

1 Introduced by the Land Use and Zoning Committee:
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4 **ORDINANCE 2024-307**

5 AN ORDINANCE REZONING APPROXIMATELY 2.10± ACRES,
6 LOCATED IN COUNCIL DISTRICT 1 AT 226 JACKSON
7 ROAD, BETWEEN INTERSTATE-295 NORTH AND LEE ROAD
8 (R.E. NO. 162942-0000), AS DESCRIBED HEREIN,
9 OWNED BY 226 JACKSON RD LLC, FROM RESIDENTIAL
10 MEDIUM DENSITY-A (RMD-A) DISTRICT TO PLANNED
11 UNIT DEVELOPMENT (PUD) DISTRICT, AS DEFINED AND
12 CLASSIFIED UNDER THE ZONING CODE, TO PERMIT
13 COMMERCIAL USES, INCLUDING OUTSIDE PARKING AND
14 STORAGE OF VEHICLES, AS DESCRIBED IN THE JACKSON
15 ROAD OFFICE PUD, PURSUANT TO FUTURE LAND USE MAP
16 SERIES (FLUMS) SMALL-SCALE AMENDMENT
17 APPLICATION NUMBER L-5902-24C; PROVIDING A
18 DISCLAIMER THAT THE REZONING GRANTED HEREIN
19 SHALL NOT BE CONSTRUED AS AN EXEMPTION FROM ANY
20 OTHER APPLICABLE LAWS; PROVIDING AN EFFECTIVE
21 DATE.
22

23 **WHEREAS,** the City of Jacksonville adopted a Small-Scale
24 Amendment to the *2045 Comprehensive Plan* for the purpose of revising
25 portions of the Future Land Use Map series (FLUMs) in order to ensure
26 the accuracy and internal consistency of the plan, pursuant to
27 companion application L-5902-24C; and

28 **WHEREAS,** in order to ensure consistency of zoning district
29 with the *2045 Comprehensive Plan* and the adopted companion Small-Scale
30 Amendment L-5902-24C, an application to rezone and reclassify from
31 Residential Medium Density-A (RMD-A) District to Planned Unit

1 Development (PUD) District was filed by Zach Miller, Esq., on behalf
2 of the owner of approximately 2.10± acres of certain real property
3 in Council District 1, as more particularly described in Section 1;
4 and

5 **WHEREAS,** the Planning and Development Department, in order to
6 ensure consistency of this zoning district with the *2045 Comprehensive*
7 *Plan*, has considered the rezoning and has rendered an advisory
8 opinion; and

9 **WHEREAS,** the Planning Commission has considered the
10 application and has rendered an advisory opinion; and

11 **WHEREAS,** the Land Use and Zoning Committee, after due notice
12 and public hearing, has made its recommendation to the Council; and

13 **WHEREAS,** the City Council, after due notice, held a public
14 hearing, and taking into consideration the above recommendations as
15 well as all oral and written comments received during the public
16 hearings, the Council finds that such rezoning is consistent with the
17 *2045 Comprehensive Plan* adopted under the comprehensive planning
18 ordinance for future development of the City of Jacksonville; and

19 **WHEREAS,** the Council finds that the proposed PUD does not affect
20 adversely the orderly development of the City as embodied in the
21 *Zoning Code*; will not affect adversely the health and safety of
22 residents in the area; will not be detrimental to the natural
23 environment or to the use or development of the adjacent properties
24 in the general neighborhood; and the proposed PUD will accomplish the
25 objectives and meet the standards of Section 656.340 (Planned Unit
26 Development) of the *Zoning Code* of the City of Jacksonville; now
27 therefore

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

29 **Section 1. Subject Property Location and Description.** The
30 approximately 2.10± acres are located in Council District 1 at 226
31 Jackson Road, between Interstate-295 North and Lee Road (R.E. No.

1 162942-0000), as more particularly described in **Exhibit 1**, dated
2 November 21, 2023, and graphically depicted in **Exhibit 2**, both of
3 which are attached hereto and incorporated herein by this reference
4 (the "Subject Property").

5 **Section 2. Owner and Applicant Description.** The Subject
6 Property is owned by 226 Jackson Rd LLC. The applicant is Zach
7 Miller, Esq., 3203 Old Barn Court, Ponte Vedra Beach, Florida 32082;
8 (904) 651-8958.

9 **Section 3. Property Rezoned.** The Subject Property,
10 pursuant to adopted companion Small-Scale Amendment Application
11 L-5902-24C, is hereby rezoned and reclassified from Medium Density
12 Residential-A (RMD-A) District to Planned Unit Development (PUD)
13 District. This new PUD district shall generally permit commercial
14 uses, including the outside parking and storage of vehicles, and is
15 described, shown and subject to the following documents, attached
16 hereto:

17 **Exhibit 1** - Legal Description dated November 21, 2023.

18 **Exhibit 2** - Subject Property per P&DD.

19 **Exhibit 3** - Written Description dated November 21, 2023.

20 **Exhibit 4** - Site Plan dated December 26, 2023.

21 **Section 4. Contingency.** This rezoning shall not become
22 effective until thirty-one (31) days after adoption of the companion
23 Small-Scale Amendment; and further provided that if the companion
24 Small-Scale Amendment is challenged by the state land planning agency,
25 this rezoning shall not become effective until the state land planning
26 agency or the Administration Commission issues a final order
27 determining the companion Small-Scale Amendment is in compliance with
28 Chapter 163, *Florida Statutes*.

29 **Section 5. Disclaimer.** The rezoning granted herein
30 shall **not** be construed as an exemption from any other applicable
31 local, state, or federal laws, regulations, requirements, permits or

1 approvals. All other applicable local, state or federal permits or
2 approvals shall be obtained before commencement of the development
3 or use and issuance of this rezoning is based upon acknowledgement,
4 representation and confirmation made by the applicant(s), owner(s),
5 developer(s) and/or any authorized agent(s) or designee(s) that the
6 subject business, development and/or use will be operated in strict
7 compliance with all laws. Issuance of this rezoning does **not** approve,
8 promote or condone any practice or act that is prohibited or
9 restricted by any federal, state or local laws.

10 **Section 6. Effective Date.** The enactment of this Ordinance
11 shall be deemed to constitute a quasi-judicial action of the City
12 Council and shall become effective upon signature by the Council
13 President and the Council Secretary.

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15 Form Approved:

16
17 /s/ Mary E. Staffopoulos

18 Office of General Counsel

19 Legislation Prepared By: Caroline Fulton

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