

## City of Jacksonville, Florida

Donna Deegan, Mayor

City Hall at St. James 117 W. Duval St. Jacksonville, FL 32203 (904) 630-CITY www.Jacksonville.gov

March 7, 2024

The Honorable Ronald B. Salem, Pharm. D., President The Honorable Kevin Carrico, LUZ Chair And Members of the City Council 117 West Duval Street Jacksonville, FL 32202

RE: Planning Commission Advisory Report / Ordinance No. 2024-092/Application No. L-5845-23C

Dear Honorable Council President Salem, Honorable Council Member and LUZ Chairman Carrico and Honorable Members of the City Council:

Pursuant to the provisions of Section 650.405 *Planning Commission* Advisory *Recommendation and Public Hearing*, the Planning Commission **APPROVED** Ordinance 2024-092 on March 7, 2024.

P&DD Recommendation APPROVE

PC Issues: None

PC Vote: 7-0 APPROVE

Charles Garrison, Chair Aye

Lamonte Carter Aye

Amy Yimin Fu Aye

Julius Harden Absent

Moné Holder Aye

Ali Marar Aye

Michael McGowan Aye

Jack Meeks Aye

Tina Meskel Absent

If you have any questions or concerns, please do not hesitate to contact me at your convenience.

Planning Commission Report March 7, 2024 Page 2

Sincerely,

Kristen D. Reed, AICP

Knisten D. Reed

Chief of Community Planning Division

City of Jacksonville - Planning and Development Department 214 North Hogan Street, Suite 300 Jacksonville, FL 32202 (904) 255-7837

KReed@coj.net

#### Report of the Jacksonville Planning and Development Department

### Small-Scale Future Land Use Map Amendment – March 1, 2024

Ordinance/Application No.: 2024-092 / L-5845-23C

**Property Location:** 0 Owens Road, between International Airport

Boulevard and Urn Road

Real Estate Number(s): 019317-0005

Property Acreage: 1.38

Planning District: District 6, North

City Council District: District 8

**Applicant:** Lyudmyla Kolyesnik, Esquire

Current Land Use: Low Density Residential (LDR)

Proposed Land Use: Light Industrial (LI)

**Current Zoning:** Residential Low Density-120 (RLD-120)

Proposed Zoning: Industrial Light (IL)

**Development Boundary:** Suburban Area

RECOMMENDATION: APPROVE

#### APPLICANT'S JUSTIFICATION FOR THE LAND USE MAP AMENDMENT

The land use amendment from residential to Light Industrial (LI) in an area near the Jacksonville airport, where surrounding parcels are already LI, is justified for several reasons. Firstly, it would stimulate economic growth and job creation by attracting investments and fostering entrepreneurship. The strategic location of the area near the airport provides a significant advantage for light industrial activities, as it offers efficient transportation and distribution channels.

#### **BACKGROUND**

The 1.38 acre subject site is located along the north side of Owens Road, a collector road, between International Airport Boulevard, a minor arterial road, and Urn Road, an unclassified road. The site is currently undeveloped. The applicant is proposing a Future Land Use Map (FLUM) amendment from Low Density Residential (LDR) to Light Industrial (LI) to allow for industrial uses. The applicant is also proposing a companion rezoning

from Residential Low Density – 120 (RLD-120) to Industrial Light (IL). The companion rezoning application, which is pending concurrently with this application, pursuant to Ordinance 2024-093.

The adjacent land use categories, zoning districts and property uses are as follows:

<u>North:</u> Land Use: Public Buildings and Facilities (PBF), Low Density Residential (LDR)

Zoning: Public Buildings and Facilities – 3 (PBF-3), Residential Low

Density - 120 (RLD-120)

Property Use: Single-family, Undeveloped, Jacksonville International

Airport Development of Regional Impact (JIA DRI)

South: Land Use: Light Industrial (LI)

Zoning: Industrial Light (IL), RLD-120

Property Use: Warehouse, Single family, Undeveloped, Utility, JIA DRI

*East:* Land Use: LDR, PBF, LI

Zoning: RLD-120, PBF-3, IL

Property Use: Undeveloped, Industrial, JIA DRI

West: Land Use: LDR, PBF

Zoning: RLD-120, PBF-3.

