

1 Introduced by Council Member DeFoor and Co-Sponsored by Council Member
2 Pittman:

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5 **RESOLUTION 2021-727-A**

6 A RESOLUTION PROVIDING NOTICE TO THE FLORIDA
7 FISH AND WILDLIFE CONSERVATION COMMISSION THAT
8 THE JACKSONVILLE CITY COUNCIL INTENDS TO FILE
9 AND TAKE ACTION ON LEGISLATION CREATING
10 ANCHORING LIMITATION AREAS ON CERTAIN AREAS OF
11 THE WATERS OF DUVAL COUNTY; DIRECTING THE
12 LEGISLATIVE SERVICES DIVISION TO FORWARD A COPY
13 OF THIS RESOLUTION TO THE FLORIDA FISH AND
14 WILDLIFE CONSERVATION COMMISSION; PROVIDING AN
15 EFFECTIVE DATE.

16
17 **WHEREAS**, in 2021, the Florida Legislature provided counties the
18 authority to create anchoring limitation areas that meet certain
19 requirements pursuant to SB 1946, now codified in Sec. 327.4108,
20 F.S.; and

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

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

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

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

1 therefore

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

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

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

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

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

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

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

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26 Form Approved:

27
28 /s/ Paige H. Johnston

29 Office of General Counsel

30 Legislation Prepared By: Susan C. Grandin

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