

# City of Jacksonville, Florida

*Lenny Curry, Mayor*

City Hall at St. James  
117 W. Duval St.  
Jacksonville, FL 32202  
(904) 630-CITY  
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April 21, 2022

The Honorable Samuel Newby, President  
The Honorable Rory Diamond, LUZ Chair  
And Members of the City Council  
City Hall  
117 West Duval Street  
Jacksonville, Florida 32202

**RE: Planning Commission Advisory Report  
Ordinance No.: 2022-122**

Dear Honorable Council President Newby, Honorable Council Member and LUZ Chairperson Diamond and Honorable Members of the City Council:

Pursuant to the provisions of Section 30.204 and Section 656.129, *Ordinance Code*, the Planning Commission respectfully offers this report for consideration by the Land Use and Zoning Committee.

Planning and Development Department Recommendation: **Approve / Amend**

Planning Commission Recommendation: **Deny**

Planning Commission Commentary: There were no speakers in opposition. The Commissioners felt the legislation was duplicative and wasteful of time and resources.

Planning Commission Vote: 7-1

David Hacker, Chair Aye

Alex Moldovan, Vice Chair Aye

Ian Brown, Secretary Aye

Marshall Adkison Aye

Daniel Blanchard Aye

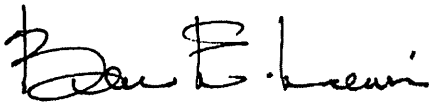
Jordan Elsbury Nay

Joshua Garrison Aye

Jason Porter Aye

If you have any questions or concerns, please do not hesitate to contact me at your convenience.

Sincerely,

A handwritten signature in black ink that reads "Bruce E. Lewis". The signature is written in a cursive style with a large initial "B" and "L".

Bruce E. Lewis  
City Planner Supervisor – Current Planning Division  
City of Jacksonville - Planning and Development Department  
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Jacksonville, FL 32202  
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## **REPORT OF THE PLANNING AND DEVELOPMENT DEPARTMENT**

The Planning and Development Department hereby forwards to the Planning Commission, Land Use and Zoning Committee, and City Council its comments and recommendations on:

### **ORDINANCE 2022-122**

**AN ORDINANCE REGARDING CHAPTER 656 (ZONING CODE), ORDINANCE CODE; CREATING A NEW SECTION 656.113 (PACKAGE STORE REVIEW PROCEDURE), SUBPART B (ADMINISTRATION), PART 1 (GENERAL PROVISIONS), CHAPTER 656 (ZONING CODE), ORDINANCE CODE, TO PROVIDE DISTRICT COUNCIL MEMBERS ADVANCED NOTICE OF PACKAGE LIQUOR STORE APPLICATION FILINGS; PROVIDING AN EFFECTIVE DATE.**

#### **I. GENERAL INFORMATION**

The bill adds a new section to the Zoning Code to provide for notice to a district City Councilmember by the Planning and Development Department when a zoning application for a liquor store is filed for property in their district.

#### **II. EVALUATION**

##### **A. The need and justification for the change**

As a matter of practice, the Planning and Development Department sends paper copies of all new zoning applications to the district councilmember shortly after the application has been deemed complete. The Planning and Development Department keeps a log to assure that the applications have been sent over.

This legislation would add a requirement that the Chief of Current Planning shall make "direct contact" with the district councilmember via a telephone call or face to face meeting within five business days after a zoning application for a liquor store has been filed with the Planning and Development Department.

The Planning and Development Department recommends that in lieu of direct contact between the Chief and the district councilmember, the Chief or their designee shall send to the affected district councilmember an email containing a digital copy of the application within five business days. This method would assure the creation of an electronic record.

##### **B. The relationship of the proposed amendment to the Comprehensive Plan and the work of the Department with appropriate consideration as to whether the proposed amendment will further the purposes of the Zoning Code and Comprehensive Plan.**

This bill is consistent with the spirit and intent of both the Comprehensive Plan and the Zoning Code in that it is the intent of the legislation to protect and preserve the public health, safety and welfare of the people of the City of Jacksonville by promoting the awareness of zoning applications which could impact neighborhoods.

### **III. RECOMMENDATION**

The Planning and Development Department recommends that **Ordinance 2022-122** be **amended as described above and approved.**

1 Introduced by Council Member Gaffney:  
2  
3

4 **ORDINANCE 2022-122**

5 AN ORDINANCE REGARDING CHAPTER 656 (ZONING  
6 CODE), *ORDINANCE CODE*; CREATING A NEW SECTION  
7 656.113 (PACKAGE LIQUOR STORE REVIEW PROCEDURE),  
8 SUBPART B (ADMINISTRATION), PART 1 (GENERAL  
9 PROVISIONS), CHAPTER 656 (ZONING CODE),  
10 *ORDINANCE CODE*, TO PROVIDE DISTRICT COUNCIL  
11 MEMBERS ADVANCE NOTICE OF PACKAGE LIQUOR STORE  
12 ZONING APPLICATION FILINGS; PROVIDING AN  
13 EFFECTIVE DATE.  
14

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

16 **Section 1. Creating a new Section 656.113 (Package Liquor**  
17 **Store Review Procedure), Subpart B (Administration), Part 1 (General**  
18 **Provisions), Chapter 656 (Zoning Code), Ordinance Code.** Part 1  
19 (General Provisions), Chapter 656 (Zoning Code), *Ordinance Code*, is  
20 hereby amended to create a new Section 656.113 (Package Liquor Store  
21 Review Procedure) as follows:

22 **CHAPTER 656 - ZONING CODE**

23 \* \* \*

24 **PART 1. - GENERAL PROVISIONS**

25 \* \* \*

26 **SUBPART B. - ADMINISTRATION**

27 \* \* \*

28 **Sec. 656.113. - Package Liquor Store Review Procedure.**

29 The purpose of this Section is to provide District Council  
30 Members advance notice of the filing of an application for:

31 (1) A rezoning; or

1           (2) Zoning exception; or  
2           (3) Distance limitation waiver pursuant to Part 8 (Alcoholic  
3           Beverages) of the Zoning Code,  
4 regarding a package liquor store, as defined in Part 16 of the  
5 Zoning Code, so that the District Council Member may be notified  
6 in time to schedule a community meeting regarding the request if  
7 necessary.

8           As part of the application process for a package liquor store,  
9 the Department shall notify within five (5) business days of the  
10 application having been deemed complete, the District Council  
11 Member within whose District the subject property lies. The  
12 Department shall make direct contact with the District Council  
13 Member regarding the application. For purposes of this Section,  
14 "direct contact" means a phone call or a meeting between the  
15 District Council Member and the Chief of Current Planning.

16           **Section 2.           Effective Date.** This Ordinance shall become  
17 effective upon signature by the Mayor or upon becoming effective  
18 without the Mayor's signature.

19

20 Form Approved:

21

22                     /s/ Susan C. Grandin          

23 Office of General Counsel

24 Legislation prepared by: Susan C. Grandin

25 GC-#1483287-v2-Zoning\_Code\_656\_113\_(Package\_Liquor\_Store)\_