Property Use: Undeveloped, Retention Pond, JIA DRI

#### **IMPACT ASSESSMENT**

Potential impacts of a proposed land use map amendment have been analyzed by comparing the Development Impact Standards for the subject site's existing vs. proposed land use categories unless maximum density/intensity is noted on the Annotated FLUM or is in a site specific policy. Development Impact Standards are detailed in FLUE Policy 1.2.16, *Development Standards for Impact Assessment*. These standards produce development potentials as shown in this section.

#### **Impact Assessment Baseline Review**

| Development Analysis                         |                           |  |  |  |
|--|---------------------------|--|--|--|
| Development Boundary                         | Suburban Development A    | Suburban Development Area                        |  |  |
| Roadway Frontage Classification / State Road | Owens Road – Collector R  | Owens Road – Collector Roadway                   |  |  |
| Plans and/or Studies                         | North Jacksonville Shared | North Jacksonville Shared Vision and Master Plan |  |  |
| Site Utilization                             | Current:                  | Proposed:  |  |  |
|  | Vacant                    | Light Industrial uses                            |  |  |
| Land Use / Zoning                            | Current: LDR /RLD-120     | Proposed: LI / IL                                |  |  |

| Development Standards for Impact Assessment          | Current:  | Proposed:                 |  |  |
|--|---|---------------------------|--|--|
| Development Standards for impact / issessment        | 5 dwelling units / acre   | 0.4 FAR                   |  |  |
| Development Potential                                | Current:  | Proposed:                 |  |  |
|  | 6 single-family dwelling  | 24,045.1 sq. ft. of Light |  |  |
|  | units   | Industrial space          |  |  |
| Net Increase or Decrease in Maximum Density          | Decrease of 6 single-family dwelling units  |                           |  |  |
| Net Increase or Decrease in Potential Floor Area     | Increase of 24,045.1 square feet  |                           |  |  |
| Population Potential                                 | Current:  | Proposed:                 |  |  |
|  | 15 people   | 0 people                  |  |  |
| Special Designation Areas                            |   |                           |  |  |
| Aquatic Preserve                                     | No  |                           |  |  |
| Evacuation Zone                                      | Zone E  | Zone E                    |  |  |
| Airport Environment Zone                             | 50-foot and 150-foot Heig   | tht Restriction Zone for  |  |  |
|  | Jacksonville International Airport and 65db Noise                                       |                           |  |  |
|  | Contours  |                           |  |  |
| Industrial Preservation Area                         | Industrial Situational Compatibility Zone   |                           |  |  |
| Cultural Resources                                   | No  |                           |  |  |
| Archaeological Sensitivity                           | High sensitivity  |                           |  |  |
| Historic District                                    | No  |                           |  |  |
| Coastal High Hazard Area                             | No  |                           |  |  |
| Adaptation Action Area                               | No  |                           |  |  |
| Groundwater Aquifer Recharge Area                    | No – Discharge area   |                           |  |  |
| Wellhead Protection Zone                             | No  |                           |  |  |
| Boat Facility Siting Zone                            | No  |                           |  |  |
| Brownfield   | No  |                           |  |  |
| Public Facilities                                    |   |                           |  |  |
| Potential Roadway Impact                             | 105 net new daily trips   |                           |  |  |
| Potential Public School Impact                       | N/A   |                           |  |  |
| Water Provider                                       | Per application – JEA; per infrastructure map – serv                                    |                           |  |  |
| Potential Water Impact                               | unavailable within 0.25 of a mile Increase of 725.6 gpd                                 |                           |  |  |
| Sewer Provider                                       |   |                           |  |  |
| Sewei Filoviuei                                      | Per application – JEA; per infrastructure map – service available within 0.25 of a mile |                           |  |  |
| Patantial Sawar Impact                               |   | IIIIC                     |  |  |
| Potential Sewer Impact  Potential Solid Waste Impact | Increase of 5442 gpd  |                           |  |  |
| Potential Solid Waste Impact                         | Increase of 58.94 tons per year   |                           |  |  |
| Drainage Basin/Sub-basin                             | Basin: Broward River  |                           |  |  |
|  | Sub-basin: Beeghly Heights Drain  |                           |  |  |

