Introduced by the Council President at the request of the Mayor:

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ORDINANCE 2025-

CLOSING AND ABANDONING AND/OR ORDINANCE DISCLAIMING AN OPENED AND IMPROVED PORTION OF MANCHESTER ROAD RIGHT-OF-WAY AS RECORDED IN PLAT BOOK 20, PAGE 7, URBAN HILLS, OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA, LOCATED COUNCIL DISTRICT 9, ATTHE REQUEST OF AVONDALE CORPORATION OF JACKSONVILLE, LLC, AND HAMILTON STREET TRADING, LLC, SUBJECT RESERVATION TO CITY AND JEA OF A NON-EXCLUSIVE ALL-UTILITIES, FACILITIES, AND ACCESS EASEMENT ON, OVER, UNDER, THROUGH, AND ACROSS THE CLOSURE AREA; PROVIDING FOR APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN EFFECTIVE DATE.

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

Section 1. Closure and Abandonment. An opened and improved portion of Manchester Road Right-of-Way as recorded in Plat Book 20, Page 7, Urban Hills, of the current public records of Duval County, Florida, located in Council District 9, a depiction and description of which is attached hereto as Exhibit 1 and incorporated herein by this reference, is hereby closed and abandoned and/or disclaimed at the request of Avondale Corporation of Jacksonville, LLC and Hamilton Street Trading, LLC (collectively, the "Applicant"), subject unto reservation unto City and JEA of a non-exclusive all-utilities, facilities, and access easement on, over, under, through, and across the closure area.

The Applicant has paid the closure application fee of \$2,091.00

and this sum has been deposited into the City's General Fund. This closure request was reviewed and approved by the various city, state, and utility agencies that might have an interest in the right-of-way and there were no objections to the Applicant's request.

Section 2. Purpose. The closure area bisects parcels owned by Avondale Corporation of Jacksonville, LLC (R.E.#: 094418-0000) and Hamilton Street Trading, LLC (R.E #: 094253-0400) and the parties seek to fence in the closure area as part of their respective commercial properties.

section 3. Hold Harmless Covenant. The closure and abandonment by the City of its interests in the right-of-way is subject to Applicant's execution and delivery to the City of a Hold Harmless Covenant, in substantially the same form attached hereto as Exhibit 2 and incorporated herein by this reference. Accordingly, the closure and abandonment of the right-of-way shall not be recorded in the public records until execution and delivery to the City by the Applicant of the required Hold Harmless Covenant.

Section 4. Effective Date. This Ordinance shall become effective upon signature by the Mayor or upon becoming effective without the Mayor's signature.

Form Approved:

