

1 Introduced by the Council President at the Request of the Mayor:
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4 **ORDINANCE 2021-583-E**

5 AN ORDINANCE APPROVING, AND AUTHORIZING THE
6 MAYOR, OR HIS DESIGNEE, AND CORPORATION
7 SECRETARY TO EXECUTE AND DELIVER, THAT CERTAIN
8 DECLARATION OF RESTRICTIVE COVENANT BETWEEN THE
9 CITY OF JACKSONVILLE AND THE FLORIDA DEPARTMENT
10 OF ENVIRONMENTAL PROTECTION, TO PLACE LAND USE
11 RESTRICTIONS ON PROPERTY KNOWN AS THE PINE
12 FOREST POND FACILITY, LOCATED NEAR THE
13 INTERSECTION OF GRANT ROAD AND JOHNSON AVENUE,
14 JACKSONVILLE, FLORIDA (R.E. NUMBERS 147419-
15 0000, 147524-0000, 147524-0010, 147522-0000,
16 147523-0000, and 147517-00000), AND ANY OTHER
17 DOCUMENTS NECESSARY TO EFFECTUATE THE PURPOSES
18 OF THE RESTRICTIVE COVENANT; PROVIDING AN
19 EFFECTIVE DATE.
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21 **WHEREAS**, environmental contamination from the deposit of
22 subsurface debris, consisting mostly of household trash, on the
23 property currently occupied by the City's Pine Forest Pond facility
24 located near the intersection of Grant Road and Johnson Avenue, (R.E.
25 numbers 147419-0000, 147524-0000, 147524-0010, 147522-0000, 147523-
26 0000, and 147517-0000) has been remediated; and

27 **WHEREAS**, the Florida Department of Environmental Protection
28 (FDEP) has agreed to regulatory closure of the site pending the
29 approval and placement of a Declaration of Restrictive Covenant (DRC)
30 on the property; and

31 **WHEREAS**, the DRC imposes land use restrictions at the site; and

1 **WHEREAS**, one of the final steps in completing the remediation
2 process is the execution of the DRC, which will then allow the City
3 to obtain the Site Rehabilitation Completion Order with Conditions
4 from FDEP; now therefore

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

6 **Section 1. Approval and authorization.** There is hereby
7 approved, and the Mayor, or his designee, and Corporation Secretary
8 are hereby authorized to execute and deliver that certain Declaration
9 of Restrictive Covenant between the City of Jacksonville and Florida
10 Department of Environmental Protection, in substantially the same
11 form placed **ON FILE** with the Office of Legislative Services, and any
12 other documents necessary to effectuate the purposes of the DRC, so
13 as to allow the City to place land use restrictions on the site.

14 **Section 2. Effective Date.** This Ordinance shall become
15 effective upon signature by the Mayor or upon becoming effective
16 without the Mayor's signature.

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18 Form Approved:

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20 /s/ Kealey West

21 Office of General Counsel

22 Legislation prepared by: Kealey West

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