| <b>Development Analysis</b>                          |                                    |
|--|------------------------------------|
| Recreation and Parks                                 | Seaton Creek Historic Preserve     |
| Mass Transit Access                                  | No bus service at this location    |
| Natural Features                                     |                                    |
| Elevations   | 23 to 25 feet above mean sea level |
| Land Cover   | 1100, Residential low density      |
| Soils  | (63) Sapelo fine sand              |
| Flood Zones  | No                                 |
| Wetlands   | No                                 |
| Wildlife (applicable to sites greater than 50 acres) | Not applicable                     |

#### **Utility Capacity**

The calculations to determine the water and sewer flows contained in this report and/or this spreadsheet have been established by the City of Jacksonville Planning and Development Department and have been adopted by JEA solely for the purpose of preparing this report and/or this spreadsheet. The method of calculating water and sewer flows in order to properly size infrastructure shall continue to be based on JEA's Water, Sewer and Reuse for New Development Projects document (latest edition).

The applicant has not provided a JEA Availability Letter. According to infrastructure maps, JEA sewer lines run along Owens Road south of the property and the closest water line is over one quarter of a mile from the subject site, along Rental Car Lane. The applicant will be required to connect to JEA sewer if the site is developed at some point in the future.

According to Florida Statutes Chapter 381, construction permits may not be issued for an onsite sewage treatment and disposal system in any area used or zoned for industrial or manufacturing purposes where a publicly owned or investor owned sewage treatment system is available (located within one-fourth mile) or where the system will receive toxic, hazardous, or industrial waste. The applicant should contact the Florida Department of Environmental Protection for additional information.

#### **Future Land Use Element**

Policy 1.2.8

Require new development and redevelopment in the Central Business District (CBD), Urban Priority Area (UPA), Urban Area (UA), and Suburban Area (SA) to be served by centralized wastewater collection and potable water distribution systems when centralized service is available to the site.

Development on sites located within the UPA, UA and SA are permitted where connections to centralized potable water and/or wastewater are not available subject to compliance the following provisions:

- 1. Single family/non-residential (estimated flows of 600 gpd or less) where the collection system of a regional utility company is not available through gravity service via a facility within a right-of-way or easement which abuts the property.
- 2. Non-residential (above 600 gpd) where the collection system of a regional utility company is not within 50 feet of the property.
- 3. Subdivision (non-residential and residential) where:
- a. The collection system of a regional utility company is greater than 1/4 mile from the proposed subdivision.
- b. Each lot is a minimum of  $\frac{1}{2}$  acre unsubmerged property.
- c. Installation of dryline sewer systems shall be installed when programmed improvements are identified in the Capital Improvements Element which will make connections the JEA Collection Systems available within a five (5) year period.

#### **Transportation**

The subject site is 1.38 acres and is accessible from Owens Rd, a collector facility. The proposed land use amendment is located within the Suburban Development Area and Mobility Zone 4. The applicant proposes to change the existing land use from Low Density Residential (LDR) to Light Industrial (LI).

#### **Comprehensive Plan Consistency:**

The Trip Generation Analysis is consistent with the most recent version of the Transportation Element (TE) of the City of Jacksonville Comprehensive Plan (TE Objective 2.4 and Policies 1.2.1 and 2.4.2).

#### **Transportation Element**

- Policy 1.2.1 The City shall use the Institute of Transportation Engineers *Trip Generation Manual*, latest edition, to determine the number of trips to be produced or attracted to a particular land use when assessing a traffic impact.
- Objective 2.4 The City shall coordinate the mobility circulation system with the future land uses shown on the Future Land Use Map series in order to ensure that roads, road improvements and other mobility alternative improvements are provided as necessary to support development in an economically efficient and environmentally sound manner.
- Policy 2.4.2 The City shall amend the adopted Comprehensive Plan to incorporate the data and analysis generated by a periodic regional transportation model and study and facilitate the implementation of the study recommendations.

