

Introduced by the Land Use and Zoning Committee:

ORDINANCE 2025-761-E

AN ORDINANCE REZONING APPROXIMATELY 0.76± OF AN
ACRE LOCATED IN COUNCIL DISTRICT 5 AT 4052
UNIVERSITY BOULEVARD SOUTH, BETWEEN KENNERLY
ROAD AND BARNHILL DRIVE (R.E. NO(S). 137122-
0010), AS DESCRIBED HEREIN, OWNED BY EKS 04, LLC,
FROM COMMERCIAL COMMUNITY/GENERAL-1 (CCG-1)
DISTRICT TO COMMERCIAL COMMUNITY/GENERAL-2 (CCG-
2) DISTRICT, AS DEFINED AND CLASSIFIED UNDER THE
ZONING CODE; PROVIDING A DISCLAIMER THAT THE
REZONING GRANTED HEREIN SHALL NOT BE CONSTRUED
AS AN EXEMPTION FROM ANY OTHER APPLICABLE LAWS;
PROVIDING AN EFFECTIVE DATE.

WHEREAS, EKS 04, LLC, the owner of approximately 0.76± of an acre located in Council District 5 at 4052 University Boulevard South, between Kennerly Road and Barnhill Drive (R.E. No(s). 137122-0010), as more particularly described in **Exhibit 1**, dated August 19, 2025, and graphically depicted in **Exhibit 2**, both of which are attached hereto (the "Subject Property"), have applied for a rezoning and reclassification of the Subject Property from Commercial Community/General-1 (CCG-1) District to Commercial Community/General-2 (CCG-2) District; and

WHEREAS, the Planning and Development Department has considered the application and has rendered an advisory recommendation; and

WHEREAS, the Planning Commission, acting as the local planning agency, has reviewed the application and made an advisory

1 recommendation to the Council; and

2 **WHEREAS**, the Land Use and Zoning (LUZ) Committee, after due
3 notice, held a public hearing and made its recommendation to the
4 Council; and

5 **WHEREAS**, taking into consideration the above recommendations
6 and all other evidence entered into the record and testimony taken
7 at the public hearings, the Council finds that such rezoning: (1) is
8 consistent with the *2045 Comprehensive Plan*; (2) furthers the goals,
9 objectives and policies of the *2045 Comprehensive Plan*; and (3) is
10 not in conflict with any portion of the City's land use regulations;
11 now therefore

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

13 **Section 1. Property Rezoned.** The Subject Property is
14 hereby rezoned and reclassified from Commercial Community/General-1
15 (CCG-1) District to Commercial Community/General-2 (CCG-2) District,
16 as defined and classified under the Zoning Code, City of Jacksonville,
17 Florida.

18 **Section 2. Owner and Description.** The Subject Property is
19 owned by EKS 04, LLC, and is legally described in **Exhibit 1**, attached
20 hereto. The applicant is Chris Hagan, 208 North Laura Street, Suite
21 710, Jacksonville, Florida 32202; (904) 425-8765.

22 **Section 3. Disclaimer.** The rezoning granted herein shall
23 not be construed as an exemption from any other applicable local,
24 state, or federal laws, regulations, requirements, permits or
25 approvals. All other applicable local, state or federal permits or
26 approvals shall be obtained before commencement of the development
27 or use and issuance of this rezoning is based upon acknowledgement,
28 representation and confirmation made by the applicant(s), owners(s),
29 developer(s) and/or any authorized agent(s) or designee(s) that the
30 subject business, development and/or use will be operated in strict
31 compliance with all laws. Issuance of this rezoning does not approve,

1 promote or condone any practice or act that is prohibited or
2 restricted by any federal, state or local laws.

3 **Section 4. Effective Date.** The enactment of this Ordinance
4 shall be deemed to constitute a quasi-judicial action of the City
5 Council and shall become effective upon signature by the Council
6 President and Council Secretary.

7

8 Form Approved:

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10 /s/ Dylan Reingold

11 Office of General Counsel

12 Legislation Prepared By: Stephen Nagbe

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