

1 Introduced by the Council President pursuant to Chapter 380,
2 *Ordinance Code*:

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5 **ORDINANCE 2020-348**

6 AN ORDINANCE MAKING FINDINGS; GRANTING THE
7 APPLICATION OF MULCH MANUFACTURING, INC. FOR
8 AN INITIAL CERTIFICATE OF PUBLIC CONVENIENCE
9 AND NECESSITY (CON) FOR THE MULCH
10 MANUFACTURING, INC. YARD TRASH RECYCLING
11 FACILITY; PROVIDING FOR CONDITIONS OF SAID
12 CERTIFICATE; INCORPORATING EXHIBITS; PROVIDING
13 AN EFFECTIVE DATE.

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15 **WHEREAS**, pursuant to Chapter 380, *Ordinance Code*, Mulch
16 Manufacturing, Inc. (the "Applicant") has applied for an initial
17 Certificate of Public Convenience and Necessity (CON) for the
18 operation of a yard trash recycling facility (the "Facility")
19 located at 2480 Lane Avenue North, Jacksonville, Florida 32254; and

20 **WHEREAS**, based upon the determination of need for the Facility
21 by the City Council, the Solid Waste Division of the Department of
22 Public Works supports approval of the application for an initial
23 Certificate of Public Convenience and Necessity for Mulch
24 Manufacturing, Inc., provided the Applicant agrees to accept and
25 comply with the Specific Operating Conditions contained in **Exhibit**
26 **1**, attached hereto and incorporated herein by this reference; and

27 **WHEREAS**, the City Council has caused a public hearing,
28 properly noticed, to be held before Council Committee, as required
29 by Chapter 380, *Ordinance Code*, and has made certain findings with
30 respect to said application; now therefore

31 **BE IT ORDAINED** by the Council of the City of Jacksonville:

1 **Section 1. Making findings.** Based upon the criteria
2 set forth in Section 380.105, *Ordinance Code*, the Council finds
3 that the Facility would serve the public convenience and provide a
4 needed service to the citizens of Duval County.

5 **Section 2. Certificate of Public Convenience and**
6 **Necessity (CON) granted.** In accordance with Chapter 380, *Ordinance*
7 *Code*, the City of Jacksonville hereby grants an initial Certificate
8 of Public Convenience and Necessity (CON) to Mulch Manufacturing,
9 Inc. to operate the Facility as described in the attached **Exhibit**
10 **1** and as described in the submitted and approved application.

11 **Section 3. Conditions.** The Certificate of Public
12 Convenience and Necessity shall be subject to the conditions set
13 forth in the "Mulch Manufacturing, Inc. Yard Trash Recycling
14 Facility Certificate of Public Convenience and Necessity Specific
15 Operating Conditions," attached to this ordinance as **Exhibit 1**. The
16 comments and recommendations of representatives of the Public Works
17 Department, the Florida Department of Health, the Planning and
18 Development Department, and the Environmental Quality Division are
19 attached hereto as **Exhibit 2** and incorporated herein by this
20 reference. A copy of the CON Monthly Waste Analysis Reporting Form
21 is attached hereto as **Exhibit 3**.

22 **Section 4. Effective Date.** This ordinance shall
23 become effective upon signature by the Mayor or upon becoming
24 effective without the Mayor's signature.

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26 Form Approved:

27
28 /s/ James R. McCain, Jr.

29 Office of General Counsel

30 Legislation prepared by: James R. McCain, Jr.

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