

1 Introduced by the Land Use and Zoning Committee:
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4 **ORDINANCE 2022-444-E**

5 AN ORDINANCE REZONING APPROXIMATELY 8.59± ACRES
6 LOCATED IN COUNCIL DISTRICT 12 AT 0 POW-MIA
7 MEMORIAL PARKWAY, BETWEEN CHAFFEE ROAD SOUTH
8 AND LIBERTY SQUARE PLACE (R.E. NO. 002048-
9 0135), AS DESCRIBED HEREIN, OWNED BY LIBERTY
10 SQUARE JAX, LLC, FROM PLANNED UNIT DEVELOPMENT
11 (PUD) DISTRICT (2006-140-E) TO RESIDENTIAL LOW
12 DENSITY-100B (RLD-100B) DISTRICT, AS DEFINED
13 AND CLASSIFIED UNDER THE ZONING CODE; PROVIDING
14 A DISCLAIMER THAT THE REZONING GRANTED HEREIN
15 SHALL NOT BE CONSTRUED AS AN EXEMPTION FROM ANY
16 OTHER APPLICABLE LAWS; PROVIDING AN EFFECTIVE
17 DATE.
18

19 **WHEREAS**, Liberty Square Jax, LLC, the owner of approximately
20 8.59± acres located in Council District 12 at 0 POW-MIA Memorial
21 Parkway, between Chaffee Road South and Liberty Square Place (R.E.
22 No. 002048-0135), as more particularly described in **Exhibit 1**, dated
23 April 27, 2022, and graphically depicted in **Exhibit 2**, both of which
24 are attached hereto (the "Subject Property"), has applied for a
25 rezoning and reclassification of the Subject Property from Planned
26 Unit Development (PUD) District (2006-140-E) to Residential Low
27 Density-100B (RLD-100B) District; and

28 **WHEREAS**, the Planning and Development Department has considered
29 the application and has rendered an advisory recommendation; and

30 **WHEREAS**, the Planning Commission, acting as the local planning
31 agency, has reviewed the application and made an advisory

1 recommendation to the Council; and

2 **WHEREAS**, the Land Use and Zoning (LUZ) Committee, after due
3 notice, held a public hearing and made its recommendation to the
4 Council; and

5 **WHEREAS**, taking into consideration the above recommendations and
6 all other evidence entered into the record and testimony taken at the
7 public hearings, the Council finds that such rezoning: (1) is
8 consistent with the *2030 Comprehensive Plan*; (2) furthers the goals,
9 objectives and policies of the *2030 Comprehensive Plan*; and (3) is
10 not in conflict with any portion of the City's land use regulations;
11 now, therefore

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

13 **Section 1. Property Rezoned.** The Subject Property is
14 hereby rezoned and reclassified from Planned Unit Development (PUD)
15 District (2006-140-E) to Residential Low Density-100B (RLD-100B)
16 District, as defined and classified under the Zoning Code, City of
17 Jacksonville, Florida.

18 **Section 2. Owner and Description.** The Subject Property is
19 owned by Liberty Square Jax, LLC, and is described in **Exhibit 1**,
20 attached hereto. The applicant is Gregory Matovina, 12443 San Jose
21 Boulevard, Suite 504, Jacksonville, Florida 32223; (904) 292-0778.

22 **Section 3. Disclaimer.** The rezoning granted herein shall
23 **not** be construed as an exemption from any other applicable local,
24 state, or federal laws, regulations, requirements, permits or
25 approvals. All other applicable local, state or federal permits or
26 approvals shall be obtained before commencement of the development
27 or use and issuance of this rezoning is based upon acknowledgement,
28 representation and confirmation made by the applicant(s), owners(s),
29 developer(s) and/or any authorized agent(s) or designee(s) that the
30 subject business, development and/or use will be operated in strict
31 compliance with all laws. Issuance of this rezoning does **not** approve,

1 promote or condone any practice or act that is prohibited or
2 restricted by any federal, state or local laws.

3 **Section 4. Effective Date.** The enactment of this Ordinance
4 shall be deemed to constitute a quasi-judicial action of the City
5 Council and shall become effective upon signature by the Council
6 President and Council Secretary.

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8 Form Approved:

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10 /s/ Mary E. Staffopoulos

11 Office of General Counsel

12 Legislation Prepared By: Brittany Figueroa

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