

1 Introduced by Council Member DeFoor:
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4 **RESOLUTION 2021-727**

5 A RESOLUTION PROVIDING NOTICE TO THE FLORIDA
6 FISH AND WILDLIFE CONSERVATION COMMISSION THAT
7 THE JACKSONVILLE CITY COUNCIL INTENDS TO FILE
8 AND TAKE ACTION ON LEGISLATION CREATING
9 ANCHORING LIMITATION AREAS ON CERTAIN AREAS OF
10 THE WATERS OF DUVAL COUNTY; DIRECTING THE
11 LEGISLATIVE SERVICES DIVISION TO FORWARD A COPY
12 OF THIS RESOLUTION TO THE FLORIDA FISH AND
13 WILDLIFE COMMISSION; PROVIDING AN EFFECTIVE
14 DATE.
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16 **WHEREAS**, in 2021, the Florida Legislature provided counties the
17 authority to create anchoring limitation areas that meet certain
18 requirements pursuant to SB 1946, now codified in Sec. 327.4108,
19 F.S.; and

20 **WHEREAS**, the Jacksonville City Council is the elected
21 legislative body of Duval County, Florida; and

22 **WHEREAS**, pursuant to subsection 327.4108(2)(c), Florida Statutes
23 (2021), the City of Jacksonville, Florida (the "City"), is providing
24 notice to the Florida Fish and Wildlife Conservation Commission
25 ("FWC") that it intends to establish certain Anchoring Limitation
26 Areas within the City (the "Areas"); and

27 **WHEREAS**, the aggregate total size of the Areas will be less than
28 ten percent (10%) of the county's delineated navigable-in-fact
29 waterways; and

30 **WHEREAS**, the Areas are located is within Duval County; now
31 therefore

1 **BE IT RESOLVED** by the Council:

2 **Section 1. Authority.** This Resolution is adopted pursuant
3 to the Constitution of the State of Florida, the Jacksonville
4 Ordinance Code, and other applicable provisions of law.

5 **Section 2. Findings.** The Council hereby finds, determines,
6 and declares that:

7 A. A proposed ordinance creating Anchoring Limitation Areas
8 (the "Areas"), attached hereto as **Exhibit 1**, will be filed for action
9 by the City as soon as practicable after the Effective Date of this
10 Resolution;

11 B. The Areas as drawn and described in **Exhibit 1** will have a
12 substantial public benefit.

13 **Section 3. Directing Legislative Services Division to**
14 **forward a copy of this Resolution and Exhibit 1 to the Florida Fish**
15 **and Wildlife Commission.** Upon adoption of this Resolution, the
16 Legislative Services Division is hereby directed to forward a
17 complete, official copy this Resolution and **Exhibit 1** to the Florida
18 Fish and Wildlife Commission in accordance with Section 327.4108,
19 Florida Statutes to provide notice of intent to file the Ordinance
20 creating the Anchoring Limitation Areas.

21 **Section 4. Effective Date.** This Resolution shall become
22 effective upon signature by the Mayor or upon becoming effective
23 without the Mayor's signature.

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25 Form Approved:

26
27 /s/ Paige H. Johnston

28 Office of General Counsel

29 Legislation Prepared By: Susan C. Grandin

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