

1 Introduced by the Land Use and Zoning Committee:
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4 **ORDINANCE 2020-306**

5 AN ORDINANCE REZONING APPROXIMATELY 9.81± ACRES,
6 LOCATED IN COUNCIL DISTRICT 11 AT 0 POINT
7 MEADOWS DRIVE, BETWEEN BAYMEADOWS ROAD AND TWIN
8 LAKES MIDDLE AC (R.E. NO. 167746-0104), AS
9 DESCRIBED HEREIN, OWNED BY DER INVESTMENTS, LLC,
10 FROM PLANNED UNIT DEVELOPMENT (PUD) DISTRICT
11 (2006-280-E AND 2011-755-E) TO PLANNED UNIT
12 DEVELOPMENT (PUD) DISTRICT, AS DEFINED AND
13 CLASSIFIED UNDER THE ZONING CODE, TO PERMIT
14 COMMERCIAL, RESIDENTIAL AND OFFICE USES, AS
15 DESCRIBED IN THE POINT MEADOWS PHASE II PUD;
16 PROVIDING A DISCLAIMER THAT THE REZONING GRANTED
17 HEREIN SHALL NOT BE CONSTRUED AS AN EXEMPTION
18 FROM ANY OTHER APPLICABLE LAWS; PROVIDING AN
19 EFFECTIVE DATE.
20

21 **WHEREAS**, DER Investments, LLC, the owner of approximately 9.81±
22 acres, located in Council District 11 at 0 Point Meadows Drive,
23 between Baymeadows Road and Twin Lakes Middle AC (R.E. No. 167746-
24 0104), as more particularly described in **Exhibit 1**, dated March 30,
25 2020, and graphically depicted in **Exhibit 2**, both of which are
26 **attached hereto** (Subject Property), has applied for a rezoning and
27 reclassification of that property from Planned Unit Development (PUD)
28 District (2006-280-E and 2011-755-E) to Planned Unit Development
29 (PUD) District, as described in Section 1 below; and

30 **WHEREAS**, the Planning Commission has considered the application
31 and has rendered an advisory opinion; and

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

3 **WHEREAS**, the Council finds that such rezoning is: (1) consistent
4 with the *2030 Comprehensive Plan*; (2) furthers the goals, objectives
5 and policies of the *2030 Comprehensive Plan*; and (3) is not in
6 conflict with any portion of the City's land use regulations; and

7 **WHEREAS**, the Council finds the proposed rezoning does not
8 adversely affect the orderly development of the City as embodied in
9 the Zoning Code; will not adversely affect the health and safety of
10 residents in the area; will not be detrimental to the natural
11 environment or to the use or development of the adjacent properties
12 in the general neighborhood; and will accomplish the objectives and
13 meet the standards of Section 656.340 (Planned Unit Development) of
14 the Zoning Code; now, therefore

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

16 **Section 1. Property Rezoned.** The Subject Property is
17 hereby rezoned and reclassified from Planned Unit Development (PUD)
18 District (2006-280-E and 2011-755-E) to Planned Unit Development
19 (PUD) District. This new PUD district shall generally permit
20 commercial, residential and office uses, and is described, shown and
21 subject to the following documents, **attached hereto**:

22 **Exhibit 1** - Legal Description dated March 30, 2020.

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

24 **Exhibit 3** - Written Description dated January 31, 2020.

25 **Exhibit 4** - Site Plan dated April 7, 2020.

26 **Section 2. Owner and Description.** The Subject Property
27 is owned by DER Investments, LLC, and is legally described in **Exhibit**
28 **1, attached hereto**. The agent is David E. Touring, 4206 Tradewinds
29 Drive, Jacksonville, Florida 32250; (904) 614-3302.

30 **Section 3. Disclaimer.** The rezoning granted herein
31 shall **not** be construed as an exemption from any other applicable

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

11 **Section 4. Effective Date.** The enactment of this Ordinance
12 shall be deemed to constitute a quasi-judicial action of the City
13 Council and shall become effective upon signature by the Council
14 President and the Council Secretary.

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16 Form Approved:

17
18 /s/ Shannon K. Eller

19 Office of General Counsel

20 Legislation Prepared By: Erin Abney

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