

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2024-696**

5 AN ORDINANCE CLOSING AND ABANDONING AND/OR
6 DISCLAIMING AN OPENED, THOUGH UNIMPROVED RIGHT
7 OF WAY OF BRADDOCK HOME ROAD, AS ESTABLISHED IN
8 DEED BOOK 1645, PAGE 130 AND DEED BOOK 1654,
9 PAGE 418 OF THE FORMER PUBLIC RECORDS OF DUVAL
10 COUNTY, FLORIDA, LOCATED IN COUNCIL DISTRICT 8,
11 AT THE REQUEST OF EPG JAX LLC; PROVIDING FOR
12 APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN
13 EFFECTIVE DATE.
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15 **BE IT ORDAINED** by the Council of the City of Jacksonville:

16 **Section 1. Closure and Abandonment.** An opened, though
17 unimproved right of way of Braddock Home Road, as established in Deed
18 Book 1645, Page 130 and Deed Book 1654, Page 418 of the former Public
19 Records of Duval County, Florida, located in Council District 8, a
20 depiction and description of which is attached hereto as **Exhibit 1**
21 and incorporated herein by this reference, is hereby closed and
22 abandoned and/or disclaimed at the request of EPG JAX LLC (the
23 "Applicant").

24 The Applicant has paid the closure application fee of \$4,182.00
25 (equal to two (2) application fees because this closure involves two
26 portions of right-of-way) and this sum has been deposited into the
27 City's General Fund. This closure request was reviewed and approved
28 by the various city, state, and utility agencies that might have an
29 interest in the right-of-way and there were no objections to the
30 Applicant's request.

31 **Section 2. Purpose.** The Applicant owns real property

1 adjacent to the closure area (R.E. No. 019250-0000) and has requested
2 this closure to develop a mixed-use Kings Creek PUD.

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, the
8 closure and abandonment of the right-of-way shall not be recorded in
9 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 Form Approved:

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16 /s/ Harry M. Wilson, IV

17 Office of General Counsel

18 Legislation Prepared By: Harry M. Wilson, IV

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