#### **Trip Generation Estimation:**

Table A provides the daily trip generation comparison between the current and proposed comprehensive plan land uses and the potential transportation impacts on the roadway network. The current land use would result in 57 daily trips. If the land use is amended to allow for this proposed LI development, this will result in 162 daily trips.

#### Transportation Planning Division RECOMMENDS the following:

The difference in daily trips for the proposed land use amendment has 105 net new daily trips when compared to the existing land use. The Transportation Planning Division recommends ongoing coordinating efforts with the City of Jacksonville Traffic Engineer to determine if a traffic operational analysis is needed.

Table A
Trip Generation Estimation Scenarios

| Current Land<br>Use-Scenario | ITE Land<br>Use Code | Potential Number of<br>Units | Estimation Method | Gross<br>Trips                       | Less Pass-By<br>Trips | Daily Trips |
|------------------------------|----------------------|------------------------------|-------------------|--------------------------------------|-----------------------|-------------|
| LDR                          | 210                  | 6 SF DUs                     | T= 9.43 (X)       | 57                                   | 0                     | 57          |
|                              |                      |                              |                   | Total Trips for Existing<br>Land Use |                       | 57          |

| Proposed Land<br>Use-Scenario | ITE Land<br>Use Code | Potential Number of<br>Units | Estimation Method   | Gross<br>Trips                       | Less Pass-By<br>Trips | Daily Trips |
|-------------------------------|----------------------|------------------------------|---------------------|--------------------------------------|-----------------------|-------------|
| LI                            | 110                  | 33,182 SF                    | T = 4.87 (X) / 1000 | 162                                  | 0                     | 162         |
|                               |                      |                              |                     | Total Trips for Proposed<br>Land Use |                       | 162         |
|                               |                      |                              |                     | Differen                             | ce in Daily Trips     | 105         |

Source: Trip Generation Manual, 11th Edition, Institute of Engineers

#### **Archaeological Sensitivity**

According to the Duval County Archaeological Predictive Model, the subject property is located within an area of high sensitivity for the presence of archaeological resources. Projects that move forward through the Site Review process may be required to perform a Professional Archaeological Reconnaissance Survey. If archaeological resources are found during future development/redevelopment of the site, Section 654.122 of the Code of Subdivision Regulations should be followed.

#### Historic Preservation Element

- Policy 1.2.2 The City shall continue to review new development for the potential of archeologically significant sites. The City shall utilize the most current version of the Archeological Sensitivity Predictive Model to identify areas of high probability for artifact concentrations.
- Policy 1.2.5 The Planning and Development Department shall maintain and update for planning and permitting purposes, a series of GIS data layers and maps depicting recorded archaeological sites, historic districts and local landmarks.

#### **Airport Environment Zone**

The site is located within the 50 foot and 150 foot Height and Hazard Zones for the Jacksonville International Airport. Zoning will limit development to a maximum height of 50 or 150 feet, respectively, unless approved by the Jacksonville Aviation Authority or the Federal Aviation Administration. Uses located within the Height and Hazard Zone must not create or increase the potential for such hazards as electronic interference, light glare, bird strike hazards or other potential hazards to safe navigation of aircraft as required by Section 656.1005.1(d).

#### **Future Land Use Element**

- Objective 2.6 Support and strengthen the role of Jacksonville Aviation Authority (JAA) and the United States Military in the local community, and recognize the unique requirements of the City's other airports (civilian and military) by requiring that all adjacent development be compatible with aviation-related activities in accordance with the requirements of Section 163.3177, F.S.
- Airport Height and Hazard zones (HH) exist around all military and Policy 2.6.16 civilian airports within the city limits of Jacksonville. The horizontal limits of the zones and limitations on heights of obstructions within these zones are defined for each military airport in Naval Facilities Engineering Command (NAVFAC) P-80.3 01/82, on file with the Planning and Development Department, and for each civilian airport in Title 14, Code of Federal Regulations (CFR), Part 77 guidelines, on file with the Planning and Development Department. In order to assure that Title 14, CFR. Part 77 guidelines and NAVFAC P-80.3 01/82 guidelines are not exceeded and that no structure or obstruction is permitted that would raise a minimal obstruction clearance altitude, a minimum vectoring descent altitude or a decision height, all cell towers and any structure or obstruction that would extend into an Airport (HH) requires, in writing, comment from the U.S. Navy. Although written documentation from the U.S. Navy for military HH and from the FAA or JAA for civilian HH is not required for proposed structure heights below the listed height, United States Code (USC) Title 14, CFR Part 77 still applies.

