

1 Introduced by the Council President at the request of the Mayor:  
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4 **ORDINANCE 2021-40**

5 AN ORDINANCE APPROVING THE PROPOSED 2021B SERIES  
6 TEXT AMENDMENT TO THE FUTURE LAND USE ELEMENT OF  
7 THE *2030 COMPREHENSIVE PLAN* OF THE CITY OF  
8 JACKSONVILLE, TO ADD ACCESSORY DWELLING UNITS AS  
9 AN ACCESSORY USE IN THE LOW DENSITY RESIDENTIAL  
10 LAND USE CATEGORY, FOR TRANSMITTAL TO THE STATE  
11 OF FLORIDA'S VARIOUS AGENCIES FOR REVIEW;  
12 PROVIDING A DISCLAIMER THAT THE AMENDMENT  
13 TRANSMITTED HEREIN SHALL NOT BE CONSTRUED AS AN  
14 EXEMPTION FROM ANY OTHER APPLICABLE LAWS;  
15 PROVIDING AN EFFECTIVE DATE.  
16

17 **WHEREAS**, the Planning and Development Department has initiated  
18 certain revisions and modifications to the text of the *2030*  
19 *Comprehensive Plan* in accordance with the procedures and requirements  
20 set forth in Chapter 650, Part 4, *Ordinance Code*, to add Accessory  
21 Dwelling Units as an Accessory Use in the Low Density Residential  
22 land use category, which are more particularly set forth in **Exhibit**  
23 **1, attached hereto**, dated December 14, 2020, and incorporated herein  
24 by reference; and

25 **WHEREAS**, the Jacksonville Planning Commission, as the Local  
26 Planning Agency, held a public hearing on this proposed Amendment to  
27 the *2030 Comprehensive Plan*, with due public notice having been  
28 provided, and reviewed and considered all comments received during  
29 the public hearing, and made a recommendation to the City Council;  
30 and

31 **WHEREAS**, the Land Use and Zoning (LUZ) Committee held a public

1 hearing on this proposed Amendment pursuant to Chapter 650, Part 4,  
2 *Ordinance Code*, and having considered all written and oral comments  
3 received during the public hearing, has made its recommendation to  
4 the Council; and

5       **WHEREAS**, the City Council held a public hearing on this proposed  
6 Amendment with public notice having been provided, pursuant to Section  
7 163.3184(3), *Florida Statutes*, and Chapter 650, Part 4, *Ordinance*  
8 *Code*, and having considered all written and oral comments received  
9 during the public hearing, the recommendations of the Planning and  
10 Development Department, the Planning Commission and the LUZ  
11 Committee, desires to transmit this proposed Amendment through the  
12 State's expedited state review process to the Florida Department of  
13 Economic Opportunity, as the State Land Planning Agency, the Northeast  
14 Florida Regional Council, the Florida Department of Transportation,  
15 the St. Johns River Water Management District, the Florida Department  
16 of Environmental Protection, the Florida Fish and Wildlife  
17 Conservation Commission, the Department of State's Bureau of Historic  
18 Preservation, the Florida Department of Education, and the Department  
19 of Agriculture and Consumer Affairs; now, therefore

20       **BE IT ORDAINED** by the Council for the City of Jacksonville:

21       **Section 1.       Approval of Amendment for Transmittal Purposes.**

22 The Council hereby approves the proposed 2021B Series Text Amendment  
23 to the Future Land Use Element of the *2030 Comprehensive Plan*, as set  
24 forth in **Exhibit 1, attached hereto**, dated December 14, 2020, for  
25 transmittal to Florida's various required State Agencies for review.

26       **Section 2.       Disclaimer.**       The transmittal approved herein

27 shall **not** be construed as an exemption from any other applicable  
28 local, state, or federal laws, regulations, requirements, permits or  
29 approvals. All other applicable local, state or federal permits or  
30 approvals shall be obtained before commencement of the development  
31 or use, and transmittal is based upon acknowledgement, representation

1 and confirmation made by the applicant(s), owner(s), developer(s)  
2 and/or any authorized agent(s) or designee(s) that the subject  
3 business, development and/or use will be operated in strict compliance  
4 with all laws. Transmittal does **not** approve, promote or condone any  
5 practice or act that is prohibited or restricted by any federal,  
6 state or local laws.

7 **Section 3. Effective Date.** This Ordinance shall become  
8 effective upon the signature by the Mayor or upon becoming effective  
9 without the Mayor's signature.

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11 Form Approved:

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13  /s/ Shannon K. Eller

14 Office of General Counsel

15 Legislation Prepared By: Kristen Reed

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