25 Office of General Counsel

Legislation Prepared By: Harry M. Wilson, IV

27 GC-#1698565-v1-Manchester_Road_ROW_Closure.docx

094418 0000 Manchester Rd Blackburn 8t RE 094418-0000 Location Map

Manchester Road Closure

Exhibit 1
Page 1 of 3



Manchester Road Closure RE 094418-0000 Aerial Map

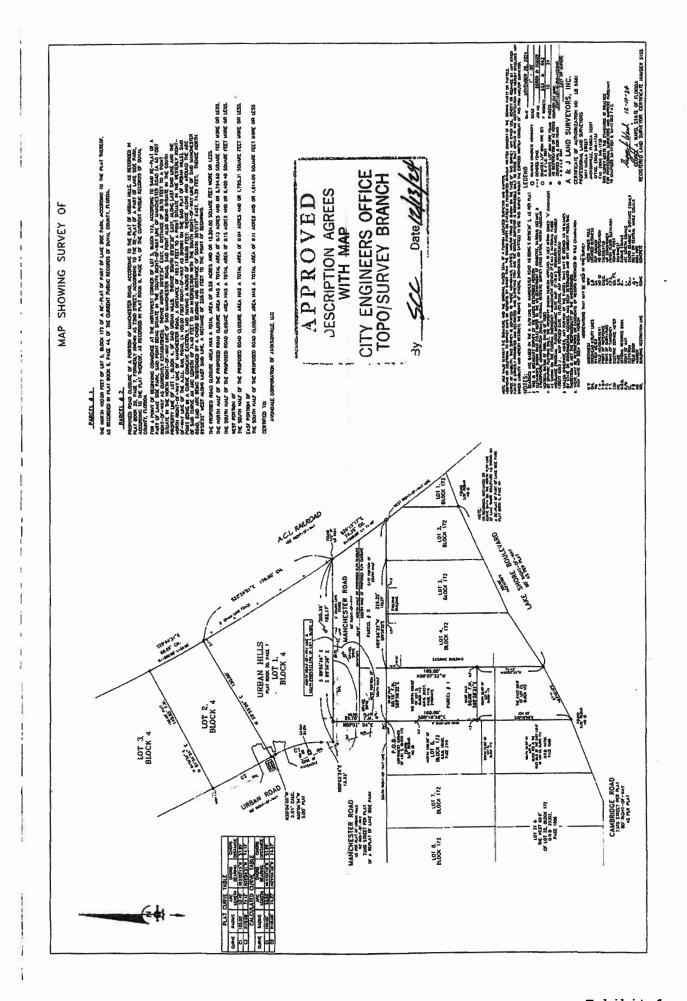
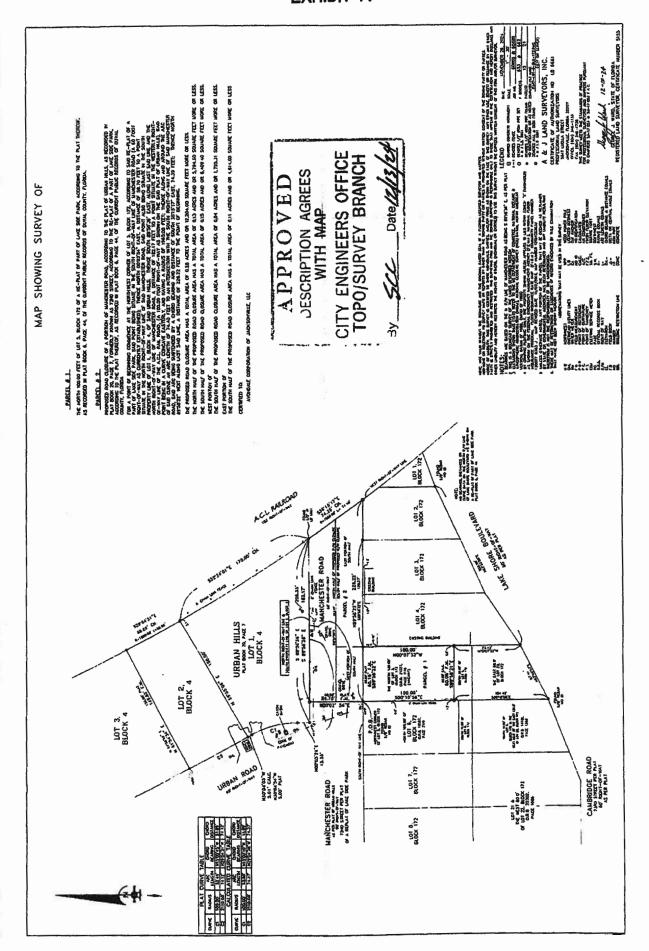


