

1 Introduced by the Council President at the request of the Mayor and  
2 amended by the Transportation, Energy and Utilities Committee:  
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5 **ORDINANCE 2024-942-E**

6 AN ORDINANCE CLOSING AND ABANDONING AND/OR  
7 DISCLAIMING AN OPENED AND IMPROVED PORTION OF  
8 BEACHWAY ROAD AND WOODCOCK DRIVE RIGHTS-OF-WAY,  
9 AS RECORDED IN PLAT BOOK 6, PAGE 7, AND PLAT  
10 BOOK 31, PAGES 4,5 AND 5A OF F. RICHARD GRANT,  
11 AND OFFICIAL RECORDS BOOK 2207, PAGE 123,  
12 OFFICIAL RECORDS BOOK 2638, PAGE 651, AND  
13 OFFICIAL RECORDS BOOK 2704, PAGE 342 OF THE  
14 FORMER PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA,  
15 LOCATED IN COUNCIL DISTRICT 5, AT THE REQUEST OF  
16 CHRIS BAREFOOT, OWNER OF MIDTOWN CENTRE OFFICE,  
17 LLC; SUBJECT TO RESERVATION UNTO CITY AND JEA  
18 OF A NON-EXCLUSIVE ALL UTILITIES, FACILITIES AND  
19 ACCESS EASEMENT OVER THE CLOSURE AREA; PROVIDING  
20 FOR APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN  
21 EFFECTIVE DATE.  
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23 **BE IT ORDAINED** by the Council of the City of Jacksonville:

24 **Section 1. Closure and Abandonment.** An opened and improved  
25 portion of the Beachway Road and Woodcock Drive Rights-of-Way, as  
26 recorded in Plat Book 6, Page 7, and Plat Book 31, Pages 4,5, and 5A  
27 of F. Richard Grant, and Official Records Book 2207, Page 123,  
28 Official Records Book 2638, Page 651, and Official Records Book 2704,  
29 Page 342 of the former public records of Duval County, Florida,  
30 located in Council District 5, a depiction and description of which  
31 is attached hereto as **Exhibit 1** and incorporated herein by this

1 reference, is hereby closed and abandoned and/or disclaimed at the  
2 request of Chris Barefoot, owner of Midtown Centre Office, LLC (the  
3 "Applicant"); provided however, there is reserved unto City and JEA  
4 a non-exclusive all utilities, facilities and access easement on,  
5 over, under, through and across the closure area for ingress and  
6 egress and for all utilities and facilities, so as to provide City  
7 and JEA with continued access to repair and maintain utilities and  
8 facilities in the area.

9 The Applicant has paid two closure application fees totaling  
10 \$4,182.00 and this sum has been deposited into the City's General  
11 Fund. This closure request was reviewed and approved by the various  
12 city, state, and utility agencies that might have an interest in the  
13 right-of-way and there were no objections to the Applicant's request.

14 **Section 2. Purpose.** The Applicant is the owner of Midtown  
15 Centre Office, LLC, the fee simple owner of various parcels of real  
16 property on which the closure area is located (see i.e. RE  
17 #136611-0000 for location purposes) and has requested this closure  
18 to redevelop the area into multi-family structures. The applicant  
19 will be responsible for maintaining the drainage system in the closure  
20 area.

21 **Section 3. Hold Harmless Covenant.** The closure and  
22 abandonment by the City of its interests in the right-of-way is  
23 subject to Applicant's execution and delivery to the City of a Hold  
24 Harmless Covenant, in substantially the same form attached hereto as  
25 **Revised Exhibit 2**, labeled as "Revised Exhibit 2, Rev Covenant,  
26 January 7, 2025 - TEU" and incorporated herein by this reference.  
27 Accordingly, the closure and abandonment of the right-of-way shall  
28 not be recorded in the public records until execution and delivery  
29 to the City by the Applicant of the required Hold Harmless Covenant.

30 **Section 4. Effective Date.** This Ordinance shall become  
31 effective upon signature by the Mayor or upon becoming effective

1 without the Mayor's signature.

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3 Form Approved:

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5           /s/ Mary E. Staffopoulos          

6 Office of General Counsel

7 Legislation Prepared By: Harry M. Wilson, IV

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