

1 Introduced and amended by the Land Use and Zoning Committee:
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4 **ORDINANCE 2023-397-E**

5 AN ORDINANCE REZONING APPROXIMATELY 46.67± ACRES
6 LOCATED IN COUNCIL DISTRICT 7 AT 0 PERCY ROAD,
7 3025 PERCY ROAD, 3101 PERCY ROAD AND 3111 PERCY
8 ROAD, BETWEEN PERCY CREEK DRIVE AND WILLARD LANE
9 (R.E. NOS. 019453-0002, 019453-0200, 019458-0000
10 (PORTION), 019459-0000 (PORTION), 019462-0002
11 AND 019535-0100), AS DESCRIBED HEREIN, OWNED BY
12 LARRY C. HARROLD AND JOAN HARROLD, TRUSTEES UNDER
13 THE HARROLD LIVING TRUST, DATED NOVEMBER 29,
14 2005, ANDREW C. HARROLD, PAUL D. GEORGE, CHRISTIE
15 L. GEORGE AND NORA J. MILLER, FROM RESIDENTIAL
16 RURAL-ACRE (RR-ACRE) DISTRICT AND AGRICULTURE
17 (AGR) DISTRICT TO RESIDENTIAL LOW DENSITY-60
18 (RLD-60) DISTRICT, AS DEFINED AND CLASSIFIED
19 UNDER THE ZONING CODE; PROVIDING A DISCLAIMER
20 THAT THE REZONING GRANTED HEREIN SHALL NOT BE
21 CONSTRUED AS AN EXEMPTION FROM ANY OTHER
22 APPLICABLE LAWS; PROVIDING AN EFFECTIVE DATE.
23

24 **WHEREAS**, Larry C. Harrold and Joan Harrold, Trustees under the
25 Harrold Living Trust, dated November 29, 2005, Andrew C. Harrold,
26 Paul D. George, Christie L. George and Nora J. Miller, the owners of
27 approximately 46.67± acres located in Council District 7 at 0 Percy
28 Road, 3025 Percy Road, 3101 Percy Road and 3111 Percy Road, between
29 Percy Creek Drive and Willard Lane (R.E. Nos. 019453-0002, 019453-
30 0200, 019458-0000 (portion), 019459-0000 (portion), 019462-0002 and
31 019535-0100), as more particularly described in **Exhibit 1**, dated May

1 17, 2023, and graphically depicted in **Revised Exhibit 2**, both of
2 which are attached hereto (the "Subject Property"), have applied for
3 a rezoning and reclassification of the Subject Property from
4 Residential Rural-Acre (RR-Acre) District and Agriculture (AGR)
5 District to Residential Low Density-60 (RLD-60) District; and

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

8 **WHEREAS**, the Planning Commission, acting as the local planning
9 agency, has reviewed the application and made an advisory
10 recommendation to the Council; and

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

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

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

22 **Section 1. Property Rezoned.** The Subject Property is
23 hereby rezoned and reclassified from Residential Rural-Acre (RR-Acre)
24 District and Agriculture (AGR) District to Residential Low Density-
25 60 (RLD-60) District, as defined and classified under the Zoning
26 Code, City of Jacksonville, Florida.

27 **Section 2. Owner and Description.** The Subject Property is
28 owned by Larry C. Harrold and Joan Harrold, Trustees under the Harrold
29 Living Trust, dated November 29, 2005, Andrew C. Harrold, Paul D.
30 George, Christie L. George and Nora J. Miller, and is legally
31 described in **Exhibit 1**, attached hereto. The applicant is Brian

1 Small, 3948 3rd Street South, Suite 116, Jacksonville, Florida 32250;
2 (843) 384-9333.

3 **Section 3. Disclaimer.** The rezoning granted herein shall
4 **not** be construed as an exemption from any other applicable local,
5 state, or federal laws, regulations, requirements, permits or
6 approvals. All other applicable local, state or federal permits or
7 approvals shall be obtained before commencement of the development
8 or use and issuance of this rezoning is based upon acknowledgement,
9 representation and confirmation made by the applicant(s), owners(s),
10 developer(s) and/or any authorized agent(s) or designee(s) that the
11 subject business, development and/or use will be operated in strict
12 compliance with all laws. Issuance of this rezoning does **not** approve,
13 promote or condone any practice or act that is prohibited or
14 restricted by any federal, state or local laws.

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

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20 Form Approved:

21
22 /s/ Mary E. Staffopoulos

23 Office of General Counsel

24 Legislation Prepared by: Jacquelyn Williams

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