

1 Introduced by the Land Use and Zoning Committee:
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4 **ORDINANCE 2021-525-E**

5 AN ORDINANCE REZONING APPROXIMATELY 2.98± ACRES
6 LOCATED IN COUNCIL DISTRICT 14 AT 0 120TH STREET,
7 4520 120TH STREET AND 4552 120TH STREET, BETWEEN
8 ELLYSON STREET AND ROOSEVELT BOULEVARD (R.E. NOS.
9 100521-0000, 100520-0000 AND 100518-0000), OWNED
10 BY BUILDERS FIRSTSOURCE - FLORIDA, LLC (FORMERLY
11 KNOWN AS HOLMES LUMBER COMPANY), AS DESCRIBED
12 HEREIN, FROM COMMERCIAL COMMUNITY/GENERAL-2
13 (CCG-2) DISTRICT TO INDUSTRIAL LIGHT (IL)
14 DISTRICT, AS DEFINED AND CLASSIFIED UNDER THE
15 ZONING CODE, PURSUANT TO FUTURE LAND USE MAP
16 SERIES (FLUMS) SMALL-SCALE AMENDMENT APPLICATION
17 NUMBER L-5565-21C; PROVIDING A DISCLAIMER THAT
18 THE REZONING GRANTED HEREIN SHALL NOT BE
19 CONSTRUED AS AN EXEMPTION FROM ANY OTHER
20 APPLICABLE LAWS; PROVIDING AN EFFECTIVE DATE.
21

22 **WHEREAS**, the City of Jacksonville adopted a Small-Scale
23 Amendment to the *2030 Comprehensive Plan* for the purpose of revising
24 portions of the Future Land Use Map series (FLUMs) in order to ensure
25 the accuracy and internal consistency of the plan, pursuant to
26 application L-5565-21C and companion land use Ordinance 2021-524; and

27 **WHEREAS**, in order to ensure consistency of zoning district with
28 the *2030 Comprehensive Plan* and the adopted companion Small-Scale
29 Amendment L-5565-21C, an application to rezone and reclassify from
30 Commercial Community/General-2 (CCG-2) District to Industrial Light
31 (IL) District was filed by Taylor Mejia, on behalf of the owner of

1 approximately 2.98± acres of certain real property in Council District
2 14, as more particularly described in Section 1; and

3 **WHEREAS**, the Planning and Development Department, in order to
4 ensure consistency of this zoning district with the *2030 Comprehensive*
5 *Plan*, has considered the rezoning and has rendered an advisory
6 opinion; and

7 **WHEREAS**, the Planning Commission has considered the application
8 and has rendered an advisory opinion; and

9 **WHEREAS**, the Land Use and Zoning (LUZ) Committee, after due
10 notice, held a public hearing and made its recommendation to the
11 Council; and

12 **WHEREAS**, the City Council, after due notice, held a public
13 hearing, and taking into consideration the above recommendations as
14 well as all oral and written comments received during the public
15 hearings, the Council finds that such rezoning is consistent with the
16 *2030 Comprehensive Plan* adopted under the comprehensive planning
17 ordinance for future development of the City of Jacksonville; now,
18 therefore

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

20 **Section 1. Subject Property Location and Description.** The
21 approximately 2.98± acres (R.E. Nos. 100521-0000, 100520-0000 and
22 100518-0000) is located in Council District 14 at 0 120th Street,
23 4520 120th Street, and 4552 120th Street, between Ellyson Street and
24 Roosevelt Boulevard, as more particularly described in **Exhibit 1**,
25 dated May 17, 2021, and graphically depicted in **Exhibit 2**, both of
26 which are **attached hereto** and incorporated herein by this reference
27 (the "Subject Property").

28 **Section 2. Owner and Applicant Description.** The Subject
29 Property is owned by Builders Firstsource - Florida, LLC (formerly
30 known as Holmes Lumber Company). The applicant is Taylor Mejia, 208
31 N Laura Street, Suite 710, Jacksonville, Florida 32202; (904) 349-

1 5954.

2 **Section 3. Property Rezoned.** The Subject Property,
3 pursuant to adopted companion Small-Scale Amendment Application L-
4 5565-21C, is hereby rezoned and reclassified from Commercial
5 Community/General-2 (CCG-2) District to Industrial Light (IL)
6 District.

7 **Section 4. Contingency.** This rezoning shall not become
8 effective until 31 days after adoption of the companion Small-Scale
9 Amendment; and further provided that if the companion Small-Scale
10 Amendment is challenged by the state land planning agency, this
11 rezoning shall not become effective until the state land planning
12 agency or the Administration Commission issues a final order
13 determining the companion Small-Scale Amendment is in compliance with
14 Chapter 163, *Florida Statutes*.

15 **Section 5. Disclaimer.** The rezoning granted herein
16 shall not be construed as an exemption from any other applicable
17 local, state, or federal laws, regulations, requirements, permits or
18 approvals. All other applicable local, state or federal permits or
19 approvals shall be obtained before commencement of the development
20 or use and issuance of this rezoning is based upon acknowledgement,
21 representation and confirmation made by the applicant(s), owner(s),
22 developer(s) and/or any authorized agent(s) or designee(s) that the
23 subject business, development and/or use will be operated in strict
24 compliance with all laws. Issuance of this rezoning does not approve,
25 promote or condone any practice or act that is prohibited or
26 restricted by any federal, state or local laws.

27 **Section 6. Effective Date.** The enactment of this Ordinance
28 shall be deemed to constitute a quasi-judicial action of the City
29 Council and shall become effective upon signature by the Council
30 President and the Council Secretary.

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1 Form Approved:

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3 /s/ Mary E. Staffopoulos

4 Office of General Counsel

5 Legislation Prepared By: Krista Fogarty

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