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ORDINANCE 2023-756

ORDINANCE CLOSING AND ABANDONING AND/OR AN DISCLAIMING AN UNOPENED AND UNIMPROVED PORTION OF THE BETHEL ROAD NORTH RIGHT-OF-WAY, ESTABLISHED IN THE PLAT OF SWEETWATER PARK, AS RECORDED IN PLAT BOOK 21, PAGE 30 OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA, COUNCIL DISTRICT 9, AT THE REQUEST OF ANNETTA JOHNSON; PROVIDING FOR APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN EFFECTIVE DATE.

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

Closure and Abandonment. Section 1. An unopened unimproved portion of the Bethel Road North right-of-way established in the Plat of Sweetwater Park, as recorded in Plat Book 21, Page 30 of the current public records of Duval County, Florida, located in Council District 9, a description and depiction of which is attached hereto as **Exhibit 1** and incorporated herein by this reference, is hereby closed and abandoned and/or disclaimed as a right-of-way at the request of Annetta Johnson (the "Applicant"). The Applicant paid the right-of-way closure application fee of \$2,091.00, which has been deposited into the General Fund. This closure request was reviewed and approved by the various city, state, and utility agencies that might have an interest in the right-of-way and there were no objections to the Applicant's request.

Section 2. Purpose. The Applicant owns property adjacent to the closure area at 2612 Bethel Road (R.E. No. 012558-0000) and is requesting the closure to extend Applicant's property and fence

in the closure area.

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

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

/s/ Joelle J. Dillard

Form Approved:

Office of General Counsel

Legislation prepared by: Joelle J. Dillard

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