

1 Introduced by the Council President pursuant to Chapter 380,
2 *Ordinance Code*:

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5 **ORDINANCE 2020-349**

6 AN ORDINANCE MAKING FINDINGS; GRANTING THE
7 APPLICATION OF HRUSTIC BROTHERS, INC. FOR AN
8 INITIAL CERTIFICATE OF PUBLIC CONVENIENCE AND
9 NECESSITY (CON) FOR HRUSTIC BROTHERS CLEAN
10 DEBRIS RECYCLING FACILITY; PROVIDING FOR
11 CONDITIONS OF SAID CERTIFICATE; INCORPORATING
12 EXHIBITS; PROVIDING AN EFFECTIVE DATE.

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14 **WHEREAS**, pursuant to Chapter 380, *Ordinance Code*, Hrustic
15 Brothers, Inc. (the "Applicant") has applied for an initial
16 Certificate of Public Convenience and Necessity (CON) for the
17 operation of a clean debris processing and recycling facility (the
18 "Facility") located at 139 Edgewood Avenue South, Jacksonville,
19 Florida 32254; and

20 **WHEREAS**, based upon the determination of need for the Facility
21 by the City Council, the Solid Waste Division of the Department of
22 Public Works supports approval of the application for an initial
23 Certificate of Public Convenience and Necessity for Hrustic
24 Brothers, Inc., provided the Applicant agrees to accept and comply
25 with the Specific Operating Conditions contained in **Exhibit 1**,
26 attached hereto and incorporated herein by this reference; and

27 **WHEREAS**, the City Council has caused a public hearing,
28 properly noticed, to be held before Council Committee, as required
29 by Chapter 380, *Ordinance Code*, and has made certain findings with
30 respect to said application; now therefore

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

1 **Section 1. Making findings.** Based upon the criteria
2 set forth in Section 380.105, *Ordinance Code*, the Council finds
3 that the Facility would serve the public convenience and provide a
4 needed service to the citizens of Duval County.

5 **Section 2. Certificate of Public Convenience and**
6 **Necessity (CON) granted.** In accordance with Chapter 380, *Ordinance*
7 *Code*, the City of Jacksonville hereby grants an initial Certificate
8 of Public Convenience and Necessity (CON) to Hrustic Brothers, Inc.
9 to operate the Facility, as described in the attached **Exhibit 1** and
10 as described in the submitted and approved application.

11 **Section 3. Conditions.** The Certificate of Public
12 Convenience and Necessity shall be subject to the conditions set
13 forth in the "Hrustic Brothers, Inc. 139 Edgewood Avenue South
14 Clean Debris Recycling Facility Certificate of Public Convenience
15 and Necessity Specific Operating Conditions," attached to this
16 ordinance as **Exhibit 1**. The comments and recommendations of
17 representatives of the Public Works Department, the Florida
18 Department of Health, the Planning and Development Department, and
19 the Environmental Quality Division are attached hereto as **Exhibit 2**
20 and incorporated herein by this reference. A copy of the CON
21 Monthly Waste Analysis Reporting Form is attached hereto as **Exhibit**
22 **3**.

23 **Section 4. Effective Date.** This ordinance shall
24 become effective upon signature by the Mayor or upon becoming
25 effective without the Mayor's signature.

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27 Form Approved:

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29 _____
30 Office of General Counsel

31 Legislation prepared by: James R. McCain, Jr.

