

1 Introduced by the Council President at the request of the Mayor:
2
3

4 **ORDINANCE 2023-835-E**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR
6 DISCLAIMING AN UNOPENED AND UNIMPROVED PORTION
7 OF THE MOAT STREET ALLEY RIGHT-OF-WAY,
8 ESTABLISHED IN THE PLAT BOOK AR-73, OF WEST
9 JACKSONVILLE, OF THE FORMER PUBLIC RECORDS OF
10 DUVAL COUNTY, FLORIDA, IN COUNCIL DISTRICT 9, AT
11 THE REQUEST OF SAR INV LLC; PROVIDING FOR
12 APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN
13 EFFECTIVE DATE.
14

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

16 **Section 1. Closure and Abandonment.** An unopened and
17 unimproved portion of the Moat Street alley right-of-way established
18 in the Plat Book AR-73, of West Jacksonville, of the former public
19 records of Duval County, Florida, located in Council District 9, a
20 description and depiction of which is attached hereto as **Exhibit 1**
21 and incorporated herein by this reference, is hereby closed and
22 abandoned and/or disclaimed as a right-of-way at the request of SAR
23 INV LLC (the "Applicant"). The Applicant paid the right-of-way
24 closure application fee of \$2,091.00, which has been deposited into
25 the General Fund. This closure request was reviewed and approved by
26 the various city, state, and utility agencies that might have an
27 interest in the right-of-way and there were no objections to the
28 Applicant's request.

29 **Section 2. Purpose.** The Applicant owns property adjacent
30 to and on both sides of the closure area at 0 Moat Street (R.E. No.
31 050499-0000) and is requesting the closure to connect his property

1 and combine it with the closure area for the possible development of
2 a multi-tenant garage or warehouse.

3 **Section 3. Hold Harmless Covenant.** The closure and
4 abandonment by the City of its interests in the right-of-way is
5 subject to Applicant's execution and delivery to the City of a Hold
6 Harmless Covenant, in substantially the same form attached hereto as
7 **Exhibit 2** and incorporated herein by this reference. Accordingly,
8 the closure and abandonment of the right-of-way shall not be recorded
9 in the public records until execution and delivery to the City by the
10 Applicant of the required Hold Harmless Covenant.

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

14
15 Form Approved:

16
17 /s/ Joelle J. Dillard

18 Office of General Counsel

19 Legislation prepared by: Joelle J. Dillard

20 GC-#1599475-v1-Leg__2023_Moat_Street_Alley_ROW_Closure_(SAR_INV__LLC).docx