

1 Introduced by the Council President at the request of the Mayor &
2 Co-Sponsored by Council Members Ferraro and DeFoor & amended by the
3 Neighborhoods, Community Services, Public Health and Safety
4 Committee:

5
6
7 **ORDINANCE 2021-247-E**

8 AN ORDINANCE NAMING A NEW PARK TO BE DONATED
9 BY ALLWEATHER TIRE COMPANY AND BARBARA E.
10 DUTTON TO THE CITY OF JACKSONVILLE PURSUANT TO
11 SECTION 122.412, *ORDINANCE CODE*, COMPRISED OF
12 FIVE CONTIGUOUS VACANT PARCELS TOTALING 2.16
13 ACRES AND LOCATED ON HECKSCHER DRIVE ADJACENT
14 TO BROWNS CREEK IN COUNCIL DISTRICT 2, TO BE
15 KNOWN AS "THEBAUT SISTERS LANDING"; PROVIDING
16 AN EFFECTIVE DATE.

17
18 **WHEREAS**, Allweather Tire Company ("Allweather") and Barbara E.
19 Dutton currently own five contiguous vacant parcels of property
20 totaling 2.16 acres, located on Heckscher Drive adjacent to Browns
21 Creek in Council District 2 (collectively, the "Properties"); and

22 **WHEREAS**, two of the parcels to be donated are significantly
23 submerged under water and all five parcels are classified by the
24 Property Appraisers Office as Waste Land; and

25 **WHEREAS**, in recent years, citizens have informally used the
26 Properties for fishing and to launch kayaks into Browns Creek and
27 the St. Johns River; and

28 **WHEREAS**, Allweather and Barbara E. Dutton desires to donate
29 the Properties to the City of Jacksonville for use as a public
30 park, contingent upon the park being named "Thebaut Sisters

1 Landing"; and

2 **WHEREAS**, the Parks, Recreation and Community Services
3 Department is prepared to accept responsibility for management of
4 the Properties as a public park and intends to formalize the
5 current recreational uses of the Properties with some modest
6 enhancements to the site; and

7 **WHEREAS**, the Real Estate Division has completed the
8 appropriate due diligence for this donation, including conducting a
9 review of the respective title commitments and Phase 1
10 Environmental Assessments for each of the five parcels and other
11 relevant information regarding the Properties, and has confirmed
12 the Real Estate Division is authorized to accept this donation on
13 behalf of the City pursuant to Section 122.412, *Ordinance Code*; and

14 **WHEREAS**, before the Real Estate Division can accept the
15 aforementioned donation on the City's behalf, the condition of
16 naming the park to be located on the Properties must be met; and

17 **WHEREAS**, the provisions of Section 122.105, *Ordinance Code*,
18 for naming of the park to be established on the Properties have
19 been met; the public hearings have been held and the Planning and
20 Development Department has submitted its report to the Council;
21 now, therefore

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

23 **Section 1.** The park to be located on five contiguous
24 vacant parcels of property donated to the City of Jacksonville by
25 the Allweather Tire Company and Barbara E. Dutton for use as a
26 public park, totaling 2.16 acres and located on Heckscher Drive
27 adjacent to Browns Creek in Council District 2, is hereby named
28 "Thebaut Sisters Landing" in accordance with Allweather's and
29 Barbara E. Dutton's condition on the donation of the Properties to
30 the City of Jacksonville.

31 **Section 2. Effective Date.** This Ordinance shall

1 become effective upon signature by the Mayor or upon becoming
2 effective without the Mayor's signature.

3

4

5 Form Approved

6

7 /s/ Paige H. Johnston

8 Office of General Counsel

9 Legislation prepared by: Mary E. Staffopoulos

10 GC-#1439272-v1-2021-247-E.docx