The amendment stie is located within the 65-74.99 Day-Night Sound Level (DNL) zone for Jacksonville International Airport. Future Land Use Element Policy 2.6.8 includes requirements related to density, use, and noise level reduction in construction for sites within this noise zone.

#### Future Land Use Element

Policy 2.6.8 Within the 65 to 74.99 DNL noise zone as depicted on the Military and Civilian Influence Zones Map, the City does not permit mobile home parks. Single-family residential structures that are unable to achieve a 30dB noise level reduction are also not permitted. Again, as listed in the Instruction Manual, non-residential uses are allowed, subject to

conditions regarding disclosure and noise attenuation in construction. Schools and most outdoor recreation uses are not allowed. All allowed development is subject to disclosure requirements.

Policy 2.6.12

Within the 65 to 74.99 DNL noise zone as depicted on the Military and Civilian Influence Zones Map, the City does not permit mobile home parks. Single-family residential structures that are unable to achieve a 30 dBA noise level reduction are also not permitted. Non-residential uses are allowed, subject to conditions regarding disclosure and noise attenuation in construction. Schools and most outdoor recreation uses are only permitted in PUD developments or pursuant to preliminary site development reviews in accordance with Section 656.1003 that were approved prior to March 27, 2007 or those uses meeting the nonconforming uses definition in Section 656.1008 of the City of Jacksonville Zoning Code. All allowed development is subject to disclosure requirements.

#### **Evacuation Zone**

The subject site is within Evacuation Zone E. As such, the land use application was routed to the City's Emergency Preparedness Division (EPD) for review and comment. EPD was provided with the land use application and the development potential of the proposed land use amendment change. Per EPD's memo, it was determined that the impact of the subject small scale land use amendment on countywide evacuation timing would be minimal. Their complete analysis is provided below.

<u>EPD Response:</u> The proposed property in land use amendment L-5845-23C will be in close proximity to Owens Road, indicating sufficient access to I-95 (2.19 road miles) and I-295 (2.75 road miles), primary evacuation routes.

In consideration of the surrounding evacuation zones (Zone E and Zone D), nearest evacuation routes, and the estimate of 105 additional daily trips the development of the proposed property could create a localized impact to the traffic flow on I-95 and I-295 emergency evacuation scenario. The durina an changes proposed through land use amendment application L-5845-23C would have a minimal impact on countywide evacuation clearance time within Duval County. Site design techniques that minimize disruption to existing traffic flow are encouraged. Any development should incorporate appropriate mitigation techniques to reduce flood vulnerability and minimize impacts to the floodplain.

#### Conservation /Coastal Management Element (CCME)

Policy 7.1.6

The City shall not amend the Future Land Use Element or the Future Land Use Map series unless; the requested change can be determined to not exceed the established hurricane evacuation times; the requested change is for a lower density; or the requested change for increased density provides adequate remedies to reduce impacts on hurricane evacuation times which exceed the acceptable standard.

#### **Industrial Situational Compatibility Overlay**

The subject property is in an area identified on the Industrial Preservation Map as an Industrial Situational Compatibility Zone. Industrial Situational Compatibility Zones are areas identified on the Industrial Preservation Map as areas that are strategically located to provide access to rail facilities or trucking routes; serve ports; or serve airport multimodal requirements. Industrial uses are crucial to the long-term economic well-being of the City and these areas are presumed to be appropriate for land use map amendments to industrial categories, subject to FLUE Objective 3.2 and supporting policies as well as other applicable objectives and policies.

#### **Future Land Use Element**

Policy 3.2.18

The City shall prohibit expansion or new development of non-industrially designated land uses in industrially designated areas unless the use is determined to be an accessory and complementary use to the industrial area, unless otherwise provided for herein. The Land Development Regulations include standards and/or criteria for location and intensity of these types of non-industrial uses.

