

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2021-781**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR
6 DISCLAIMING THAT CERTAIN DRAINAGE EASEMENT
7 LOCATED AT 0 COLLINS ROAD (R.E. NO. 016391-
8 0110), IN COUNCIL DISTRICT 12, RECORDED IN MAP
9 BOOK D, PAGE 5 OF THE PUBLIC RECORDS OF DUVAL
10 COUNTY, FLORIDA, AT THE REQUEST OF KB HOME
11 JACKSONVILLE LLC; PROVIDING FOR APPROVAL SUBJECT
12 TO CONDITIONS; PROVIDING AN EFFECTIVE DATE.
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14 **BE IT ORDAINED** by the Council of the City of Jacksonville:

15 **Section 1. Closure and Abandonment.** The drainage easement
16 recorded in Map Book D, Page 5 of the current public records of Duval
17 County, Florida, located at 0 Collins Road in Council District 12, a
18 description of which is attached hereto as **Exhibit 1** and incorporated
19 herein by this reference, is hereby closed and abandoned and/or
20 disclaimed as a drainage easement at the request of KB Home
21 Jacksonville LLC (the "Applicant"). The subject easement was
22 originally acquired by the State of Florida from three separate
23 property owners and then transferred to the City by Map Book. The
24 Applicant paid the easement closure application fee of \$3,198.00,
25 which has been deposited into the General Fund. This closure request
26 was reviewed and approved by the various city, state, and utility
27 agencies that might have an interest in the drainage easement and
28 there were no objections to the Applicant's request.

29 **Section 2. Purpose.** The Applicant owns the underlying
30 parcel that is subject to this drainage easement (R.E. No. 016391-
31 0110) and is requesting the closure in order to develop a residential

1 subdivision to be known as "Copper Ridge", subject to the conditions
2 set forth herein.

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

19 Office of General Counsel

20 Legislation prepared by: Mary E. Staffopoulos

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