EXHIBIT 2

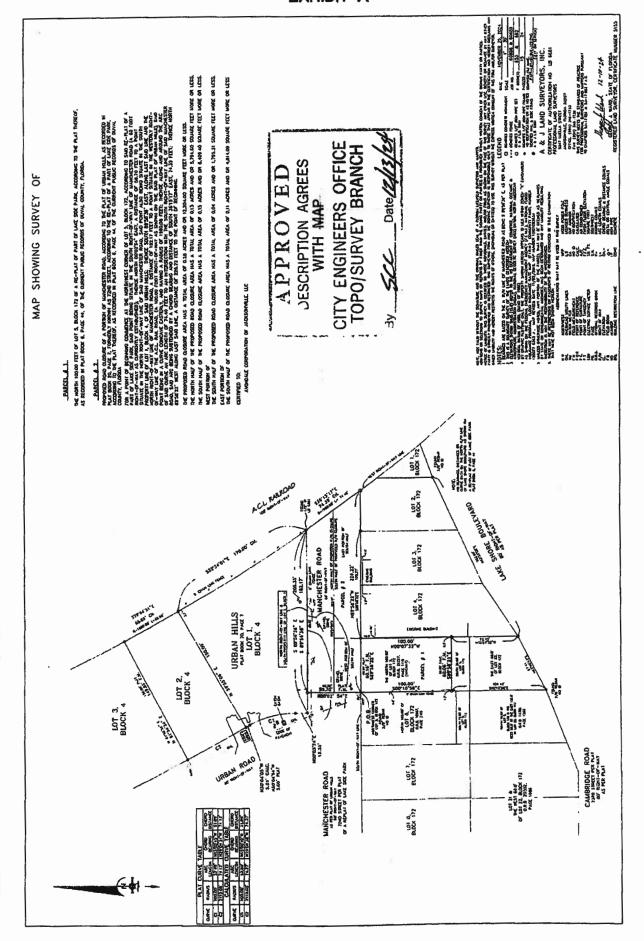
HOLD HARMLESS COVENANT

This Hold Harmless Covenant is hereby granted		
of Jacksonville, LLC, whose address is 2351 Up OF JACKSONVILLE, a consolidated political sof Florida, whose mailing address is 117 West Du	ubdivision and municipal corp	poration existing under the laws of the State
IN CONSIDERATION for the closure and/or a ORDINANCE 2025, a copy of which is near RE# 094418-0000 in Council District 9 ar Records of Duval County, Florida at Plat Book 2	attached hereto and incorporated established in the Plat of l	ated by reference (the "Ordinance"), located
Grantor, its successors and assigns, holds harm members, officials, officers, employees, and agreepense of whatever kind or nature (including, be injury (whether mental or corporeal) to persons, it use of the abandoned right-of-way or easement incorporated herein by reference (the "Property" flooding or erosion. This Hold Harmless Covena property owner(s) who acquire the Property as a re-	ents against any claim, action ut not by way of limitation, a neluding death, or damage to areas, more particularly description; including, but not limited that shall run with the real property.	n, loss, damage, injury, liability, cost and attorney fees and court costs) arising out of property, arising out of or incidental to the ribed in Exhibit "A", attached hereto and to such injuries or damages resulting from erty described in Exhibit "A". The adjacent
Furthermore, the Property shall remain totally un the City or JEA of their reserved easement rights, i In the event that such easement rights are reserved fences, hedges, and landscaping is permissible but Grantor, its successors and assigns, for any repair and assigns, shall indemnify, defend, and hold Citydgment, cost, or expense for injury to persons destruction), in any manner resulting from or arising or removal of any improvements placed within the JEA's exercise of their rights in the reserved ease	f any, under the provisions of the distribution of the constitution of the constitution of the impact of the including death) or damage on the installation, replant the easement area by Grantor,	the reserved easement and/or the Ordinance. truction of driveways and the installation of ge by the City or JEA at the expense of the provements; and (b) Grantor, its successors my and all loss, damage, action, claim, suit, a to property and improvements (including acement, maintenance or failure to maintain,
Signed and Sealed in Our Presence:	GRANTOR:	
(Sign)	Ву:	
(Sign)	Name:	
(Print)	Title:	
(Sign)		
(Print)		
STATE OF FLORIDA COUNTY OF DUVAL		
The foregoing instrument was acknowledged before m 2025, by		
{NOTARY SEAL}		
(1.0 1.1.1.1 0.2.1.2)	[Signature of Notary Pub [Name of Notary Typed,	
Personally Known OR Produced Identification		



