

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2020-210**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR
6 DISCLAIMING A PORTION OF PEMBERTON STREET, AN
7 OPENED AND UNIMPROVED RIGHT-OF-WAY ESTABLISHED
8 IN PLAT BOOK 3, PAGE 38, OF THE CURRENT PUBLIC
9 RECORDS OF DUVAL COUNTY, FLORIDA, IN COUNCIL
10 DISTRICT 11, AT THE REQUEST OF JORDI MARTIN
11 GILLIO HOGAN, SUBJECT TO RESERVATION UNTO JEA
12 OF AN ALL UTILITIES EASEMENT OVER THE CLOSED
13 PEMBERTON STREET RIGHT-OF-WAY; PROVIDING FOR
14 APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN
15 EFFECTIVE DATE.
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17 **BE IT ORDAINED** by the Council of the City of Jacksonville:

18 **Section 1. Closure and Abandonment.** A portion of
19 Pemberton Street, an opened and unimproved right-of-way established
20 in Plat Book 3, Page 38, of the Current Public Records of Duval
21 County, Florida, in Council District 11, descriptions of which are
22 attached hereto as **Exhibit 1** and incorporated herein by this
23 reference, is hereby closed and abandoned and/or disclaimed as a
24 right-of-way at the request of Jordi Martin Gillio Hogan (the
25 "Applicant"); provided, however, there is reserved unto JEA an All
26 Utilities Easement on, over, across, and under the closed Pemberton
27 Street right-of-way.

28 **Section 2. Purpose.** The Applicant is requesting the
29 closure to add to his existing properties and to increase security
30 in the area. The Applicant has paid a closure application fee of
31 \$2,091.00. There were no objections from city, state, or other

1 agencies to the closures.

2 **Section 3. Hold Harmless Covenant.** The closure and
3 abandonment by the City of its interest in the right-of-way is
4 subject to the execution and delivery to the City by Applicant of a
5 hold harmless covenant in substantially the same form attached
6 hereto as **Exhibit 2** and incorporated herein by this reference.
7 Accordingly, the closure and abandonment of the right-of-way shall
8 not be recorded in the Public Records until execution and delivery
9 to the City by the Applicant of the required hold harmless
10 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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15 Form Approved:

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17 /s/ James R. McCain, Jr.

18 Office of General Counsel

19 Legislation prepared by: James R. McCain, Jr.

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