

1 Introduced by the Land Use and Zoning Committee:
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4 **ORDINANCE 2019-367-W**

5 AN ORDINANCE REZONING APPROXIMATELY 3.14±
6 ACRES LOCATED IN COUNCIL DISTRICT 12, AT 12017
7 BRANAN FIELD ROAD (R.E. NO. 002334-5400), AS
8 DESCRIBED HEREIN, OWNED BY DUANE M. ROBERTS
9 AND CASSANDRA F. ROBERTS, FROM AGRICULTURE
10 (AGR) DISTRICT TO RESIDENTIAL RURAL-ACRE (RR-
11 ACRE) DISTRICT, AS DEFINED AND CLASSIFIED
12 UNDER THE ZONING CODE; PROVIDING A DISCLAIMER
13 THAT THE REZONING GRANTED HEREIN SHALL NOT BE
14 CONSTRUED AS AN EXEMPTION FROM ANY OTHER
15 APPLICABLE LAWS; PROVIDING AN EFFECTIVE DATE.
16

17 **WHEREAS**, Duane M. Roberts and Cassandra F. Roberts, the owners
18 of approximately 3.14± acres located in Council District 12, at
19 12017 Branan Field Road (R.E. No. 002334-5400), as more
20 particularly described in **Exhibit 1**, dated April 15, 2019, and
21 graphically depicted in **Exhibit 2**, both of which are **attached**
22 **hereto** and incorporated herein by this reference (Subject
23 Property), have applied for a rezoning and reclassification of the
24 Subject Property from Agriculture (AGR) District to Residential
25 Rural-Acre (RR-Acre) District; and

26 **WHEREAS**, the Planning and Development Department has
27 considered the application and has rendered an advisory
28 recommendation; and

29 **WHEREAS**, the Planning Commission, acting as the local planning
30 agency, has reviewed the application and made an advisory
31 recommendation to the Council; and

1 **WHEREAS**, the Land Use and Zoning Committee, after due notice
2 and public hearing has made its recommendation to the Council; and

3 **WHEREAS**, taking into consideration the above recommendations
4 and all other evidence entered into the record and testimony taken
5 at the public hearings, the Council finds that such rezoning: (1)
6 is consistent with the *2030 Comprehensive Plan*; (2) furthers the
7 goals, objectives and policies of the *2030 Comprehensive Plan*; and
8 (3) is not in conflict with any portion of the City's land use
9 regulations; now, therefore

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

11 **Section 1. Property Rezoned.** The Subject Property is
12 hereby rezoned and reclassified from Agriculture (AGR) District to
13 Residential Rural-Acre (RR-Acre) District, as defined and
14 classified under the Zoning Code, City of Jacksonville, Florida.

15 **Section 2. Owners and Description.** The Subject Property
16 is owned by Duane M. Roberts and Cassandra F. Roberts, and is
17 described in **Exhibit 1, attached hereto**. The agent is Duane M.
18 Roberts, 4656 Twelve Oaks Court, Jacksonville, Florida 32210; (904)
19 930-5984.

20 **Section 3. Disclaimer.** The rezoning granted herein shall
21 **not** be construed as an exemption from any other applicable local,
22 state, or federal laws, regulations, requirements, permits or
23 approvals. All other applicable local, state or federal permits or
24 approvals shall be obtained before commencement of the development
25 or use and issuance of this rezoning is based upon acknowledgement,
26 representation and confirmation made by the applicant(s),
27 owners(s), developer(s) and/or any authorized agent(s) or
28 designee(s) that the subject business, development and/or use will
29 be operated in strict compliance with all laws. Issuance of this
30 rezoning does **not** approve, promote or condone any practice or act
31 that is prohibited or restricted by any federal, state or local

1 laws.

2 **Section 4. Effective Date.** The enactment of this
3 Ordinance shall be deemed to constitute a quasi-judicial action of
4 the City Council and shall become effective upon signature by the
5 Council President and Council Secretary.

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7 Form Approved:

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9 /s/ Shannon K. Eller

10 Office of General Counsel

11 Legislation Prepared By: Connie Patterson

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