

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2023-177**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR
6 DISCLAIMING A DRAINAGE EASEMENT ESTABLISHED BY
7 ORDINANCE 2022-263-E, AS RECORDED IN OFFICIAL
8 RECORDS BOOK 20293, PAGE 735 OF THE CURRENT
9 PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA, IN
10 COUNCIL DISTRICT 9, AT THE REQUEST OF JAX
11 EDGEWOOD PARTNERS, LLC; PROVIDING FOR APPROVAL
12 SUBJECT TO CONDITIONS; PROVIDING AN EFFECTIVE
13 DATE.
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15 **BE IT ORDAINED** by the Council of the City of Jacksonville:

16 **Section 1. Closure and Abandonment.** A drainage easement
17 established by Ordinance 2022-263-E, as recorded in Official Records
18 Book 20293, Page 735 of the current public records of Duval County,
19 Florida, located in Council District 9, a depiction and description
20 of which is attached hereto as **Exhibit 1** and incorporated herein by
21 this reference, is hereby closed and abandoned and/or disclaimed at
22 the request of JAX Edgewood Partners, LLC (the "Applicant"). The
23 Applicant paid the easement closure application fee of \$1,066.00, and
24 this sum has been deposited into the General Fund. This closure
25 request was reviewed and approved by the various city, state, and
26 utility agencies that might have an interest in the drainage easement
27 and there were no objections to the Applicant's request.

28 **Section 2. Purpose.** The Applicant owns the parcel
29 adjacent to the drainage easement (R.E. No. 088298-0100) and is
30 requesting this closure to increase the setback for the construction
31 of a light industrial commerce center.

1 **Section 3. Hold Harmless Covenant.** The closure and
2 abandonment by the City of its interests in the subject drainage
3 easement is contingent upon Applicant's execution and delivery to the
4 City of a Hold Harmless Covenant, in substantially the same form
5 attached hereto as **Exhibit 2** and incorporated herein by this
6 reference. Accordingly, the closure and abandonment of the aforesaid
7 drainage easement shall not be recorded in the public records until
8 execution and delivery to the City by the Applicant of the required
9 Hold Harmless Covenant.

10 **Section 4. Effective Date.** This Ordinance shall become
11 effective upon signature by the Mayor or upon becoming effective
12 without the Mayor's signature.

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14 Form Approved:

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16 /s/ Mary E. Staffopoulos

17 Office of General Counsel

18 Legislation prepared by: Mary E. Staffopoulos

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