Policy 3.2.22

The area shown on the Industrial Preservation Map as "Industrial Sanctuary" or "Areas of Situational Compatibility" are presumed to be appropriate for land use map amendments to industrial categories, subject to a case-by-case review of consistency with State and regional plans and the Comprehensive Plan.

Policy 3.2.24

Where there is not an adopted neighborhood plan and/or study recommending the contrary, within the "Area of Situational Compatibility", as shown on the Industrial Preservation Map, lands designated Heavy Industrial, Light Industrial Dependent/Water Related on the Future Land Use Map that are strategically located to provide access to rail facilities or trucking routes; serve ports; or serve airport multi-modal requirements, shall not be converted to a non-industrial land use category unless the applicant demonstrates to the satisfaction of the City that the site cannot be reasonably used for any of industrial uses. Reasonable demonstration for suitability of industrial uses may include but is not limited to the following: access to arterial road network, access to rail, proximity to existing residential, industrial vacancy rates in the vicinity, size of parcel and potential for redevelopment. Conversion of these lands shall only be permitted for development that supports and is compatible with nearby industrial uses.

#### PROCEDURAL COMPLIANCE

Upon site inspection by the Planning and Development Department on January 22, 2024, the required notices of public hearing signs were posted. Thirteen (13) notices were mailed out to adjoining property owners informing them of the proposed land use change and pertinent public hearing and meeting dates.

The Citizen Information Meeting was held on February 20, 2024. No members of the public attended to speak on the proposed amendment.

#### **CONSISTENCY EVALUATION**

Consistency with 2045 Comprehensive Plan Goals, Objectives and Policies

#### Future Land Use Element (FLUE)

#### Development Area

Suburban Area (SA): The SA is the third tier Development Area and generally corresponds with the urbanizing portions of the City in areas that have usually been developed after consolidation. Development should generally continue at low densities with medium density development at major corridor intersections and transit stations. Development at these locations should promote a compact and interconnected land development form and is therefore encouraged to employ urban development characteristics as defined in this Plan.

#### Goal 1

To ensure that the character and location of land uses optimize the combined potentials for economic benefit, enjoyment, wellness and protection of natural resources, while minimizing the threat to health, safety and welfare posed by hazards, nuisances, incompatible land uses and environmental degradation.

#### Policy 1.1.21

Rezonings and amendments to the Future Land Use Map series (FLUMs) shall include consideration of their potential to further the goal of meeting or exceeding the amount of land required to accommodate anticipated growth and the projected population and to allow for the operation of real estate markets to provide adequate choices for permanent and seasonal residents and business with the intent that this balance of uses shall:

- A. Foster vibrant, viable communities and economic development opportunities;
- B. Address outdated development patterns; and/or
- C. Provide sufficient land for future uses that allow for the operation of real estate markets to provide adequate choices for

permanent and seasonal residents and businesses and is not limited solely by the projected population.

The projected growth needs and population projections must be based on relevant and appropriate data which is collected pursuant to a professionally acceptable methodology. In considering the growth needs and the allocation of land, the City shall also evaluate land use need based on the characteristics and land development pattern of localized areas. Land use need identifiers include but may not be limited to, proximity to compatible uses, development scale, site limitations, and the likelihood of furthering growth management and mobility goals.

- Policy 1.1.22
- Future development orders, development permits and plan amendments shall maintain compact and compatible land use patterns, maintain an increasingly efficient urban service delivery system and discourage urban sprawl as described in the Development Areas and the Plan Category Descriptions of the Operative Provisions.
- **Policy 1.2.8**

Require new development and redevelopment in the Central Business District (CBD), Urban Priority Area (UPA), Urban Area (UA), and Suburban Area (SA) to be served by centralized wastewater collection and potable water distribution systems when centralized service is available to the site.

