

1 Introduced and amended by the Land Use and Zoning Committee:
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4 **RESOLUTION 2020-188-A**

5 A RESOLUTION GRANTING AN APPEAL FILED BY FIRST
6 BAPTIST CHURCH OF JACKSONVILLE, FLORIDA, INC.
7 REGARDING THE JACKSONVILLE HISTORIC
8 PRESERVATION COMMISSION'S DECISION TO DENY THE
9 DEMOLITION PERMIT APPLICATION FOR THE
10 STRUCTURE LOCATED AT 125 WEST CHURCH STREET,
11 WHICH IS A CONTRIBUTING STRUCTURE WITHIN THE
12 DOWNTOWN JACKSONVILLE HISTORIC DISTRICT,
13 PURSUANT TO SECTION 320.407, *ORDINANCE CODE*;
14 ADOPTING RECOMMENDED FINDINGS AND CONCLUSIONS
15 OF THE LAND USE AND ZONING COMMITTEE;
16 PROVIDING AN EFFECTIVE DATE.
17

18 **WHEREAS**, First Baptist Church of Jacksonville, Florida, Inc.,
19 the owner of the structure located at 125 West Church Street,
20 applied for a permit to demolish the structure known as the Sunday
21 School Building, a contributing structure in the Downtown
22 Jacksonville Historic District; and

23 **WHEREAS**, on February 26, 2020, at its regularly scheduled
24 public meeting, the Jacksonville Historic Preservation Commission
25 denied the demolition permit application; and

26 **WHEREAS**, pursuant to Section 320.407(b)(3), *Ordinance Code*,
27 the applicant filed a Notice of Appeal within 14 calendar days from
28 the date of the Commission meeting; and

29 **WHEREAS**, the Notice of Appeal was timely filed and the
30 applicant, as the property owner, has standing to appeal; now,

1 therefore

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

3 **Section 1. Adoption of recommended findings and**
4 **conclusions.** The Council has reviewed the record of proceedings
5 regarding the demolition permit application, which is in the file
6 in the City Council Legislative Services Division and the Planning
7 and Development Department, and has considered the recommended
8 findings and conclusions of the Land Use and Zoning Committee.
9 Based on the substantial, competent evidence in the record, the
10 Council finds, concludes, and states as follows:

11 (a) The recommended findings and conclusions of the Land Use
12 and Zoning Committee are hereby adopted.

13 (b) First Baptist Church of Jacksonville, Florida, Inc.,
14 provided sufficient reasons to support demolition of the structure
15 located at 125 West Church Street, pursuant to Section
16 320.407(b)(1), *Ordinance Code*.

17 (c) There is not substantial, competent evidence in the
18 record, based on a preliminary review of the landmark designation
19 criteria in Section 307.104(j), *Ordinance Code*, to proceed to an
20 advisory recommendation hearing on landmark designation by the
21 Historic Preservation Commission.

22 (d) The Appeal is hereby **GRANTED**.

23 (e) The Historic Preservation Commission's decision to deny
24 the demolition permit for the structure at 125 West Church Street
25 and proceed to an advisory recommendation hearing on landmark
26 designation is **OVERTURNED**.

27 (f) The demolition permit for the structure at 125 West
28 Church Street is **APPROVED**.

29 (g) This Resolution is the final action of the Council.

30 **Section 2. Effective Date.** The adoption of this
31 Resolution shall be deemed to constitute a quasi-judicial action of

1 the City Council and shall become effective upon the signature by
2 the Council President and Council Secretary.

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4 Form Approved:

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6 /s/ Shannon K. Eller

7 Office of General Counsel

8 Legislation Prepared by: Kealey A. West

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