

BOCC ACTION:

On September 13, 2022, the Board of County Commissioners voted 3-2 to adopt Resolution 2022-166 approving the petitioner's request for rezoning from AG/(Agricultural) to PDP(SF)/Planned Development Project (Single Family) with deviations and the following modified performance conditions:

1. The petitioner must obtain all permits from Hernando County and other applicable agencies and meet all applicable land development regulations, for either construction or use of the property, and complete all applicable development review processes.
2. A wildlife survey shall be prepared by a qualified professional. The petitioner is required to comply with all applicable FWC regulations and permitting.
3. The petitioner must meet the minimum requirements of Florida Friendly Landscaping™ publications and the Florida Yards and Neighborhoods Program for design techniques, principles, materials and plantings for required landscaping.
4. The Builder/Developer shall provide new property owners with Florida-Friendly Landscaping™ (FFL) Program information and include FFL language in the HOAs covenants and restrictions. Information on the County's Fertilizer Ordinance and fertilizer use is to be included. Educational information is available through Hernando County Utilities Department.
5. Geotechnical subsurface testing and reporting in accordance with Hernando County's Facility Design Guidelines shall be conducted, including all proposed drainage retention areas within the project to test for subsurface karst features.
6. The petitioner must apply for and receive a Finding of School Capacity from the School District prior to the approval of the conditional plat or the functional equivalent. The County will only issue a certificate of concurrency for schools upon the School District's written determination that adequate school capacity will be in place or under actual construction within three (3) years after the issuance of subdivision approval or site plan approval (or functional equivalent) for each level of school without mitigation, or with the execution of a legally binding proportionate share mitigation agreement between the applicant, the School District, and the County.

7. This project must meet the storm drainage design requirements of Southwest Florida Water Management District and Hernando County Facility Design Guidelines.
8. Minimum Lot Widths: 50' ~~(for the project interior and eastern property line)~~
60' ~~(along the western and southern property line)~~
9. Minimum Lot Size: 6,000 square feet
10. Minimum Building Setbacks:
 - Front: 20' (deviation from 25')
 - Rear: 15' (deviation from 20')
 - Side: 5' (deviation from 10')
11. Landscape Buffers:
 - Powell Road: 20'
 - West: 50'
 - East: 20'
 - South: 20'

The landscape buffers are all to be separate tracts, owned and maintained by the Homeowners' Association. The western and southern landscape buffers will include natural vegetation preserved and enhanced to 80% within 3 years of planting.

12. The petitioner shall provide the minimum neighborhood park acreage as required by the County's Land Development Regulations and ensure that this park is pedestrian-accessible for all residents within the development.
13. The petitioner shall preserve the minimum five percent (5%) natural vegetation as required by the County's Land Development Regulations. The required natural vegetation may be included as part of the required open space.
14. The petitioner shall submit a fire protection plan with the conditional plat in accordance with Hernando County LDRs.
15. The developer shall provide a utility capacity analysis and shall connect to the central water and sewer systems at time of vertical construction. Furthermore, the developer will be required to provide utility placement details showing the locations of all utilities on the conditional plat for lots with side setbacks of less than 10 feet.
16. The petitioner shall be required to provide a treed boulevard entrance from Powel Road.

17. The petitioner shall provide a 400-foot westbound left turn lane along the project entrance.
18. The petitioner shall provide a revised plan in compliance with all the performance conditions within 30 calendar days of BCC approval. Failure to submit the revised plan will result in no further development permits being issued.
19. **Developer must let the homeowners know that they live next to a school which means noise.**
20. **Petitioner will work with the County Engineer to determine turn lanes.**