Development on sites located within the UPA, UA and SA are permitted where connections to centralized potable water and/or wastewater are not available subject to compliance the following provisions:

- 1. Single family/non-residential (estimated flows of 600 gpd or less) where the collection system of a regional utility company is not available through gravity service via a facility within a right-of-way or easement which abuts the property.
- 2. Non-residential (above 600 gpd) where the collection system of a regional utility company is not within 50 feet of the property.
- 3. Subdivision (non-residential and residential) where:
- a. The collection system of a regional utility company is greater than 1/4 mile from the proposed subdivision.
- b. Each lot is a minimum of ½ acre unsubmerged property.
- c. Installation of dryline sewer systems shall be installed when programmed improvements are identified in the Capital Improvements

Element which will make connections the JEA Collection Systems available within a five (5) year period.

#### Objective 1.6

The City shall accommodate growth in Jacksonville by encouraging and facilitating new infill development and redevelopment on vacant, bypassed and underutilized land within areas that already have infrastructure, utilities, and public facilities, while addressing the needs of City residents.

#### Goal 3

To achieve a well-balanced and organized combination of residential, non-residential, recreational and public uses served by a convenient and efficient transportation network, while protecting and preserving the fabric and character of the City's neighborhoods and enhancing the viability of non-residential areas.

#### Objective 3.2

Promote and sustain the viability of existing and emerging commercial and industrial areas in order to achieve an integrated land use fabric which will offer a full range of employment, shopping, and leisure opportunities to support the City's residential areas.

#### Policy 3.2.1

The City shall encourage development of commercial and light/service industrial uses in the form of nodes, corridor development, centers or parks.

#### Property Rights Element (PRE)

Goal 1

The City will recognize and respect judicially acknowledged and constitutionally protected private property rights in accordance with the Community Planning Act established in Chapter 163, Florida Statues.

- Objective 1.1 Local decision making shall be implemented and applied with sensitivity for private property rights and shall not be unduly restrictive.
- Policy 1.1.1 The City will ensure that private property rights are considered in local decision making.
- Policy 1.1.2

The following rights shall be considered in local decision making:

- 1. The right of a property owner to physically possess and control his or her interests in the property, including easements, leases, or mineral rights.
- 2. The right of a property owner to use, maintain, develop, and improve his or her property for personal use or for the use of any other person, subject to state law and local ordinances.
- 3. The right of the property owner to privacy and to exclude others from the property to protect the owner's possessions and property.

4. The right of a property owner to dispose of his or her property through sale or gift.

According to the Future Land Use Element (FLUE), Low Density Residential (LDR) is a category intended to provide for low density residential development. Generally, single-family detached housing should be the predominant development typology in this category. Mixed use developments utilizing the Traditional Neighborhood Development (TND) concept, which is predominantly residential but includes a broad mixture of secondary recreational, commercial, public facilities and services may also be permitted. New residential subdivisions in LDR should be designed in such a way as to reduce the number of Vehicles Miles Traveled, and cul-de-sacs should be avoided.

Light Industrial (LI) is a category which provides for the location of industrial uses that are able to be performed in such a manner as to control the external effects of the process, such as smoke, noise, soot, dirt, vibration, odor, etc. Uses within this category, other than outside storage, shall be conducted within an enclosed building. Generally, light industrial uses involve materials that have previously been prepared, or raw materials that do not need refining. These uses do not create a noticeable amount of noise, dust, odor, smoke, glare or vibration outside of the building or on the site in which the activity takes place. Site access to roads classified as collector or higher on the Highway Functional Classification Map is preferred.

The applicant is proposing a change from LDR to LI to allow for industrial uses. While the site abuts vacant Low Density Residential designated property to the west and east, there is also a large area of LI designated land across Owens Road to the south. Further, the site is surrounded by land owned by the Jacksonville International Airport (JIA) to the north, east and south, within the JIA DRI. The site also abuts a collector road, Owens Road and is located within the Industrial Situational Compatibility Overlay. The proposed amendment would allow for development of industrial use along a collector road, promoting a well-balanced and organized combination of uses in the area. Additionally, it would be complimentary to the existing industrial uses on Owens Road, while allowing redevelopment on an underutilized parcel, consistent with FLUE Goals 1 and 3, Objective 3.2, and Policies 1.1.21, 1.1.22, and 3.2.1.

