

1 Introduced by Council Member Cumber:
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4 **ORDINANCE 2019-690**

5 AN ORDINANCE REZONING APPROXIMATELY 5.18±
6 ACRES LOCATED IN COUNCIL DISTRICT 5, ON THE
7 NORTH SIDE OF RIO LINDO DRIVE, AS DESCRIBED
8 HEREIN, FROM RESIDENTIAL LOW DENSITY-60 (RLD-
9 60) DISTRICT TO RESIDENTIAL LOW DENSITY-70
10 (RLD-70) DISTRICT, AS DEFINED AND CLASSIFIED
11 UNDER THE ZONING CODE; PROVIDING A DISCLAIMER
12 THAT THE REZONING GRANTED HEREIN SHALL NOT BE
13 CONSTRUED AS AN EXEMPTION FROM ANY OTHER
14 APPLICABLE LAWS; PROVIDING AN EFFECTIVE DATE.
15

16 **WHEREAS**, for approximately 5.18± acres located in Council
17 District 5, on the north side of Rio Lindo Drive, as more
18 particularly described in **Exhibit 1**, dated August 7, 2019, and
19 graphically depicted in **Exhibit 2**, both of which are **attached**
20 **hereto** and incorporated herein by this reference (Subject
21 Property), the City of Jacksonville has initiated a rezoning and
22 reclassification of the Subject Property from Residential Low
23 Density-60 (RLD-60) District to Residential Low Density-70 (RLD-70)
24 District to preserve the current lot dimensions and prevent future
25 lot splits; and

26 **WHEREAS**, the Planning and Development Department has
27 considered the application and has rendered an advisory
28 recommendation; and

29 **WHEREAS**, the Planning Commission, acting as the local planning
30 agency, has reviewed the application and made an advisory
31 recommendation to the Council; and

1 **WHEREAS**, the Land Use and Zoning Committee, after due notice
2 and public hearing has made its recommendation to the Council; and

3 **WHEREAS**, taking into consideration the above recommendations
4 and all other evidence entered into the record and testimony taken
5 at the public hearings, the Council finds that such rezoning: (1)
6 is consistent with the *2030 Comprehensive Plan*; (2) furthers the
7 goals, objectives and policies of the *2030 Comprehensive Plan*; and
8 (3) is not in conflict with any portion of the City's land use
9 regulations; now, therefore

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

11 **Section 1. Property Rezoned.** The Subject Property is
12 hereby rezoned and reclassified from Residential Low Density-60
13 (RLD-60) District to Residential Low Density-70 (RLD-70) District,
14 as defined and classified under the Zoning Code, City of
15 Jacksonville, Florida.

16 **Section 2. Description.** The Subject Property is on the
17 north side of Rio Lindo Drive and is described in **Exhibit 1,**
18 **attached hereto.** The agent is the City of Jacksonville Planning
19 and Development Department, 214 North Hogan Street, Suite 300,
20 Jacksonville, Florida 32202; (904) 255-7800.

21 **Section 3. Disclaimer.** The rezoning granted herein shall
22 **not** be construed as an exemption from any other applicable local,
23 state, or federal laws, regulations, requirements, permits or
24 approvals. All other applicable local, state or federal permits or
25 approvals shall be obtained before commencement of the development
26 or use and issuance of this rezoning is based upon acknowledgement,
27 representation and confirmation made by the applicant(s),
28 owners(s), developer(s) and/or any authorized agent(s) or
29 designee(s) that the subject business, development and/or use will
30 be operated in strict compliance with all laws. Issuance of this
31 rezoning does **not** approve, promote or condone any practice or act

1 that is prohibited or restricted by any federal, state or local
2 laws.

3 **Section 4. Effective Date.** The enactment of this
4 Ordinance shall be deemed to constitute a quasi-judicial action of
5 the City Council and shall become effective upon signature by the
6 Council President and Council Secretary.

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8 Form Approved:

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10 /s/ Shannon K. Eller

11 Office of General Counsel

12 Legislation Prepared By: Connie Patterson

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