

1 Introduced by the Council President at the request of the Mayor:

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4 **ORDINANCE 2025-408**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR  
6 DISCLAIMING EASEMENTS: (1) FOR INGRESS AND  
7 EGRESS AND ALL UTILITIES OVER A PREVIOUSLY  
8 CLOSED PORTION OF THE RIGHT OF WAY GENERAL  
9 AVENUE AS ESTABLISHED IN ORDINANCE 2015-633-E,  
10 AS RECORDED IN BOOK 17341, PAGE 567 OF THE  
11 CURRENT DUVAL COUNTY PUBLIC RECORDS, AND (2) FOR  
12 DRAINAGE AS ESTABLISHED IN THE PLAT OF GENERAL  
13 AVENUE, RECORDED IN PLAT BOOK 64, PAGE 92, BOTH  
14 LOCATED IN COUNCIL DISTRICT 12, AT THE REQUEST  
15 OF PUBLIX SUPER MARKETS, INC.; PROVIDING FOR  
16 APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN  
17 EFFECTIVE DATE.

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

20 **Section 1. Closure and Abandonment.** Those easements (1)  
21 for ingress and egress and all utilities over a previously closed  
22 portion of the Right of Way General Avenue, as established in closure  
23 Ordinance 2015-633-E, as recorded in Book 17341, Page 567 of the  
24 current Duval County Public Records, and (2) for drainage, as shown  
25 and established in the Plat of General Avenue, recorded in Plat Book  
26 64, Page 92, as recorded in the current public records of Duval  
27 County, Florida, both located in Council District 12, depictions and  
28 descriptions of both of which are attached hereto as **Exhibit 1** and  
29 incorporated herein by this reference, are hereby closed and abandoned  
30 and/or disclaimed at the request of Publix Super Markets, Inc. (the  
31 "Applicant").

1 Applicant has paid two easement with encroachment closure  
2 application fees totaling \$3,164.00 and this sum has been deposited  
3 into the City's General Fund. The Applicant's request was reviewed  
4 and approved by the various city, state, and utility agencies,  
5 including JEA, that might have an interest in the matter, and there  
6 were no objections.

7 **Section 2. Purpose.** The Applicant has requested this  
8 closure to accommodate the development of a 369,780 square foot cold  
9 storage warehouse on R.E. Parcel No. 006829-9100.

10 **Section 3. Hold Harmless Covenant.** The closure and  
11 abandonment by the City of its interests in these easements is subject  
12 to Applicant's execution and delivery to the City of a Hold Harmless  
13 Covenant, in substantially the same form attached hereto as **Exhibit**  
14 **2** and incorporated herein by this reference. Accordingly, the closure  
15 and abandonment of the easements shall not be recorded in the public  
16 records until execution and delivery to the City by the Applicant of  
17 the required Hold Harmless Covenant.

18 **Section 4. Effective Date.** This Ordinance shall become  
19 effective upon signature by the Mayor or upon becoming effective  
20 without the Mayor's signature.

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22 Form Approved:

23  
24 /s/ Harry M. Wilson, IV

25 Office of General Counsel

26 Legislation Prepared By: Harry M. Wilson, IV

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