The applicant has not provided a JEA Availability Letter. According to infrastructure maps, JEA sewer lines run along Owens Road south of the property and the closest water line is over one quarter of a mile from the subject site, along Rental Car Lane. The applicant will be required to connect to JEA sewer if the site is developed at some point in the future in accordance with FLUE Policy 1.2.8. Additionally, according to Florida Statutes Chapter 381, construction permits may not be issued for an onsite sewage treatment and disposal system in any area used or zoned for industrial or manufacturing purposes where a publicly owned or investor owned sewage treatment system is available (located within one-fourth mile) or where the system will receive toxic, hazardous, or industrial waste. The applicant should contact the Florida Department of Environmental Protection for additional information.

The proposed small-scale amendment would increase the amount of industrial designated land available to further meet the goal of meeting or exceeding the amount of land required to accommodate anticipated growth. Additionally, the property is underutilized vacant land and is considered infill redevelopment. Thus, the proposed amendment is consistent with FLUE Objective 1.6 and Policy 1.1.21.

The proposed amendment does not hinder the private property rights of the owner of record; has no impact on the right of the property owner to possess or control his or her interest in the property; maintains the owner's ability to use, maintain, develop and improve the property; protects the owner's right to privacy and security; and maintains the ability of the property owner to dispose of the property at their discretion. Therefore, the amendment is consistent with PRE Goal 1, Objective 1.1 and Policies 1.1.1 and 1.1.2.

#### Vision Plan

The subject property is located within the boundaries of the North Jacksonville Vision Plan. While the plan does not identify specific recommendations in the vicinity of the subject site, the site is located relatively close to Jacksonville International Airport. The Plan names two Regional Power Centers for business and economic development near the airport, Tradeport Center District and Airport Distribution Center. The proposed amendment to LI is located between both areas.

#### Strategic Regional Policy Plan

The proposed amendment is consistent with the following Objective and Policy of the Strategic Regional Policy Plan, Regional Transportation Subject Area:

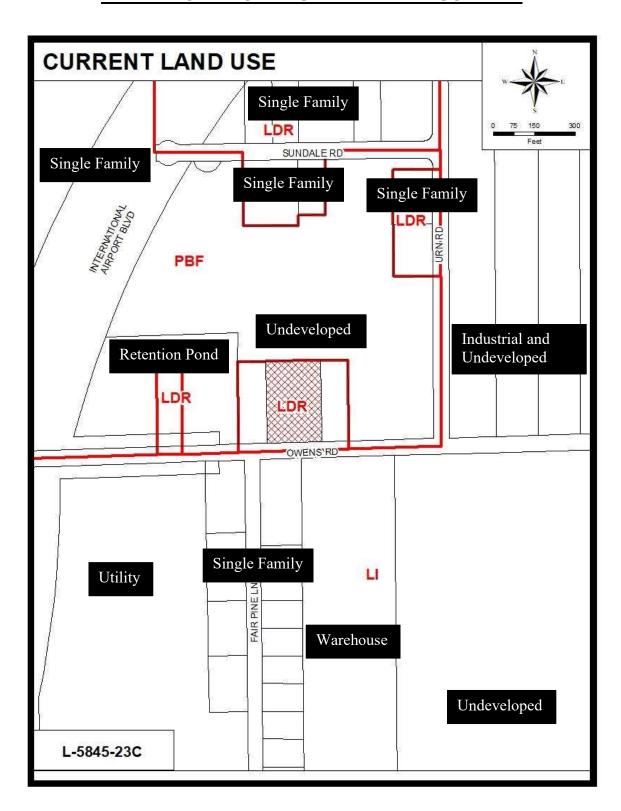
Objective: Integrated planning: The link between land use, resources, and mobility

Policy 4: The Region supports strategies identified by the Regional Community Institute as they worked on First Coast Vision, including:

- Maintenance of a diversity of land use in the Region.
- Infill and redevelopment.

The proposed land use amendment would increase opportunities for industrial development, helping to maintain a diversity of land use in the area. Therefore, the proposed amendment is consistent with the Strategic Regional Policy Plan.

# LAND USE AMENDMENT FIELD / LOCATION / CURRENT LAND USE MAP



## **Jacksonville International Airport (JIA) DRI MAP**

## Land Development Review

