

1 Introduced and amended by the Land Use and Zoning Committee:
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4 **RESOLUTION 2019-57-A**

5 A RESOLUTION DENYING THE APPEAL OF A FINAL
6 ORDER OF THE JACKSONVILLE HISTORIC
7 PRESERVATION COMMISSION DENYING APPLICATION
8 FOR CERTIFICATE OF APPROPRIATENESS COA-18-
9 21264, AS REQUESTED BY JERRY RODRIGUEZ, THE
10 PROPERTY OWNER, TO PAINT UNPAINTED MASONRY AT
11 1232 NORTH LAURA STREET, IN THE SPRINGFIELD
12 HISTORIC DISTRICT (R.E. NO. 070837-0010) IN
13 COUNCIL DISTRICT 7, PURSUANT TO CHAPTER 307
14 (HISTORIC PRESERVATION AND PROTECTION), PART 2
15 (APPELLATE PROCEDURE) *ORDINANCE CODE*; ADOPTING
16 RECOMMENDED FINDINGS AND CONCLUSIONS OF THE
17 LAND USE AND ZONING COMMITTEE; PROVIDING AN
18 EFFECTIVE DATE.
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20 **WHEREAS**, Jerry Rodriguez, the owner of property at 1232 North
21 Laura Street, in the Springfield Historic District, in Council
22 District 7, submitted Application for Certificate of
23 Appropriateness COA-18-21264, requesting approval to paint
24 unpainted masonry; and

25 **WHEREAS**, by Final Order dated December 5, 2018, the
26 Jacksonville Historic Preservation Commission denied Application
27 for Certificate of Appropriateness COA-18-21264, requesting
28 approval to paint unpainted masonry; and

29 **WHEREAS**, on December 26, 2018, pursuant to Section 307.201,
30 *Ordinance Code*, Jerry Rodriguez filed a Notice of Appeal, appealing

1 the Final Order denying Application for Certificate of
2 Appropriateness COA-18-21264; and

3 **WHEREAS**, the Notice of Appeal was timely filed and Jerry
4 Rodriguez, as the property owner, has standing to appeal; now,
5 therefore

6 **BE IT RESOLVED** by the Council of the City of Jacksonville:

7 **Section 1. Adoption of recommended findings and**
8 **conclusions.** The Council has reviewed the record of proceedings
9 for the Appeal of the Final Order denying Application for
10 Certificate of Appropriateness COA-18-21264, which requested to
11 paint unpainted masonry. The record of proceedings is **On File** in
12 the City Council Legislative Services Division and the Planning and
13 Development Department. After reviewing the record of proceedings,
14 the recommended findings and conclusions of the Land Use and Zoning
15 Committee are hereby adopted by the Council, and based on the
16 competent substantial evidence in the record of proceedings,
17 including the Planning and Development Department Staff Report, the
18 Appeal is denied, the Historic Preservation Commission Final Order
19 denying Application for Certificate of Appropriateness COA-18-21264
20 is upheld, and Application for Certificate of Appropriateness COA-
21 18-21264 is denied. Pursuant to Section 166.033(2), *Florida*
22 *Statutes*, the Council hereby finds:

23 (1) This Resolution shall serve as written notice to the
24 appellant, Jerry Rodriguez.

25 (2) Based on the competent substantial evidence in the record
26 of proceedings, including the Planning and Development Department
27 Staff Report, Application for Certificate of Appropriateness COA-
28 18-21264 fails to meet the Historic Preservation Guidelines for the
29 Springfield Historic District: Exterior Fabric - Masonry, fails to
30 meet the Secretary of the Interior's Standards for Rehabilitation:

1 Standard #2, and fails to meet Sections 307.106(k)(2),
2 307.106(k)(3) and 307.106(1)(7), *Ordinance Code*.

3 **Section 2. Notice.** Legislative Services is hereby
4 directed to mail a copy of this Resolution, as adopted, to the
5 appellant and any other parties who testified before the Land Use
6 and Zoning Committee, or otherwise filed a qualifying written
7 statement as defined in Section 307.202(c), *Ordinance Code*.

8 **Section 3. Effective Date.** The adoption of this
9 Resolution shall be deemed to constitute a quasi-judicial action of
10 the City Council and shall become effective upon the signature by
11 the Council President and Council Secretary.

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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: Shannon K. Eller

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