

1 Introduced by the Council President at the request of the Mayor:

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4 **ORDINANCE 2025-644-E**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR  
6 DISCLAIMING AN UNOPENED AND UNIMPROVED PORTION  
7 OF THE CAPITOLA STREET RIGHT-OF-WAY, AS RECORDED  
8 IN PLAT BOOK 2, PAGES 59 AND 60, IN THE MAP OF  
9 GRAND PARK PLAT, OF THE CURRENT PUBLIC RECORDS  
10 OF DUVAL COUNTY, FLORIDA, LOCATED IN COUNCIL  
11 DISTRICT 10, AT THE REQUEST OF TRANSPORT DIRECT  
12 LLC, SUBJECT UNTO RESERVATION TO CITY AND JEA OF  
13 A NON-EXCLUSIVE ALL-UTILITIES, FACILITIES, AND  
14 ACCESS EASEMENT ON, OVER, UNDER, THROUGH, AND  
15 ACROSS THE CLOSURE AREA; PROVIDING FOR APPROVAL  
16 SUBJECT TO CONDITIONS; PROVIDING AN EFFECTIVE  
17 DATE.

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

20 **Section 1. Closure and Abandonment.** An unopened and  
21 unimproved portion of Capitola Street Right-of-Way as recorded in  
22 Plat Book 2, Pages 59 and 60, in the Map of Grand Park Plat, of the  
23 current public records of Duval County, Florida, located in Council  
24 District 10, a depiction and description of which is attached hereto  
25 as **Exhibit 1**, and incorporated herein by this reference, is hereby  
26 closed and abandoned and/or disclaimed at the request of Transport  
27 Direct LLC (the "Applicant"), subject unto reservation unto City and  
28 JEA of a non-exclusive all-utilities, facilities, and access easement  
29 on, over, under, through, and across the closure area.

30 The Applicant has paid the closure application fees of \$2,091.00  
31 and this sum has been deposited into the City's General Fund. This

1 closure request was reviewed and approved by the various city, state,  
2 and utility agencies that might have an interest in the right-of-way  
3 and there were no objections to the Applicant's request.

4       **Section 2.       Purpose.** The Applicant owns the fee parcel  
5 where the closure area is located (R.E. No. 048113-0000) and has  
6 requested this closure to fence in the closure area to expand the  
7 transportation yard of their commercial property.

8       **Section 3.       Hold Harmless Covenant.** The closure and  
9 abandonment by the City of its interests in the right-of-way is  
10 subject to Applicant's execution and delivery to the City of a Hold  
11 Harmless Covenant, in substantially the same form attached hereto as  
12 **Exhibit 2** and incorporated herein by this reference. Accordingly, the  
13 closure and abandonment of the right-of-way shall not be recorded in  
14 the public records until execution and delivery to the City by the  
15 Applicant of the required Hold Harmless Covenant.

16       **Section 4.       Effective Date.** This Ordinance shall become  
17 effective upon signature by the Mayor or upon becoming effective  
18 without the Mayor's signature.

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20 Form Approved:

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22           /s/ Harry M. Wilson, IV          

23 Office of General Counsel

24 Legislation Prepared By: Harry M. Wilson, IV

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