HOLD HARMLESS COVENANT

LLC., whose address is 1912 Hamilton Street, #	this day of, 2025, by Hamilton Street Trading 203, Jacksonville, Florida 32210 ("Grantor") in favor of the CITY OF vision and municipal corporation existing under the laws of the State of Street, Jacksonville, Florida 32202 ("City").
ORDINANCE 2025, a copy of which is	bandonment of City right-of-way or easement areas pursuant to CITY attached hereto and incorporated by reference (the "Ordinance"), located destablished in the Plat of Urban Hills as recorded in Official Public Page 7.
members, officials, officers, employees, and age expense of whatever kind or nature (including, but injury (whether mental or corporeal) to persons, it use of the abandoned right-of-way or easement a incorporated herein by reference (the "Property") flooding or erosion. This Hold Harmless Covena	less, indemnifies, and will defend CITY OF JACKSONVILLE, its ints against any claim, action, loss, damage, injury, liability, cost and it not by way of limitation, attorney fees and court costs) arising out of including death, or damage to property, arising out of or incidental to the areas, more particularly described in Exhibit "A", attached hereto and it; including, but not limited to such injuries or damages resulting from the shall run with the real property described in Exhibit "A". The adjacent sult of the abandonment shall be responsible for maintaining the Property.
the City or JEA of their reserved easement rights, if In the event that such easement rights are reserved fences, hedges, and landscaping is permissible but Grantor, its successors and assigns, for any repairs and assigns, shall indemnify, defend, and hold Cit judgment, cost, or expense for injury to persons destruction), in any manner resulting from or arisin	bbstructed by any permanent improvements that may impede the use by fany, under the provisions of the reserved easement and/or the Ordinance. by City or JEA: (a) the construction of driveways and the installation of a subject to removal or damage by the City or JEA at the expense of the set to or replacement of the improvements; and (b) Grantor, its successors by and JEA harmless from, any and all loss, damage, action, claim, suit, (including death) or damage to property and improvements (including gout of the installation, replacement, maintenance or failure to maintain, he easement area by Grantor, its successors or assigns, and the City's or ment.
Signed and Sealed in Our Presence:	GRANTOR:
(Sign)	Ву:
	Name:
(Print)	Title:
(Sign)	
(Print)	
STATE OF FLORIDA COUNTY OF DUVAL	
	e by means of □ physical presence or □ online notarization, this day of
{NOTARY SEAL}	[Signature of Notary Public-State of Florida] [Name of Notary Typed, Printed, or Stamped]
Personally Known OR Produced Identification Type of Identification Produced	



LEGISLATIVE FACT SHEET

DATE:	03/31/2	5	BT or RC No:	
			(Administration & City Co	uncil Bills)
SPONSOR:	Public Wo	rks/Real Es	tate in Councilmember Tyrona Clar	
			(Department/Division/Agency/Council M	lember)
Contact for a	all inquiries and pre	sentations:	Renee H	unter
Provide Nam	ne:		Renee Hunter, Chief, Real Estate Div	ision
(Contact Number: 9	04-255-8234	1	
ŧ	Email Address: <u>re</u>	neeh@coj.n	<u>et</u>	
PURPOSE: White complete this form	Paper (Explain Why this of for Council introduced le	legislation is nec gislation and the	essary? Provide; Who, What, When, Where, Ho Administration is responsible for all other legislat	w and the Impact.) Council Research will ion.
	350 words - Maximu			
approve the clo	sure and abandonmen 7, Urban Hills, of the C	t of an opened	al Estate Division to request the legislation and improved portion of Manchester Road lecords of Duval County, Florida. See map	right of way, as recorded in Plat
as part of their r	Avondale Corporation respective commercial has objected to this cle	properties. Th	e, LLC. and Hamilton Street Trading, LLC., e applicants have paid the \$2,091.00 closu	seek to fence in the closure areas are application fee. No City, State,
An all-utilities, fa	acilities, and access ea	sement will be	reserved over the closure area in favor of	the City of Jacksonville and JEA.
	TION: Total Amo		ated: d Subobject Numbers for each cate	as follows: egory listed below:
(Name of Fund	as it will appear in title	of legislation)		
Name of Feder	al Funding Source(s):	From:		Amount:
Traine of Feder	ar r driding Cource(s).	То:		Amount:
Name of State Funding Source(s):		From:		Amount:
		То:		Amount:
Name of City of Jacksonville Funding S		From:		Amount:
warrie of City of Jacksonville Funding	odoksonvine i driding (То:		Amount:
Name of In-Kind Contribution(s):		_		
		From:		Amount:
		To:		Amount:
Name & Number of Bond Account(From:		Amount:
Traine a rumber of bond Accour	` '	То:		Amount:

