

1 Introduced by the Land Use and Zoning Committee:  
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4 **ORDINANCE 2026-172-E**

5 AN ORDINANCE APPROVING APPLICATION FOR ZONING  
6 EXCEPTION E-26-10 FOR PROPERTY LOCATED IN  
7 COUNCIL DISTRICT 5 AT 5825 BEACH BOULEVARD,  
8 BETWEEN UNIVERSITY BOULEVARD AND SPRING GLEN  
9 ROAD (R.E. NO(S). 135112-0000), AS DESCRIBED  
10 HEREIN, OWNED BY JACKS LIQUOR, INC., REQUESTING  
11 AN ESTABLISHMENT OR FACILITY WHICH INCLUDES THE  
12 RETAIL SALE AND SERVICE OF ALL ALCOHOLIC  
13 BEVERAGES, NOT IN CONJUNCTION WITH A RESTAURANT,  
14 INCLUDING LIQUOR, BEER AND WINE, FOR ON-PREMISES  
15 CONSUMPTION OR OFF-PREMISES CONSUMPTION OR BOTH,  
16 FOR ARAK LIQUORS, INC., IN THE COMMERCIAL  
17 COMMUNITY/GENERAL-2 (CCG-2) DISTRICT, AS  
18 DEFINED AND CLASSIFIED UNDER THE ZONING CODE;  
19 ADOPTING RECOMMENDED FINDINGS AND CONCLUSIONS OF  
20 THE LAND USE AND ZONING COMMITTEE; PROVIDING FOR  
21 DISTRIBUTION; PROVIDING AN EFFECTIVE DATE.  
22

23 **WHEREAS,** an application for a zoning exception, **On File** with  
24 the City Council Legislative Services Division, was filed by Paul  
25 Harden, Esq., on behalf of the owner of property located in Council  
26 District 5 at 5825 Beach Boulevard, between University Boulevard and  
27 Spring Glen Road (R.E. No(s). 135112-0000) (the "Subject Property"),  
28 requesting an establishment or facility which includes the retail  
29 sale and service of all alcoholic beverages, not in conjunction with  
30 a restaurant, including liquor, beer and wine for on-premises  
31 consumption or off-premises consumption or both, for Arak Liquors,

1 Inc., in the Commercial Community/General-2 (CCG-2) District; and

2 **WHEREAS**, the Planning and Development Department has  
3 considered the application and all attachments thereto and has  
4 rendered an advisory recommendation; and

5 **WHEREAS**, the Land Use and Zoning Committee, after due notice,  
6 held a public hearing and having duly considered both the testimonial  
7 and documentary evidence presented at the public hearing, has made  
8 its recommendation to the Council; now therefore

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

10 **Section 1. Adoption of Findings and Conclusions.** The

11 Council has considered the recommendation of the Land Use and Zoning  
12 Committee and reviewed the Staff Report of the Planning and  
13 Development Department concerning application for zoning exception  
14 E-26-10. Based upon the competent, substantial evidence contained in  
15 the record, the Council hereby determines that the requested zoning  
16 exception meets each of the following criteria required to grant the  
17 request pursuant to Section 656.131(c), *Ordinance Code*, as  
18 specifically identified in the Staff Report of the Planning and  
19 Development Department:

20 (1) Will be consistent with the Comprehensive Plan, including  
21 any subsequent plan adopted by the Council pursuant thereto;

22 (2) Will be compatible with the existing contiguous uses or  
23 zoning and compatible with the general character of the area,  
24 considering population density, design, scale and orientation of  
25 structures to the area, property values, and existing similar uses  
26 or zoning;

27 (3) Will not have an environmental impact inconsistent with the  
28 health, safety and welfare of the community;

29 (4) Will not have a detrimental effect on vehicular or pedestrian  
30 traffic, or parking conditions, and will not result in the generation  
31 or creation of traffic inconsistent with the health, safety and

1 welfare of the community;

2 (5) Will not have a detrimental effect on the future development  
3 of contiguous properties or the general area, according to the  
4 Comprehensive Plan, including any subsequent amendment to the plan  
5 adopted by the Council;

6 (6) Will not result in the creation of objectionable or  
7 excessive noise, lights, vibrations, fumes, odors, dust or physical  
8 activities, taking into account existing uses or zoning in the  
9 vicinity;

10 (7) Will not overburden existing public services and facilities;

11 (8) Will be sufficiently accessible to permit entry onto the  
12 property by fire, police, rescue and other services; and

13 (9) Will be consistent with the definition of a zoning  
14 exception, and will meet the standards and criteria of the zoning  
15 classification in which such use is proposed to be located, and all  
16 other requirements for such particular use set forth elsewhere in the  
17 Zoning Code, or otherwise adopted by the Planning Commission or  
18 Council.

19 Therefore, zoning exception application E-26-10 is hereby  
20 approved.

21 **Section 2. Owner and Description.** The Subject Property is  
22 owned by Jacks Liquors, Inc., and is described in **Exhibit 1**, dated  
23 December 18, 2025, and graphically depicted in **Exhibit 2**, both  
24 attached hereto. The applicant is Paul Harden, Esq., 1431 Riverplace  
25 Boulevard, Suite 901, Jacksonville, Florida, 32207; (904) 396-5731.

26 **Section 3. Distribution by Legislative Services.**  
27 Legislative Services is hereby directed to mail a copy of this  
28 legislation, as enacted, to the applicant and any other parties to  
29 this matter who testified before the Land Use and Zoning Committee  
30 or otherwise filed a qualifying written statement as defined in  
31 Section 656.140(c), *Ordinance Code*.

1           **Section 4.           Effective Date.** The enactment of this Ordinance  
2 shall be deemed to constitute a quasi-judicial action of the City  
3 Council and shall become effective upon signature by the Council  
4 President and Council Secretary. Failure to exercise the zoning  
5 exception, if herein granted, by the commencement of the use or action  
6 herein approved within one (1) year of the effective date of this  
7 legislation shall render this zoning exception invalid and all rights  
8 arising therefrom shall terminate.

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10 Form Approved:

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12                     /s/ Dylan Reingold          

13 Office of General Counsel

14 Legislation Prepared By: Mikayla Batteh

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