

1 Introduced by the Land Use and Zoning Committee:
2
3

4 **ORDINANCE 2024-973**

5 AN ORDINANCE REZONING APPROXIMATELY 6.08± ACRES
6 LOCATED IN COUNCIL DISTRICT 14 AT 6030 AND 6040
7 FIRESTONE ROAD, BETWEEN WHEAT ROAD AND 118TH
8 STREET (R.E. NO(S). 014560-0000 AND 014560-
9 0100), OWNED BY ALBERT HUGGINS AND ESQUIRE
10 TRUSTEE SERVICES, LLC, AS TRUSTEE OF THE 6040
11 FIRESTONE ROAD LAND TRUST, DATED APRIL 19, 2023,
12 AS DESCRIBED HEREIN, FROM RESIDENTIAL RURAL-ACRE
13 (RR-ACRE) DISTRICT TO RESIDENTIAL MEDIUM
14 DENSITY-A (RMD-A) DISTRICT, AS DEFINED AND
15 CLASSIFIED UNDER THE ZONING CODE, PURSUANT TO
16 FUTURE LAND USE MAP SERIES SMALL-SCALE AMENDMENT
17 APPLICATION NUMBER L-5994-24C; PROVIDING A
18 DISCLAIMER THAT THE REZONING GRANTED HEREIN SHALL
19 NOT BE CONSTRUED AS AN EXEMPTION FROM ANY OTHER
20 APPLICABLE LAWS; PROVIDING AN EFFECTIVE DATE.
21

22 **WHEREAS**, the City of Jacksonville adopted a Small-Scale
23 Amendment to the *2045 Comprehensive Plan* for the purpose of revising
24 portions of the Future Land Use Map series (FLUMs) in order to ensure
25 the accuracy and internal consistency of the plan, pursuant to
26 companion application L-5994-24C; and

27 **WHEREAS**, in order to ensure consistency of zoning district
28 with the *2045 Comprehensive Plan* and the adopted companion Small-Scale
29 Amendment L-5994-24C, an application to rezone and reclassify from
30 Residential Rural-Acre (RR-Acre) District to Residential Medium
31 Density-A (RMD-A) District was filed by Hayden Phillips, Esq., on

1 behalf of the owners of approximately 6.08± acres of certain real
2 property in Council District 14, as more particularly described in
3 Section 1; and

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

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

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

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

21 **Section 1. Subject Property Location and Description.** The
22 approximately 6.08± acres are located in Council District 14 at 6030
23 and 6040 Firestone Road, between Wheat Road and 118th Street (R.E
24 No(s). 014560-0000 and 014560-0100), as more particularly described
25 in **Exhibit 1**, dated October 24, 2024, and graphically depicted in
26 **Exhibit 2**, both of which are attached hereto and incorporated herein
27 by this reference (the "Subject Property").

28 **Section 2. Owner and Applicant Description.** The Subject
29 Property is owned by Albert Huggins and Esquire Trustee Services,
30 LLC, as Trustee of the 6040 Firestone Road Land Trust, dated April
31 19, 2023. The applicant is Hayden Phillips, Esq., 1301 Riverplace

1 Boulevard, Suite 1500, Jacksonville, Florida, 32207; (904) 346-5535.

2 **Section 3. Property Rezoned.** The Subject Property,
3 pursuant to adopted companion Small-Scale Amendment Application
4 L-5994-24C, is hereby rezoned and reclassified from Residential
5 Rural-Acre (RR-Acre) District to Residential Medium Density-A (RMD-
6 A) District.

7 **Section 4. Contingency.** This rezoning shall not become
8 effective until thirty-one (31) days after adoption of the companion
9 Small-Scale Amendment; and further provided that if the companion
10 Small-Scale Amendment is challenged by the state land planning agency,
11 this rezoning shall not become effective until the state land planning
12 agency or the Administration Commission issues a final order
13 determining the companion Small-Scale Amendment is in compliance with
14 Chapter 163, *Florida Statutes*.

15 **Section 5. Disclaimer.** The rezoning granted herein
16 shall not be construed as an exemption from any other applicable
17 local, state, or federal laws, regulations, requirements, permits or
18 approvals. All other applicable local, state or federal permits or
19 approvals shall be obtained before commencement of the development
20 or use and issuance of this rezoning is based upon acknowledgement,
21 representation and confirmation made by the applicant(s), owner(s),
22 developer(s) and/or any authorized agent(s) or designee(s) that the
23 subject business, development and/or use will be operated in strict
24 compliance with all laws. Issuance of this rezoning does not approve,
25 promote or condone any practice or act that is prohibited or
26 restricted by any federal, state or local laws.

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

31

1 Form Approved:

2

3 /s/ Dylan Reingold

4 Office of General Counsel

5 Legislation Prepared By: Erin Abney

6 GC-#1660112-v1-2024-973_(Z-5932).docx