PLAIN LANGUAGE OF APPROPRIATION / FINANCIAL IMPACT / OTHER:

Explain: Where are the funds coming from, going to, how will the funds be used? Does the funding require a match? Is the funding for a specific time frame? Will there be an ongoing maintenance? ... and staffing obligation? Per Chapters 122 & 106 regarding funding of anticipated post-construction operation costs. (Minimum of 350 words - Maximum of 1 page.) The applicant has paid the \$2,091.00 closure application fee which has been deposited in the General Fund 00111.152001.349070.000000.00000000.00000. ACTION ITEMS: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each. **ACTION ITEMS:** No Justification of Emergency: If yes, explanation must include detailed nature of Emergency? Х emergency. Federal or State Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision. Mandate? Fiscal Year Carryover? Note: If yes, note must include explanation of all-year subfund carryover language. Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year **CIP Amendment?** amendment. Attachment & Explanation: If yes, attach the Contract / Agreement and name of Contract / Agreement Department (and contact name) that will provide oversight. Indicate if negotiations Approval? are on-going and with whom. Has OGC reviewed / drafted? OGC has approved the hold harmless covenant template.

Attachment: If yes, attach appropriate RC/BT form(s).

explanation (including impacts) within white paper.

(including impacts) within white paper.

necessary within white paper.

Code Reference: If yes, identify code section(s) in box below and provide detailed

Code Reference: If yes, identify code in box below and provide detailed explanation

Code Reference: If yes, identify related code section(s) and ordinance reference

number in the box below and provide detailed explanation and any changes

OGC Rev. 10/11/2023 (LH)

Related RC/BT?

Waiver of Code?

Code Exception?

Related Enacted

Ordinances?

ACTION ITEMS CONTINUED: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS: Continuation of Grant?	Yes	No X	Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund?
Surplus Property Certification?		х	Attachment: If yes, attach appropriate form(s).
Reporting Requirements?		х	Explanation: List agencies (including City Council / Auditor) to receive reports and frequency of reports, including when reports are due. Provide Department (include contact name and telephone number) responsible for generating reports.
			

BUSINESS IMPACT ESTIMATE

Pursuant to Section 166.041(4), F.S., the City is required to prepare a Business Impact Estimate for ordinances that are <u>NOT</u> exempt from this requirement. A list of ordinance exemptions are provided below. Please check all exemption boxes that apply to this ordinance. If an exemption is applicable, a Business Impact Estimate <u>IS NOT</u> required.

X	The proposed ordinance is required for compliance with Federal or State law or regulation (Florida Statute 336.09);
	The proposed ordinance relates to the issuance or refinancing of debt; The proposed ordinance relates to the adoption of budgets or budget
П	amendments, including revenue sources necessary to fund the budget; The proposed ordinance is required to implement a contract or an
	agreement, including, but not limited to, any Federal, State, local, or
	private grant or other financial assistance accepted by the municipal government;
	The proposed ordinance is an emergency ordinance;
H	The ordinance relates to procurement; or
Ħ	The proposed ordinance is enacted to implement the following:
	 a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning development orders, development agreements and development permits;
	b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
	c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or

If none of the boxes above are checked, then a Business Impact Estimate IS REQUIRED to be prepared by the using agency/office/department and submitted in the MBRC filing packet along with the memorandum request, legislative fact sheet, etc. A Business Impact Estimate form can be found at: https://www.coj.net/departments/finance/budget/mayor-s-budget-review-committee

d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention

Code.

