

1 Introduced by the Land Use and Zoning Committee:  
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4 **RESOLUTION 2021-374**

5 A RESOLUTION CONCERNING THE APPEAL FILED BY  
6 RABBI JOSEPH KAHANOV, WIDAD ZACHARIA, HOLLY  
7 (SARAH) HERMAN, GLORIA EINSTEIN, AUTUMN WYNN AND  
8 STEFAN WYNN, OF THE FINAL ORDER ISSUED BY THE  
9 PLANNING COMMISSION APPROVING APPLICATION FOR  
10 ZONING EXCEPTION E-21-16, WITH CONDITIONS  
11 (ALLOWING THE RETAIL SALES AND SERVICE OF ALL  
12 ALCOHOLIC BEVERAGES IN CONJUNCTION WITH THE  
13 SERVICE OF FOOD WITH OUTSIDE SEATING) AND THE  
14 COMPANION FINAL ORDER ISSUED BY THE PLANNING  
15 COMMISSION APPROVING APPLICATION FOR WAIVER OF  
16 MINIMUM DISTANCE REQUIREMENTS FOR LIQUOR LICENSE  
17 LOCATION WLD-21-04 (REDUCING THE REQUIRED  
18 MINIMUM DISTANCE FROM A HOUSE OF WORSHIP OR  
19 SCHOOL FROM 500 FEET TO 110 FEET) GRANTED TO  
20 TIME OUT SPORTS GRILL MANDARIN, LLC, ON PROPERTY  
21 LOCATED AT 10140 SAN JOSE BOULEVARD, PURSUANT TO  
22 SECTION 656.141, *ORDINANCE CODE*; ADOPTING  
23 RECOMMENDED FINDINGS AND CONCLUSIONS OF THE LAND  
24 USE AND ZONING COMMITTEE; PROVIDING AN EFFECTIVE  
25 DATE.

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27 **WHEREAS**, Time Out Sports Grill Mandarin, LLC, applied to the  
28 Planning Commission for a Zoning Exception to permit the retail sales  
29 and service of all alcoholic beverages in conjunction with the service  
30 of food with outside seating (E-21-16), and for a companion Waiver  
31 of Minimum Distance requirements for a liquor license location to

1 reduce the required minimum distance from a house of worship or school  
2 from 500 feet to 110 feet (WLD-21-04), on property located at 10140  
3 San Jose Boulevard, in the Commercial Community/General-1 (CCG-1)  
4 Zoning District; and

5 **WHEREAS**, the Planning Commission approved Application E-21-16  
6 by Final Order dated May 6, 2021; and

7 **WHEREAS**, the Planning Commission approved Application WLD-21-04  
8 by Final Order dated May 6, 2021; and

9 **WHEREAS**, pursuant to Section 656.141, *Ordinance Code*, the above  
10 listed appellants filed a notice of appeal; and

11 **WHEREAS**, such appeal was timely filed, and the appellants have  
12 standing to appeal; now, therefore

13 **BE IT RESOLVED** by the Council of the City of Jacksonville:

14 **Section 1. Adoption of recommended findings and**  
15 **conclusions.** The Council has reviewed the record of proceedings,  
16 **On File** in the City Council Legislative Services Division and the  
17 Planning and Development Department, and has considered the  
18 recommended findings and conclusions of the Land Use and Zoning  
19 Committee. The recommended findings and conclusions of the Land Use  
20 and Zoning Committee are hereby adopted. This Resolution is the  
21 final action of the Council.

22 **Section 2. Effective Date.** The adoption of this  
23 Resolution shall be deemed to constitute a quasi-judicial action of  
24 the City Council and shall become effective upon signature by the  
25 Council President and Council Secretary.

1 Form Approved:

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3       /s/ Shannon K. Eller      

4 Office of General Counsel

5 Legislation Prepared by: Shannon K. Eller

6 GC-#1438701-v1-2021-374\_Original\_Bill