

1 Introduced by the Council President pursuant to Chapter 380, *Ordinance*
2 *Code*:

3
4
5 **ORDINANCE 2024-740**

6 AN ORDINANCE MAKING CERTAIN FINDINGS; APPROVING
7 THE APPLICATION OF HRUSTIC BROTHERS, INC. FOR
8 RENEWAL OF ITS CERTIFICATE OF PUBLIC CONVENIENCE
9 AND NECESSITY (CON) TO OPERATE A CLEAN DEBRIS
10 RECYCLING FACILITY ("FACILITY") WITH A
11 MODIFICATION TO ALLOW FOR THE EXPANSION OF THE
12 FACILITY ONTO AN ADJACENT PARCEL; PROVIDING FOR
13 CONDITIONS OF SAID RENEWAL; PROVIDING AN
14 EFFECTIVE DATE.

15
16 **WHEREAS**, pursuant to Chapter 380, *Ordinance Code*, Hrustic
17 Brothers, Inc. (the "Applicant") has applied for renewal of its
18 Certificate of Public Convenience and Necessity (CON) for the
19 continued operation of a clean debris recycling facility (the
20 "Facility") located at 6498 Fayal Drive South, Jacksonville, Florida
21 32258, R.E. Parcel No. 157138-0900 (the "Property") with a
22 modification to allow for the expansion of the Facility onto a parcel
23 adjacent to the Property and located at 11901 Fayal Drive,
24 Jacksonville, Florida 32258, at R.E. Parcel No. 157138-0000; and

25 **WHEREAS**, the initial CON authorizing operation of a clean debris
26 recycling facility was granted by Ordinance 2015-374-E and
27 administratively renewed by the Director of the Department of Public
28 Works; and

29 **WHEREAS**, based upon the determination of need for the Facility
30 by the City Council, the Solid Waste Division of the Department of
31 Public Works supports approval of the application for renewal and

1 modification of the Certificate of Public Convenience and Necessity
2 for the Applicant, provided the Applicant agrees to accept and comply
3 with the Specific Operating Conditions contained in **Exhibit 1**,
4 attached hereto and incorporated herein by this reference; and

5 **WHEREAS**, the City Council has caused a public hearing, properly
6 noticed, to be held before the Council Committee to which matters
7 regarding public utilities are referred, as required by Chapter 380,
8 *Ordinance Code*, and has made certain findings with respect to said
9 application; now therefore

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

11 **Section 1. Making Findings.** Based upon the criteria set
12 forth in Section 380.105, *Ordinance Code*, and the comments and
13 recommendations of the Director of the Planning and Development
14 Department, the Chief of the Solid Waste Division, the Chief of the
15 Environmental Quality Division, and the Florida Department of Health
16 in Duval County, the Council finds that the Facility would serve the
17 public convenience and provide a needed service to the citizens of
18 Duval County.

19 **Section 2. Renewal and Modification of Certificate of**
20 **Public Convenience and Necessity (CON) Granted.** In accordance with
21 Chapter 380, *Ordinance Code*, the City of Jacksonville hereby grants
22 renewal and modification of the Certificate of Public Convenience and
23 Necessity (CON) to the Applicant for the continued operation of a
24 clean debris recycling facility on the Property and the expansion of
25 such facility onto the adjacent parcel located at located 11901 Fayal
26 Drive, Jacksonville, Florida 32258, at R.E. Parcel No. 157138-0000,
27 all as described in **Exhibit 1**, and as described in the submitted and
28 approved application.

29 **Section 3. Conditions.** The Certificate of Public
30 Convenience and Necessity shall be subject to the conditions set
31 forth in the "Hrustic Brothers, Inc. 6498 & 11901 Fayal Drive South

1 Clean Debris Recycling Facility Certificate of Public Convenience and
2 Necessity Specific Operating Conditions” attached hereto as **Exhibit**

3 **1.** The comments and recommendations of the appropriate
4 representatives from the Department of Public Works, the Planning and
5 Development Department, the Neighborhoods Department Environmental
6 Quality Division, and the Florida Department of Health are attached
7 hereto as **Exhibit 2** and incorporated herein by this reference. A
8 copy of the CON Monthly Waste Analysis Report form is attached hereto
9 as **Exhibit 3.**

10 **Section 4. Effective Date.** This Ordinance shall become
11 effective upon signature by the Mayor or upon becoming effective
12 without the Mayor’s signature.

13
14 Form Approved:

15
16 /s/ Harry M. Wilson, IV

17 Office of General Counsel

18 Legislation Prepared By: Harry M. Wilson, IV

19 GC-#1646013-v1-Leg_2024_-_CON_Modification_-_Hrusic_Brothers_.docx