Divis	sion Chief:	Rewet for	ife_		Date: 3/31/2017	
Pre	epared By:	Sandy	ature)		Date: 3/31/2027	
			·	TRANSMITTAL		
To:	MBRC, c/o	the Budget Office,	St. James S	Suite 325		
Thru:	Nina Sickler, P.E., Director Public Works					
	(Name, Job T	itle, Department)	-			
	Phone:	255-8748	E-mail:	NSickler@coj.net	, and the same of	
From:	Renee Hunter, Chief, Real Estate					
Initiating Department Representative (Name, Job Title, Department)						
	Phone:	255-8234	E-mail:	ReneeH@coj.net		
Primary Renee Hunter, Chief, Real Estate						
Contact	(Name, Job Title, Department)					
	Phone:	255-8234	E-mail:	ReneeH@coj.net		
CC:	Brittany Nor	ris, Director of Intergov	vernmental At	ffairs, Office of the Mayor		
	Phone:	255-5000	E-mail:	BNorris@coj.net		

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To:	John Sawyer, Office of General Counsel, St. James Suite 480			
	Phone:	904-255-5074	E-mail: <u>JSawyer@coj.net</u>	
From:				
	Initiating Co	uncil Member / Indepe	ndent Agency / Constitutional Officer	
	Phone:		E-mail:	
Primary				
Contact	(Name, Job	Title, Department)		
	Phone: _		E-mail:	
CC: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor			governmental Affairs, Office of the Mayor	
	Phone:	255-5000	E-mail: <u>BNorris@coj.net</u>	
Legislation the legislat		endent Agencies r	requires a resolution from the Independent Agency Board appro	oving
_	nt Agency A	ction Item: Y	es No	
•	• •	on / Resolution?	Attachment: If yes, attach appropriate documentation. If no, is board action scheduled?	when

FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED

Business Impact Estimate

This form must be posted on the City of Jacksonville's website by the time notice of the proposed ordinance is published.

ORDINANCE NUMBER TO BE ASSIGNED (2025) title of ordinance AN ORDINANCE CLOSING AND ABANDONING AND/OR DISCLAIMING AN OPENED AND IMPROVED PORTION OF MANCHESTER ROAD RIGHT-OF-WAY, ESTABLISHED IN PLAT BOOK 20, PAGE 7 OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA, IN COUNCIL DISTRICT 9, AT THE REQUEST OF AVONDALE CORPORATION OF JACKSONVILLE, LLC. AND HAMILTON STREET TRADING, LLC.; PROVIDING FOR APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN EFFECTIVE DATE.
Summary of the proposed ordinance: AN ORDINANCE CLOSING AND ABANDONING AND/OR DISCLAIMING AN OPENED AND IMPROVED PORTION OF MANCHESTER ROAD RIGHT-OF-WAY, ESTABLISHED IN PLAT BOOK 20, PAGE 7 OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA, IN COUNCIL DISTRICT 9, AT THE REQUEST OF AVONDALE CORPORATION OF JACKSONVILLE, LLC. AND HAMILTON STREET TRADING, LLC.; PROVIDING FOR APPROVAL SUBJECT TO CONDITIONS; PROVIDING AN EFFECTIVE DATE.
An estimate of the direct economic impact of the proposed ordinance: \$2,091 CLOSURE APPLICATION FEE HAS BEEN DEPOSITED INTO THE GENERAL FUND. THIS LEGISLATION WILL NOT REQUIRE BUSINESSES TO INCUR ANY DIRECT COMPLIANCE COSTS NOR WILL ANY NEW CHARGES OR FEES BE ASSESSED BY THIS LEGISLATION FOR WHICH BUSINESSES WILL BE FINANCIALLY RESPONSIBLE.
Good faith estimate of the number of businesses likely to be impacted by the proposed ordinance: NONE OTHER THAN APPLICANT.
Additional information the governing body deems useful (if any): N/A

OGC Rev. 10/11/2023 (LH)