

City of Jacksonville, Florida

Lenny Curry, Mayor

City Hall at St. James
117 W. Duval St.
Jacksonville, FL 32202
(904) 630-CITY
www.coj.net

June 8, 2023

The Honorable Terrance Freeman, President
The Honorable Kevin Carrico, LUZ Chair
And Members of the City Council
City Hall
117 West Duval Street
Jacksonville, Florida 32202

**RE: Planning Commission Advisory Report
Ordinance No.: 2023-315**

Dear Honorable Council President Freeman, Honorable Council Member and LUZ Chairperson Carrico and Honorable Members of the City Council:

Pursuant to the provisions of Section 30.204 and Section 656.129, *Ordinance Code*, the Planning Commission respectfully offers this report for consideration by the Land Use and Zoning Committee.

Planning and Development Department Recommendation: **Approve**

Planning Commission Recommendation: **Deny**

Planning Commission Commentary: There were no speakers in opposition. The Commissioners felt disappointed that Council wants to be the final authority of alcohol exceptions. They feel that an independent commission is best to decide these issues.

Planning Commission Vote: 8-0

Alex Moldovan, Chair Aye

Ian Brown, Vice Chair Aye

Jason Porter, Secretary Aye

Marshall Adkison Aye

Daniel Blanchard Aye

Jordan Elsbury Aye

David Hacker Aye

Morgan Roberts Aye

If you have any questions or concerns, please do not hesitate to contact me at your convenience.

Sincerely,



Bruce E. Lewis
City Planner Supervisor – Current Planning Division
City of Jacksonville - Planning and Development Department
214 North Hogan Street, Suite 300
Jacksonville, FL 32202
(904) 255-7820
blewis@coj.net

REPORT OF THE PLANNING AND DEVELOPMENT DEPARTMENT

The Planning and Development Department hereby forwards to the Planning Commission; Land Use and Zoning Committee; and City Council its comments and recommendations on:

ORDINANCE 2023-315

AN ORDINANCE AMENDING SECTION 30.204 (FUNCTIONS), PART 2 (PLANNING COMMISSION), CHAPTER 30 (PLANNING AND DEVELOPMENT DEPARTMENT), ORDINANCE CODE, AND SECTIONS 656.131 (ZONING EXCEPTIONS) AND 656.137 (NOTICE OF PUBLIC HEARING AND PUBLIC MEETINGS FOR REZONINGS), SUBPART D (ZONING EXCEPTIONS, VARIANCES AND WAIVERS, AMENDMENTS TO FINAL ORDER, APPEALS OF WRITTEN INTERPRETATIONS OF THE DIRECTOR AND APPEALS OF FINAL ORDERS OF THE COMMISSION), PART 1 (GENERAL PROVISIONS), CHAPTER 656 (ZONING CODE), ORDINANCE CODE, TO DESIGNATE THE CITY COUNCIL AS THE QUASI-JUDICIAL BODY THAT APPROVES, APPROVES WITH CONDITIONS, OR DENIES ZONING EXCEPTIONS FOR ALCOHOL RELATED USES; PROVIDING CODIFICATION INSTRUCTIONS; PROVIDING AN EFFECTIVE DATE.

I. GENERAL INFORMATION

The purpose of this legislation is to amend a function of the Planning Commission so that alcohol-related zoning exceptions fall under the purview of the City Council. With these amendments, all references to “Commission” shall mean the City Council, as related to alcohol-related zoning exceptions in the Ordinance Code.

II. EVALUATION

A. The need and justification for the change

This bill amends Section 30.204 (Functions), Part 2 (Planning Commission), Chapter 30(Planning and Development Department), Ordinance Code; and Section 656.131 (Zoning exceptions), Subpart D (Zoning Exceptions, Variances and Waivers, Amendments to Final Order, Appeals of Written Interpretations of the Director and Appeals of Final Orders of the Commission), Part 1 (General Provisions), Chapter 656 (Zoning Code), Ordinance Code.

B. The relationship of the proposed amendment to the Comprehensive Plan and the work of the Department with appropriate consideration as to whether the proposed amendment will further the purposes of the Zoning Code and Comprehensive Plan.

The proposed ordinance does not conflict with the 2045 Comprehensive Plan.

III. RECOMMENDATION

The Planning and Development Department recommends that **Ordinance 2023-315 be approved.**