

1 Introduced by the Council President at the request of the Mayor:  
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4 **ORDINANCE 2023-674**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR  
6 DISCLAIMING AN UNOPENED AND UNIMPROVED PORTION  
7 OF THE ASLAND ROAD RIGHT-OF-WAY, ESTABLISHED IN  
8 THE PLAT OF GARDEN CITY, AS RECORDED IN PLAT  
9 BOOK 5, PAGE 81 OF THE CURRENT PUBLIC RECORDS OF  
10 DUVAL COUNTY, FLORIDA, IN COUNCIL DISTRICT 8, AT  
11 THE REQUEST OF TONI DANIELS LEE; PROVIDING FOR  
12 APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN  
13 EFFECTIVE DATE.  
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15 **BE IT ORDAINED** by the Council of the City of Jacksonville:

16 **Section 1. Closure and Abandonment.** An unopened and  
17 unimproved portion of the Asland Road right-of-way, established in  
18 the Plat of Garden City, as recorded in Plat Book 5, page 81 of the  
19 current public records of Duval County, Florida, located in Council  
20 District 8, a depiction and description of which is attached hereto  
21 as **Exhibit 1**, and incorporated herein by this reference, is hereby  
22 closed and abandoned and/or disclaimed as a right-of-way at the  
23 request of Toni Daniels Lee (the "Applicant");

24 The Applicant paid the right-of-way closure application fee of  
25 \$2,092.00 and this sum has been deposited into the City's General  
26 Fund account. This closure request was reviewed and approved by the  
27 various city, state, and utility agencies that might have an interest  
28 in the right-of-way and there were no objections to the Applicant's  
29 request.

30 **Section 2. Purpose.** The Applicant owns property adjacent  
31 to the closure area at 0 Asland Road (R.E. No. 019908-0005). The

1 Applicant has requested the closure in order to construct a home and  
2 install a fence.

3       **Section 3.       Hold Harmless Covenant.**     The     closure     and  
4 abandonment by the City of its interests in the right-of-way is  
5 subject to Applicant's execution and delivery to the City of a Hold  
6 Harmless Covenant, in substantially the same form attached hereto as  
7 **Exhibit 2**, incorporated herein by this reference.     Accordingly, the  
8 closure and abandonment of the right-of-way shall not be recorded in  
9 the public records until execution and delivery to the City by the  
10 Applicant of the required Hold Harmless Covenant.

11       **Section 4.       Effective Date.**     This Ordinance shall become  
12 effective upon signature by the Mayor or upon becoming effective  
13 without the Mayor's signature.

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18 Form Approved:

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20       /s/ Harry M. Wilson, IV      

21 Office of General Counsel

22 Legislation Prepared By: Harry M. Wilson, IV

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