

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2021-334-E**

5 AN ORDINANCE APPROVING A NEW ELEMENT IN THE
6 2030 COMPREHENSIVE PLAN OF THE CITY OF
7 JACKSONVILLE, TO ADD A PROPERTY RIGHTS ELEMENT
8 TO THE 2030 COMPREHENSIVE PLAN, AS REQUIRED BY
9 SECTION 163.3177(6), FLORIDA STATUTES, FOR
10 TRANSMITTAL TO THE STATE OF FLORIDA'S VARIOUS
11 AGENCIES FOR REVIEW; PROVIDING A DISCLAIMER
12 THAT THE AMENDMENT TRANSMITTED HEREIN SHALL
13 NOT BE CONSTRUED AS AN EXEMPTION FROM ANY
14 OTHER APPLICABLE LAWS; PROVIDING AN EFFECTIVE
15 DATE.
16

17 **WHEREAS**, the Planning and Development Department has initiated
18 certain revisions and modifications to the text of the 2030
19 *Comprehensive Plan* in accordance with the procedures and
20 requirements set forth in Chapter 650, Part 4, *Ordinance Code*, to
21 add a new Property Rights Element to the 2030 Comprehensive Plan,
22 as required by Section 163.3177(6), *Florida Statutes*, and as set
23 forth in **Exhibit 1, attached hereto**, dated May 11, 2021, and
24 incorporated herein by reference; and

25 **WHEREAS**, the Jacksonville Planning Commission, as the Local
26 Planning Agency, held a public hearing on this proposed Amendment
27 to the 2030 *Comprehensive Plan*, with due public notice having been
28 provided, and reviewed and considered all comments received during
29 the public hearing, and made a recommendation to the City Council;
30 and

31 **WHEREAS**, the Land Use and Zoning (LUZ) Committee held a public

1 hearing on this proposed Amendment pursuant to Chapter 650, Part 4,
2 *Ordinance Code*, and having considered all written and oral comments
3 received during the public hearing, has made its recommendation to
4 the Council; and

5 **WHEREAS**, the City Council held a public hearing on this
6 proposed Amendment with public notice having been provided,
7 pursuant to Section 163.3184(3), *Florida Statutes*, and Chapter 650,
8 Part 4, *Ordinance Code*, and having considered all written and oral
9 comments received during the public hearing, the recommendations of
10 the Planning and Development Department, the Planning Commission
11 and the LUZ Committee, desires to transmit this proposed Amendment
12 through the State's expedited state review process to the Florida
13 Department of Economic Opportunity, as the State Land Planning
14 Agency, the Northeast Florida Regional Council, the Florida
15 Department of Transportation, the St. Johns River Water Management
16 District, the Florida Department of Environmental Protection, the
17 Florida Fish and Wildlife Conservation Commission, the Department
18 of State's Bureau of Historic Preservation, the Florida Department
19 of Education, and the Department of Agriculture and Consumer
20 Affairs; now, therefore

21 **BE IT ORDAINED** by the Council for the City of Jacksonville:

22 **Section 1. Approval of Amendment for Transmittal**
23 **Purposes.** The Council hereby approves the proposed Property Rights
24 Element of the *2030 Comprehensive Plan*, as required by Section
25 163.3177(6), *Florida Statutes*, and as set forth in **Exhibit 1**,
26 **attached hereto**, dated May 11, 2021, for transmittal to Florida's
27 various required State Agencies for review.

28 **Section 2. Disclaimer.** The transmittal approved herein
29 shall **not** be construed as an exemption from any other applicable
30 local, state, or federal laws, regulations, requirements, permits
31 or approvals. All other applicable local, state or federal permits

1 or approvals shall be obtained before commencement of the
2 development or use, and transmittal is based upon acknowledgement,
3 representation and confirmation made by the applicant(s), owner(s),
4 developer(s) and/or any authorized agent(s) or designee(s) that the
5 subject business, development and/or use will be operated in strict
6 compliance with all laws. Transmittal does **not** approve, promote or
7 condone any practice or act that is prohibited or restricted by any
8 federal, state or local laws.

9 **Section 3. Effective Date.** This Ordinance shall become
10 effective upon the signature by the Mayor or upon becoming
11 effective without the Mayor's signature.

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13 Form Approved:

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15 /s/ Shannon K. Eller

16 Office of General Counsel

17 Legislation Prepared By: Kristen Reed

18 GC-#1435296-v1-2021-334_Original_Bill