

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2024-205**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR
6 DISCLAIMING AN OPENED AND IMPROVED PORTION OF
7 THE NORTH ENTRANCE ROAD (ALUMNI WAY) RIGHT-OF-
8 WAY, AS RECORDED IN OFFICIAL RECORDS BOOK 3035,
9 PAGE 41, OF THE CURRENT PUBLIC RECORDS OF DUVAL
10 COUNTY, FLORIDA, LOCATED IN COUNCIL DISTRICT 3,
11 AT THE REQUEST OF THE UNIVERSITY OF NORTH
12 FLORIDA BOARD OF TRUSTEES; SUBJECT TO
13 RESERVATION UNTO JEA OF AN ALL UTILITIES,
14 FACILITIES AND ACCESS EASEMENT OVER THE CLOSURE
15 AREA; PROVIDING FOR APPROVAL SUBJECT TO
16 CONDITIONS; PROVIDING AN EFFECTIVE DATE.
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18 **BE IT ORDAINED** by the Council of the City of Jacksonville:

19 **Section 1. Closure and Abandonment.** An opened and improved
20 portion of the North Entrance Road (Alumni Way) right-of-way, as
21 recorded in Official Records Book 3035, Page 41, of the current public
22 records of Duval County, Florida, located in Council District 3, a
23 depiction and description of which is attached hereto as **Exhibit 1**
24 and incorporated herein by this reference, is hereby closed and
25 abandoned and/or disclaimed at the request of the University of North
26 Florida Board of Trustees (the "Applicant") with the approval of the
27 State of Florida Department of Environmental Protection, as agent for
28 and on behalf of, the Board of the Trustees of the Internal
29 Improvement Trust Fund of the State of Florida; provided however,
30 there is reserved unto JEA an all utilities, facilities and access
31 easement on, over, under, through and across the closure area for

1 ingress and egress and for all utilities and facilities, so as to
2 provide JEA with continued access to repair and maintain its utilities
3 and facilities in the area.

4 The Applicant has paid the closure with encroachment application
5 fee of \$2,607.00 and this sum has been deposited into the City's
6 General Fund. This closure request was reviewed and approved by the
7 various city, state, and utility agencies that might have an interest
8 in the right-of-way and there were no objections to the Applicant's
9 request.

10 **Section 2. Purpose.** The Applicant is the lessee under a
11 sublease from the Board of Trustees of the Internal Improvement Trust
12 Fund of the State of Florida, the fee simple owner of the real
13 property on which the closure area is located (R.E. No. 167458-0020),
14 and has requested this closure to connect properties within this
15 parcel together for university educational, athletic and auxiliary
16 uses.

17 **Section 3. Hold Harmless Covenant.** The closure and
18 abandonment by the City of its interests in the right-of-way is
19 subject to Applicant's execution and delivery to the City of a Hold
20 Harmless Covenant, in substantially the same form attached hereto as
21 **Exhibit 2** and incorporated herein by this reference. Accordingly, the
22 closure and abandonment of the right-of-way shall not be recorded in
23 the public records until execution and delivery to the City by the
24 Applicant of the required Hold Harmless Covenant.

25 **Section 4. Effective Date.** This Ordinance shall become
26 effective upon signature by the Mayor or upon becoming effective
27 without the Mayor's signature.

1 Form Approved:

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3 /s/ Joelle J. Dillard

4 Office of General Counsel

5 Legislation prepared by: Joelle J. Dillard

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