

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2022-410**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR
6 DISCLAIMING AN UNOPENED AND UNIMPROVED PORTION
7 OF THE ELLEN AVENUE RIGHT-OF-WAY, ESTABLISHED IN
8 THE PLAT OF ARLINGTON HEIGHTS, AS RECORDED IN
9 PLAT BOOK 4, PAGE 19 OF THE CURRENT PUBLIC
10 RECORDS OF DUVAL COUNTY, FLORIDA, LOCATED IN
11 COUNCIL DISTRICT 1, AT THE REQUEST OF SELWYN
12 BISsoon; PROVIDING FOR APPROVAL SUBJECT TO
13 CONDITIONS; PROVIDING AN EFFECTIVE DATE.
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15 **BE IT ORDAINED** by the Council of the City of Jacksonville:

16 **Section 1. Closure and Abandonment.** An unopened and
17 unimproved portion of the Ellen Avenue right-of-way established in
18 the Plat of Arlington Heights, as recorded in Plat Book 4, Page 19
19 of the current public records of Duval County, Florida, located in
20 Council District 1, a description and depiction of which is attached
21 hereto as **Exhibit 1** and incorporated herein by this reference, is
22 hereby closed and abandoned and/or disclaimed as a right-of-way at
23 the request of Selwyn Bissoon (the "Applicant").

24 The Applicant paid the right-of-way closure application fee of
25 \$2,091.00 and the closure and abandonment with encroachment fee of
26 \$516.00, both of which have been deposited into the General Fund.
27 This closure request was reviewed and approved by the various city,
28 state, and utility agencies that might have an interest in the right-
29 of-way and there were no objections to the Applicant's request.

30 **Section 2. Purpose.** The Applicant owns property adjacent
31 to the closure area at 0 Whitlock Avenue (R.E. No. 141446-0000) and

1 is requesting the closure to consolidate the closure area with the
2 Applicant's existing property to construct a 6,000 square foot
3 warehouse.

4 **Section 3. Hold Harmless Covenant.** The closure and
5 abandonment by the City of its interests in the right-of-way is
6 subject to Applicant's execution and delivery to the City of a Hold
7 Harmless Covenant, in substantially the same form attached hereto as
8 **Exhibit 2** and incorporated herein by this reference. Accordingly,
9 the closure and abandonment of the right-of-way shall not be recorded
10 in the public records until execution and delivery to the City by the
11 Applicant of the required Hold Harmless Covenant.

12 **Section 4. Effective Date.** This Ordinance shall become
13 effective upon signature by the Mayor or upon becoming effective
14 without the Mayor's signature.

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16 Form Approved:

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18 _____
19 Office of General Counsel

20 Legislation prepared by: Mary E. Staffopoulos

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