

**LAND USE AND ZONING COMMITTEE AMENDMENT**

The Land Use and Zoning Committee offers the following first amendment to File No. 2019-799:

- (1) On **page 1, line 16, after "PUD;" insert "PUD SUBJECT TO CONDITIONS;"**; and
- (2) On **page 1, line 26, strike "Exhibit 1, dated October 16, 2019" and insert "Revised Exhibit 1, dated November 21, 2019";** and
- (3) On **page 2, line 25, strike "Exhibit 1 - Legal Description dated October 16, 2019." and insert "Revised Exhibit 1 - Revised Legal Description dated November 21, 2019.";** and
- (4) On **page 2, line 27, strike "Exhibit 3 - Written Description dated October 15, 2019." and insert "Revised Exhibit 3 - Revised Written Description dated December 30, 2019.";** and
- (5) On **page 2, line 28, strike "Exhibit 4 - Site Plan dated September 27, 2019." and insert "Revised Exhibit 4 - Revised Site Plan dated October 14, 2019.";** and
- (6) On **page 2, line 28½, insert a new Section 2 to read as follows:**

**"Section 2. Rezoning Approved Subject to Conditions.** This rezoning is approved subject to the following conditions. Such conditions control over the Written Description and the Site Plan and may only be amended through a rezoning.

(1) East San Marco, LLC shall commence construction (or cause to be commenced construction) of a left turn lane on Atlantic Boulevard at Mango Place at the time of horizontal construction of Parcel A, as described in the Revised Legal Description dated November 21, 2019 (the "Turn Lane"). The configuration of the Turn Lane will be determined by the City Traffic Engineer during the Parcel A construction/engineering plan (10-set plan) approval process. A traffic study was completed for this PUD and no other traffic study or transportation improvement shall be required for

development of the PUD.

(2) East San Marco, LLC shall pay (or caused to be paid) \$10,000.00 to the City of Jacksonville toward the construction and/or installation by the City of Jacksonville of a crosswalk crossing Atlantic Boulevard between Mango Place and Arcadia Place (the "Crosswalk Contribution"). The Crosswalk Contribution shall be payable and delivered to the Public Works Department upon approval by the City of Jacksonville of final construction/engineering plans (10-set plans) for Parcel A, as described in the Revised Legal Description dated November 21, 2019. The Crosswalk Contribution shall be placed by the City of Jacksonville into a City of Jacksonville revenue account to be determined at the time of payment by the Public Works Department. The Public Works Department will use the Crosswalk Contribution in constructing and/or installing the crosswalk described herein. The City shall refund the Crosswalk Contribution to East San Marco, LLC in the event the first building permit for Parcel A is not issued by the City within five years of the effective date of this Ordinance."; and

- (7) On **page 2, line 31, strike "Exhibit 1" and insert "Revised Exhibit 1"**; and
- (8) Renumber the remaining Sections.
- (9) Remove **Exhibit 1** and attach **Revised Exhibit 1**.
- (10) Remove **Exhibit 3** and attach **Revised Exhibit 3**.
- (11) Remove **Exhibit 4** and attach **Revised Exhibit 4**.
- (12) On **page 1, line 1**, amend the introductory sentence to add that the bill was amended as reflected herein.

Form Approved:

/s/ Shannon K. Eller

Office of General Counsel

Legislation Prepared By: Shannon K. Eller