

1 Introduced by the Land Use and Zoning Committee:
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4 **ORDINANCE 2019-274-E**

5 AN ORDINANCE TRANSMITTING A PROPOSED LARGE SCALE
6 REVISION TO THE FUTURE LAND USE MAP SERIES OF THE
7 2030 COMPREHENSIVE PLAN TO CHANGE THE FUTURE LAND
8 USE DESIGNATION FROM COMMUNITY/GENERAL COMMERCIAL
9 (CGC) TO MEDIUM DENSITY RESIDENTIAL (MDR) ON
10 APPROXIMATELY 5.58± ACRES LOCATED IN COUNCIL
11 DISTRICT 2 AT 0 MERRILL ROAD, BETWEEN WOMPI DRIVE
12 AND FT. CAROLINE ROAD, OWNED BY BUCK BUSINESS
13 PARK, LLC, AS MORE PARTICULARLY DESCRIBED HEREIN,
14 PURSUANT TO APPLICATION NUMBER L-5357-19A, FOR
15 TRANSMITTAL TO THE STATE OF FLORIDA'S VARIOUS
16 AGENCIES FOR REVIEW; PROVIDING A DISCLAIMER THAT
17 THE REVISION GRANTED HEREIN SHALL NOT BE
18 CONSTRUED AS AN EXEMPTION FROM ANY OTHER
19 APPLICABLE LAWS; PROVIDING AN EFFECTIVE DATE.
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21 **WHEREAS**, pursuant to the provisions of Section 650.402(b),
22 *Ordinance Code*, Application Number L-5357-19A requesting a revision to
23 the Future Land Use Map series of the *2030 Comprehensive Plan* to change
24 the future land use designation from Community/General Commercial (CGC)
25 to Medium Density Residential (MDR) has been filed by Curtis L. Hart,
26 on behalf of Buck Business Park, LLC, the owner of certain real
27 property located in Council District 2, as more particularly described
28 in Section 2; and

29 **WHEREAS**, the Planning and Development Department reviewed the
30 proposed revision and application, held a public information workshop
31 on this proposed amendment to the *2030 Comprehensive Plan*, with due

1 public notice having been provided, and having reviewed and considered
2 all comments received during the public workshop, has prepared a
3 written report and rendered an advisory recommendation to the Council
4 with respect to this proposed amendment; and

5 **WHEREAS**, the Planning Commission, acting as the Local Planning
6 Agency (LPA), held a public hearing on this proposed amendment, with
7 due public notice having been provided, reviewed and considered all
8 comments received during the public hearing and made its recommendation
9 to the City Council; and

10 **WHEREAS**, the Land Use and Zoning (LUZ) Committee held a public
11 hearing on this proposed amendment pursuant to Chapter 650, Part 4,
12 *Ordinance Code*, and having considered all written and oral comments
13 received during the public hearing, has made its recommendation to the
14 Council; and

15 **WHEREAS**, the City Council held a public hearing on this proposed
16 amendment with public notice having been provided, pursuant to Section
17 163.3184(3), *Florida Statutes*, and Chapter 650, Part 4, *Ordinance Code*,
18 and having considered all written and oral comments received during the
19 public hearing, the recommendations of the Planning and Development
20 Department, the LPA, and the LUZ Committee, desires to transmit this
21 proposed amendment through the State's Expedited State Review Process
22 for amendment review to the Florida Department of Economic Opportunity,
23 as the State Land Planning Agency, the Northeast Florida Regional
24 Council, the Florida Department of Transportation, the St. Johns River
25 Water Management District, the Florida Department of Environmental
26 Protection, the Florida Fish and Wildlife Conservation Commission, the
27 Department of State's Bureau of Historic Preservation, the Florida
28 Department of Education, and the Department of Agriculture and Consumer
29 Services; now, therefore

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

31 **Section 1. Purpose and Intent.** The Council hereby approves

1 for transmittal to the various State agencies for review, a proposed
2 large scale revision to the Future Land Use Map series of the 2030
3 *Comprehensive Plan* by changing the future land use designation from
4 Community/General Commercial (CGC) to Medium Density Residential (MDR),
5 pursuant to Application Number L-5357-19A.

6 **Section 2. Subject Property Location and Description.** The
7 approximately 5.58± acres is located in Council District 2 at 0 Merrill
8 Road, between Wompi Drive and Ft. Caroline Road (portion of R.E. No.
9 112982-0015), as more particularly described in **Exhibit 1**, dated
10 January 18, 2019, and graphically depicted in **Exhibit 2**, both of which
11 are **attached hereto** and incorporated herein by this reference (Subject
12 Property).

13 **Section 3. Owner and Applicant Description.** The Subject
14 Property is owned by Buck Business Park, LLC. The applicant is Curtis
15 L. Hart, 8051 Tara Lane, Jacksonville, Florida 32216; (904) 993-5008.

16 **Section 4. Disclaimer.** The revision granted herein shall
17 **not** be construed as an exemption from any other applicable local,
18 state, or federal laws, regulations, requirements, permits or
19 approvals. All other applicable local, state or federal permits or
20 approvals shall be obtained before commencement of the development or
21 use and issuance of this revision is based upon acknowledgement,
22 representation and confirmation made by the applicant(s), owner(s),
23 developer(s) and/or any authorized agent(s) or designee(s) that the
24 subject business, development and/or use will be operated in strict
25 compliance with all laws. Issuance of this revision does **not** approve,
26 promote or condone any practice or act that is prohibited or restricted
27 by any federal, state or local laws.

28 **Section 5. Effective Date.** This Ordinance shall become
29 effective upon signature by the Mayor or upon becoming effective
30 without the Mayor's signature.

1 Form Approved:

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3 /s/ Shannon K. Eller

4 Office of General Counsel

5 Legislation Prepared by: Kristen Reed

6 GC-#1275288-v1-L-5357_LS_TRANS