~~(c) — At the discretion of the board, the exemption may be granted for up to 100 percent of the assessed value of all improvements to real property made by or for the use of a qualifying new business and of all tangible personal property of such new business, or up to 100 percent of the assessed value of all added improvements to real property made to facilitate the qualifying expansion of an existing business and of the net increase in all tangible personal property acquired to facilitate such expansion of an existing business, provided that the improvements to real property are made or the tangible personal property is added or increased on or after the day the ordinance granting the exemption is adopted. Property acquired to replace existing property shall not be considered to facilitate a business expansion.~~

~~(d) — No exemption shall be granted for the land upon which a new business or expansion of an existing business is to be located.~~

~~(e) — Any exemption granted for a new business or expansion of an existing business is nontransferable between businesses; provided, however, if the only change to the business is one of ownership and all other provisions of the original application remain in effect, the exemption may be transferred, subject to compliance with section 86-39.~~

~~Sec. 86-36. Application for exemption.~~

~~(a) — *Application.* Any eligible person, firm, partnership or corporation which desires an economic development ad valorem tax exemption shall file with the board a written application prescribed by the department. This application form may be adopted by resolution by the board. The application must be filed no later than March 1 of the year the exemption is desired to take effect.~~

~~(b) — *Review.* Upon submittal of the application, the county manager or his/her designee shall review the application and, within ten days of submission, notify the applicant of any facial deficiencies. Complete applications shall be scheduled for a public hearing before the board no later than 45 days following receipt of a complete application. The 45-day period shall include the property appraiser's review pursuant to section 86-37(a) and any additional review by county staff or consultants to the county. Applicant will be notified of the date and time of the public hearing.~~

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~~(c) — *Agreement.* A business will be required to enter into an agreement with the county stating that the business will satisfy all requirements set forth in the agreement. An agreement shall require, at a minimum, that the applicant annually report the actual number of new full-time jobs created and their actual average wage. The agreement may include other requirements, including but not limited to revocation provisions if the applicant fails to meet expectations or representations.~~

~~Sec. 86-37. Board consideration of applications.~~

~~(a) — *Property appraiser review.* Before the board takes action on an application, a copy of the application, once deemed complete, shall be delivered to the property appraiser for review. Within 15 days of receipt of the complete application, the property appraiser shall provide a report to the board, which shall include the following:~~

~~(1) — The total revenue available to the county for the current fiscal year from ad valorem tax sources, or an estimate of such revenue if the actual total available revenue cannot be determined.~~

~~(2) — The amount of revenue lost to the county for the current fiscal year by virtue of exemptions previously granted under this division, or an estimate of such revenue if the actual revenue lost cannot be determined;~~

~~(3) — An estimate of the amount of revenue which would be lost to the county for the current fiscal year if the exemption applied for was granted had the property for which the exemption is requested otherwise been subject to taxation; and~~

~~(4) — A determination as to whether the property for which an exemption is requested is to be incorporated into a new business or the expansion of an existing business, or into neither, which determination the property appraiser shall also affix to the face of the application. Upon request of the property appraiser, the department will provide the property appraiser such information as it may have available to assist in making this determination.~~

~~(b) — *Eligibility threshold.* The threshold for eligibility is whether the business meets the definition of a new business or of an expansion of an existing business as provided in section 86-34.~~

~~(c) — *Economic development policy guidelines.* In making its determination as to whether to grant the exemption, and, if granted, the duration and percentage of the exemption, the board shall consider the following factors:~~

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~~(1) — The total number of net new jobs to be created in the county by the applicant.~~

~~(2) — The average wage of employees of the business located in the county, and the average wage of the new jobs to be created.~~

~~(3) — The amount of capital investment in the county to be made by the applicant.~~

~~(4) — The type of business or operation of the applicant and whether it qualifies as a target industry as may be identified from time to time by the board.~~

~~(5) — The environmental impact of the proposed business or operation.~~

~~(6) — The extent to which the applicant intends to source its supplies and materials within the county or surrounding areas.~~

~~(7) — Net positive contribution to the local economy.~~

~~(8) — Sales factor as applied to enterprise zones.~~

~~In addition to the above factors, the board may consider any other activity or factor that promotes the sustainability of economic development within the county.~~

~~(d) — *Ordinance.* After consideration of the application, any county staff or consultant review, and the property appraiser's review, and such other information it deems relevant, the board may choose to adopt an ordinance granting the exemption to the applicant for up to 100 percent of the assessed value of the qualifying property for up to ten years. If granted, the ordinance shall include the following information:~~

~~(1) — The name and address of the new business or the expansion of an existing business;~~

~~(2) — The name of the owner(s) of the new business or the expansion of an existing business;~~

~~(3) — The total amount of revenue available to the county from ad valorem tax sources for the current fiscal year, the total amount of the revenue lost to the county for the current fiscal year by virtue of exemptions currently in effect and~~

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~~the estimated amount of revenue attributable to the exemption granted to the new or expanding business;~~

~~(4) — The expiration date of the exemption, which is ten years or less (depending upon the duration of the exemption granted) from the date the board enacts the ordinance granting the exemption; and~~

