

1 Introduced by the Council President at the request of the Mayor and
2 amended by the Land Use and Zoning Committee:

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5 **ORDINANCE 2022-447-E**

6 AN ORDINANCE ADOPTING THE 2021B SERIES TEXT
7 AMENDMENT TO THE FUTURE LAND USE ELEMENT OF THE
8 *2030 COMPREHENSIVE PLAN* OF THE CITY OF
9 JACKSONVILLE, CREATING A NEW FUTURE LAND USE
10 ELEMENT (FLUE) POLICY 3.1.29 TO ALLOW ONE
11 ACCESSORY DWELLING UNIT AS AN ACCESSORY USE ON
12 CONFORMING RESIDENTIAL LOTS IN THE AGRICULTURE,
13 RURAL RESIDENTIAL, LOW DENSITY RESIDENTIAL,
14 MEDIUM DENSITY RESIDENTIAL AND RESIDENTIAL-
15 PROFESSIONAL-INSTITUTIONAL FUTURE LAND USE
16 CATEGORIES; PROVIDING AN EFFECTIVE DATE.

17
18 **WHEREAS**, the Planning and Development Department has initiated
19 certain revisions and modifications to the text of the *2030*
20 *Comprehensive Plan* in accordance with the procedures and requirements
21 set forth in Chapter 650, Part 4, *Ordinance Code*, to facilitate the
22 appropriate and timely implementation of the plan and has provided
23 the necessary supporting data and analysis to support and justify the
24 amendments determined to be required, and accordingly, has proposed
25 certain revisions and modifications, which are more particularly set
26 forth in **Revised Exhibit 1**, dated November 1, 2022, attached hereto
27 and incorporated herein by reference; and

28 **WHEREAS**, the revisions and modifications outlined in **Revised**
29 **Exhibit 1** are an expansion of the initial proposed amendment to the
30 *2030 Comprehensive Plan* approved for transmittal to the Florida
31 Department of Economic Opportunity (DEO), as the State Land Planning

1 Agency, and other required state agencies, for review and comment
2 pursuant to Ordinance 2021-40-E which proposed to amend the Future
3 Land Use Element of the *2030 Comprehensive Plan* to allow Accessory
4 Dwelling Units as an Accessory Use in the Low Density Residential
5 land use category; and

6 **WHEREAS**, by various letters and e-mails, the DEO and other state
7 reviewing agencies transmitted their comments, if any, regarding the
8 initial proposed amendment to the *2030 Comprehensive Plan* transmitted
9 pursuant to 2021-40-E; and

10 **WHEREAS**, the Planning and Development Department reviewed the
11 proposed revisions, considered all comments received, prepared a
12 written report and rendered an advisory recommendation to the Council
13 with respect to the proposed amendment to the *2030 Comprehensive*
14 *Plan*, which now provides for creation of a new Policy 3.1.29 in the
15 Future Land Use Element as outlined in **Revised Exhibit 1**; and

16 **WHEREAS**, the Planning Commission, as the Local Planning Agency,
17 held a public hearing on this proposed amendment to the *2030*
18 *Comprehensive Plan*, with due public notice having been provided, and
19 reviewed and considered all comments received during the public
20 hearing, and made a recommendation to the City Council; and

21 **WHEREAS**, pursuant to Section 650.408, *Ordinance Code*, the Land
22 Use and Zoning Committee held a public hearing in accordance with the
23 requirements of Chapter 650, Part 4, *Ordinance Code*, on this proposed
24 amendment to the *2030 Comprehensive Plan*, and has made its
25 recommendation to the City Council; and

26 **WHEREAS**, pursuant to Section 163.3184(3), *Florida Statutes*, and
27 Chapter 650, Part 4, *Ordinance Code*, the City Council held a public
28 hearing, with public notice having been provided, on this proposed
29 amendment to the *2030 Comprehensive Plan*; and

30 **WHEREAS**, the City Council further considered all oral and
31 written comments received during the public hearings, including the

1 data collection and analysis portions of this proposed amendment to
2 the *2030 Comprehensive Plan*, the recommendations of the Planning and
3 Development Department and the Planning Commission, the final
4 recommendations of the Land Use and Zoning Committee, and the
5 comments, if any, of the DEO and the other state agencies; and

6 **WHEREAS**, in the exercise of its authority, the City Council has
7 determined it necessary and desirable to adopt this proposed amendment
8 to the *2030 Comprehensive Plan* as outlined in **Revised Exhibit 1** to
9 preserve and enhance present advantages, encourage the most
10 appropriate use of land, water and resources, consistent with public
11 interest, overcome present deficiencies, and deal effectively with
12 future problems that may result from the use and development of land
13 within the City of Jacksonville; now, therefore

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

15 **Section 1. Purpose and Intent.** This Ordinance is adopted
16 to carry out the purpose and intent of, and exercise the authority
17 set out in, the Local Government Comprehensive Planning and Land
18 Development Regulation Act, Sections 163.3161 through 163.3248,
19 *Florida Statutes*, and Chapter 166, *Florida Statutes*, as amended. The
20 amendment modifies the Future Land Use Element (FLUE) of the *2030*
21 *Comprehensive Plan* of the City of Jacksonville, to create a new FLUE
22 Policy 3.1.29 to allow one accessory dwelling unit on conforming
23 residential lots regardless of density limitations in the
24 Agriculture, Rural Residential, Low Density Residential, Medium
25 Density Residential and Residential-Professional-Institutional
26 Future Land Use Categories.

27 **Section 2. Amendment to Comprehensive Plan.** The *2030*
28 *Comprehensive Plan* is hereby amended to include the revisions to the
29 text of the Future Land Use Element from the 2021B Series, which has
30 been initiated by the Planning and Development Department, as more
31 particularly set forth in **Revised Exhibit 1**, dated November 1, 2022,

1 attached hereto and incorporated herein by reference.

2 **Section 3. Effective Date.** This Ordinance shall become
3 effective upon the signature by the Mayor or upon becoming effective
4 without the Mayor's signature.

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6 Form Approved:

7
8 /s/ Mary E. Staffopoulos

9 Office of General Counsel

10 Legislation Prepared By: Kristen Reed

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