

1 Introduced by the Council President at the request of the Mayor:  
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4 **ORDINANCE 2023-834**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR  
6 DISCLAIMING AN UNOPENED AND UNIMPROVED PORTION  
7 OF THE EDEN STREET RIGHT-OF-WAY, ESTABLISHED IN  
8 THE PLAT OF BILTMORE NO. 05 REPLAT, AS RECORDED  
9 IN PLAT BOOK 14, PAGE 28 OF THE CURRENT PUBLIC  
10 RECORDS OF DUVAL COUNTY, FLORIDA, IN COUNCIL  
11 DISTRICT 10, AT THE REQUEST OF TOBER  
12 CORPORATION; PROVIDING FOR APPROVAL SUBJECT TO  
13 CONDITIONS; PROVIDING AN 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 Eden Street right-of-way established in the  
18 Plat of Biltmore No. 05 Replat, as recorded in Plat Book 14, Page 28  
19 of the current public records of Duval County, Florida, located in  
20 Council District 10, a description and depiction of which is attached  
21 hereto as **Exhibit 1** and incorporated herein by this reference, is  
22 hereby closed and abandoned and/or disclaimed as a right-of-way at  
23 the request of Tober Corporation (the "Applicant"). The Applicant  
24 paid the right-of-way closure application fee of \$2,091.00, which has  
25 been deposited into the General Fund. This closure request was  
26 reviewed and approved by the various city, state, and utility agencies  
27 that might have an interest in the right-of-way and there were no  
28 objections to the Applicant's request.

29 **Section 2. Purpose.** The Applicant owns property adjacent  
30 to the closure area at 2848 N. Edgewood Avenue (R.E. No. 083939-0000)  
31 and is requesting the closure for the potential development of storage