~~(5) — A finding that the business meets the definition of a new business or an expansion of an existing business as set forth in section 86-34 herein.~~

~~Sec. 86-38. Application fee.~~

~~Except as provided in this section, no fees shall be charged for processing an exemption application. An applicant shall be required to pay advertising costs for any exemption ordinance considered by the board for such applicant. An applicant shall be required to pay the county's costs for acquiring the services of any consultant that the county may require in the county's review of the applicant's exemption application.~~

~~Sec. 86-39. Continuing performance.~~

~~(a) — *Change in ownership.*~~

~~(1) — A business granted an exemption shall inform the board in writing within ten days as to any changes in ownership of the business.~~

~~(2) — Failure of a business granted an exemption to notify the board in writing of any such changes in ownership is cause for revocation of the ordinance granting the exemption, at the board's discretion, and may be cause for additional action by the board.~~

~~(b) — *Annual filings.* A business granted an exemption shall be required to submit an annual renewal statement and an annual report to the county manager on or before March 1 of each year for which the exemption was granted. The business granted an exemption shall also timely comply with all filings required pursuant to F.S. § 196.011.~~

~~(1) — The annual renewal statement shall certify that information provided in the original application has not changed.~~

~~(2) — The annual report shall provide a report on the status of the business, evidencing satisfaction of any requirements or conditions set forth in the ordinance granting the exemption and in the agreement between the county and the business regarding the exemption. The board may adopt a form for the annual report by resolution, in which case any annual report shall be prepared substantially in that adopted form.~~

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Sec. 86-40. Board revocation.

~~(a) — *Revocation.* Should any business granted an exemption pursuant to this division fail to file the annual renewal statement and/or annual report with the board on or before March 1 of each year the exemption has been granted as required in section 86-39 of this division, fail to continue to meet the definition of a new business or an expansion of an existing business as set forth herein, fail to timely file a written report of change of ownership, and/or fail to file a new application upon any other change in the information provided in the original application, fail to comply with any requirements of this division, the agreement between the business and the board regarding the exemption or the ordinance granting the exemption, and/or fail to fulfill any other representation made to the board during the application process, including the creation and maintenance of the total number of new jobs identified by a business in the application, the board, may, upon 30 days' written notice to the respective business, adopt an ordinance revoking the ad valorem tax exemption or take such other action with respect to the exemption it deems appropriate.~~

~~(b) — *Notification.* Upon revocation, the board shall immediately notify the property appraiser.~~

~~(c) — *Recover taxes.* If it is determined that for any year within the exemption period the business receiving the exemption was not entitled to receive such exemption, the business shall be subject to the taxes exempted as a result of such failure plus annual interest at the maximum rate allowed by law.~~

~~(d) — *Reapply.* Nothing herein shall prohibit a business from reapplying for an ad valorem tax exemption pursuant to state law.~~

Sec. 86-41. Applicability.

This division shall be applicable throughout Levy County.

Sec. 86-42. Severability.

If any provision of this division or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the division which can be given effect without the invalid provision or applications. To this end, the provisions of this division are declared severable.

Sec. 86-43. Sunset date.

Pursuant to F.S. § 196.1995, this division shall expire on November 4, 2024, ten years after the date such authority to grant economic development ad valorem tax exemptions was approved by the electors of the county voting on the question in a referendum. No business shall be allowed to begin receiving such exemption after that date; however,

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~~the expiration shall not affect the operation of any exemption for which a business has qualified under this division prior to November 4, 2024.~~

SECTION 4. Severability. If any section, subsection, sentence, clause, phrase, portion or provision of this ordinance is for any reason declared or held invalid or unconstitutional by any court of competent jurisdiction, such section, subsection, sentence, clause, phrase, portion or provision shall be deemed a separate, distinct and independent provision, and the remainder of this ordinance shall be not affected by such declaration or holding.

SECTION 5. Repeal. All ordinances or parts of ordinances and all resolutions or parts of resolutions of Levy County that are in conflict with this ordinance are, to the extent of the conflict, hereby repealed.

SECTION 6. Inclusion in the Code. The provisions of Sections 1 through 3 of this Ordinance shall become and be made a part of the Levy County Code, and the sections of this ordinance may be renumbered or relettered and the word “ordinance” may be changed to “section,” “article,” “regulation,” or such other appropriate word or phrase in order to accomplish the codification.

SECTION 7. Effective Date. In accordance with Section 125.66, Florida Statutes, the Clerk to the Board of County Commissioners is directed to file this ordinance with the Florida Department of State within 10 days after adoption and upon such filing, this ordinance shall become effective.

PASSED AND DULY ADOPTED on _____, 2026.

**BOARD OF COUNTY COMMISSIONERS
OF LEVY COUNTY, FLORIDA**

Desiree Mills, Chair

ATTEST: Clerk of the Circuit Court
and Ex-officio Clerk to the Board
of County Commissioners

Matt Brooks, Clerk

Approved as to form and legal sufficiency

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County Attorney

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