

1 Introduced by the Council President at the request of the Mayor:
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4 **RESOLUTION 2022-187-A**

5 A RESOLUTION DESIGNATING 2861 COLLEGE STREET
6 (R.E. 062991-0000 AND 064389-0000) AND 0 COLLEGE
7 (R.E. 064390-0000), JACKSONVILLE, FLORIDA, IN
8 COUNCIL DISTRICT 14, AS A BROWNFIELD AREA FOR
9 ENVIRONMENTAL REHABILITATION AND ECONOMIC
10 DEVELOPMENT; PROVIDING FOR NOTIFICATION OF
11 BROWNFIELD SITE REHABILITATION AGREEMENT;
12 PROVIDING AN EFFECTIVE DATE.
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14 **WHEREAS**, CLH-Jacksonville, LLC ("CLH") owns land located at 2861
15 (R.E. 062991-0000 AND 064389-0000) and 0 College Street (R.E. 064390-
16 0000), Jacksonville, Florida 32205, in Council District 14, a survey
17 and map is attached as **Exhibit 1** (the "Property"); and

18 **WHEREAS**, the Property was previously used by a pest control
19 company and is impacted by pesticide contamination; and

20 **WHEREAS**, CLH plans to conduct further assessment and remediation
21 activities on the Property to achieve regulatory site closure from
22 the Florida Department of Environmental Protection (FDEP); and

23 **WHEREAS**, CLH is requesting that City Council adopt a resolution
24 designating the Property a Brownfield Area as authorized under the
25 Florida Brownfields Redevelopment Act, Sections 376.77 - 376.85,
26 Florida Statutes; and

27 **WHEREAS**, following enactment of a resolution approving the
28 Brownfield Area designation, CLH will negotiate a Brownfield Site
29 Rehabilitation Agreement (BSRA) with FDEP; and

30 **WHEREAS**, CLH is pursuing the Brownfield designation and BSRA to
31 benefit from the State of Florida's Voluntary Cleanup Tax Credit

1 program and cleanup liability protection from the State; and

2 **WHEREAS**, it is the recommendation of the Planning and
3 Development Department's Community Planning Division and the
4 Brownfield Redevelopment Program that, having met the criteria
5 required for Brownfield Area designation, the Brownfield designation
6 requested by CLH be approved, a copy of the Staff Report is attached
7 as **Exhibit 2**; and

8 **WHEREAS**, the City has complied with the procedures and has given
9 proper notice as required by Section 376.80, Florida Statutes; now,
10 therefore

11 **BE IT RESOLVED** by the Council of the City of Jacksonville:

12 **Section 1. Findings.** The Council, acting as the governing
13 body of Duval County, finds the preamble hereof to be true and
14 correct.

15 **Section 2. Designation.** For the purposes of the Florida
16 Brownfields Redevelopment Act, Sections 376.77 - 376.85, Florida
17 Statutes, the Property is hereby designated a Brownfield Area. For
18 the purposes of Jacksonville's Brownfield Program, this area shall
19 be called the "CLH Jacksonville Brownfield Area". This designation
20 shall not, however, render the City of Jacksonville liable: for the
21 cost of site rehabilitation or source removal, as those terms are
22 defined in Sections 376.79(17) and (18), Florida Statutes; for other
23 costs in excess of those attributable to the City as administrator
24 of a Brownfield Program; or as a property owner, if the City hereafter
25 acquires any realty within the designated Brownfield Area.

26 **Section 3. Notification and Rehabilitation Agreement.** CLH
27 will negotiate a Brownfield Site Rehabilitation Agreement with FDEP
28 and notify the City Brownfield Coordinator when such an agreement has
29 been reached.

30 **Section 4. Effective Date.** This resolution 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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/s/ Margaret M. Sidman

6 Office of General Counsel

7 Legislation Prepared By: Kealey West

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