Introduced by the Land Use and Zoning Committee:

**ORDINANCE 2020-279**

AN ORDINANCE TRANSMITTING TO THE STATE OF FLORIDA’S VARIOUS AGENCIES FOR REVIEW, A PROPOSED LARGE SCALE REVISION TO THE FUTURE LAND USE MAP SERIES OF THE 2030 Comprehensive Plan TO CHANGE THE FUTURE LAND USE DESIGNATION FROM Agriculture-II (AGR-II), Agriculture-III (AGR-III), Agriculture-IV (AGR-IV), Rural Residential (RR) and Light Industrial (LI) TO AGRICULTURE-IV (AGR-IV), RURAL RESIDENTIAL (RR), COMMUNITY/GENERAL COMMERCIAL (CGC) AND CONSERVATION (CSV) ON APPROXIMATELY 2167.51± ACRES LOCATED IN COUNCIL DISTRICT 12, GENERALLY LOCATED NORTH AND SOUTH OF NORMANDY BOULEVARD, AND OFF OF MCCLELLAND ROAD, AND OFF OF SOLOMON ROAD, AS MORE PARTICULARLY DESCRIBED HEREIN, PURSUANT TO APPLICATION NUMBER L-5441-20A; ADOPTING A SIGN POSTING PLAN PURSUANT TO SECTION 650.407(c)(3), *Ordinance Code*; pROVIDING A DISCLAIMER THAT THE TRANSMITTAL granted herein shall notbe construed as an exemption from any other applicable laws; PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, pursuant to the provisions of Section 650.402(b), *Ordinance Code*, Application Number L-5441-20A requesting a revision to the Future Land Use Map series of the *2030 Comprehensive Plan* to change the future land use designation from Agriculture-II (AGR-II), Agriculture-III (AGR-III), Agriculture-IV (AGR-IV), Rural Residential (RR) and Light Industrial (LI) to Agriculture-IV (AGR-IV), Rural Residential (RR), Community/General Commercial (CGC) and Conservation (CSV) has been filed by Steve Diebenow, Esq., on behalf of the owners of certain real property located in Council District 12, as more particularly described in Section 2; and

**WHEREAS**, the Planning and Development Department reviewed the proposed revision and application, held a public information workshop on this proposed amendment to the *2030 Comprehensive Plan*, with due public notice having been provided, and having reviewed and considered all comments received during the public workshop, has prepared a written report and rendered an advisory recommendation to the Council with respect to this proposed amendment; and

**WHEREAS**, the Planning Commission, acting as the Local Planning Agency (LPA), held a public hearing on this proposed amendment, with due public notice having been provided, reviewed and considered all comments received during the public hearing and made its recommendation to the City Council; and

**WHEREAS**, the Land Use and Zoning (LUZ) Committee held a public hearing on this proposed amendment pursuant to Chapter 650, Part 4, *Ordinance Code,* and having considered all written and oral comments received during the public hearing, has made its recommendation to the Council; and

**WHEREAS**, the City Council held a public hearing on this proposed amendment with public notice having been provided, pursuant to Section 163.3184(3), *Florida Statutes*, and Chapter 650, Part 4, *Ordinance Code*, and having considered all written and oral comments received during the public hearing, the recommendations of the Planning and Development Department, the LPA, and the LUZ Committee, desires to transmit this proposed amendment through the State’s Expedited State Review Process for amendment review to the Florida Department of Economic Opportunity, as the State Land Planning Agency, the Northeast Florida Regional Council, the Florida Department of Transportation, the St. Johns River Water Management District, the Florida Department of Environmental Protection, the Florida Fish and Wildlife Conservation Commission, the Department of State’s Bureau of Historic Preservation, the Florida Department of Education, and the Department of Agriculture and Consumer Services; now, therefore

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

**Section 1. Purpose and Intent.** The Council hereby approves for transmittal to the various State agencies for review a proposed large scale revision to the Future Land Use Map series of the *2030 Comprehensive Plan* by changing the future land use designation from Agriculture-II (AGR-II), Agriculture-III (AGR-III), Agriculture-IV (AGR-IV), Rural Residential (RR) and Light Industrial (LI) to Agriculture-IV (AGR-IV), Rural Residential (RR), Community/General Commercial (CGC) and Conservation (CSV), pursuant to Application Number L-5441-20A.

**Section 2. Subject Property Location and Description.** The approximately 2167.51± acres are in Council District 12, and generally located north and south of Normandy Boulevard, and off of McClelland Road, and off of Solomon Road, as more particularly described in **Exhibit 1**, dated March 31, 2020, and graphically depicted in **Exhibit 2**, both of which are **attached hereto** and incorporated herein by this reference (Subject Property).

**Section 3. Owner and Applicant Description.** The Subject Property is owned by various owners, as described in the application on file in the Planning and Development Department. The applicant is Steve Diebenow, Esq., One Independent Drive, Suite 1200, Jacksonville, Florida 32202; (904) 301-1269.

**Section 4. Adopting Sign Posting Plan Pursuant to Section 650.407(c)(3), *Ordinance Code*.**  Pursuant to Section 650.407(c)(3), *Ordinance Code*, the City Council hereby adopts the Sign Posting Plan dated April 1, 2020, and **attached hereto** as **Exhibit 3,** and finds that the mailed letters and notices, and the Sign Posting Plan, have provided notice to all affected property owners in compliance with all state and local laws and regulations.

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

**Section 6. Effective Date.** This Ordinance shall become effective upon signature by the Mayor or upon becoming effective without the Mayor's signature.

Form Approved:

 /s/ Shannon K. Eller\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Office of General Counsel

Legislation Prepared by: Kristen Reed

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