

## **RESOLUTION NO. R-24-2021**

**A RESOLUTION OF THE CITY COUNCIL THE CITY OF GREEN COVE SPRINGS, FLORIDA, ENDORSING AND CONCEPTUALLY APPROVING THE PROPOSAL OF THE CITY OF GREEN COVE SPRINGS, FLORIDA, PURSUANT TO RULE 62-818.016, FLORIDA ADMINISTRATIVE CODE, FOR A LAND EXCHANGE OF ±5.18 ACRES OF PROPERTY WITHIN THE PROPOSED ED GUSTAFSON REGIONAL PARK FOR ±8.01 ACRES OF PROPERTY WITHIN THE AYRSHIRE DEVELOPMENT AS SHOWN IN EXHIBIT “A”; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council (the "Council") of the City of Green Cove Springs, Florida (the "City") received Florida Community Trust (“FCT”) grants between 2002 and 2009 for the acquisition of land for preservation and active/passive recreation in a project known as the Ed Gustafson Regional Park (the “Park”); and

**WHEREAS**, the proposed Park does not presently have a high level of accessibility from existing roadways; and

**WHEREAS**, the City received requests from D. R. Horton, Inc. - Jacksonville (“Horton”) for an annexation, future land use amendment, and zoning request to permit a residential development (“Ayrshire”) south of the Park, on a portion of parcel number 016515-000-00; and

**WHEREAS**, Horton has proposed a four-lane roadway that will connect from their development site to US Highway 17 (“US 17”) which would also provide additional access from a major roadway to the proposed Park; and

**WHEREAS**, in exchange for the ±5.18 acres, Horton is donating ±8.01 acres to the Park, will construct the roadway, and will stub utilities to the proposed Park; and

**WHEREAS**, Part 2(a) of Rule 62-818.016, F.A.C. requires “a written statement from the Recipient’s governing council that it has reviewed the proposal and that the governing body conceptually approves the proposed land exchange by an affirmative vote of at least  $\frac{3}{4}$  of its members or the local requirements, whichever is higher”.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREEN COVE SPRINGS AS FOLLOWS:**

**SECTION 1. RECITALS.** The above recitals are true and correct and are hereby incorporated herein by reference.

**SECTION 2. PURPOSE.** The City Council, as the governing council of the City of Green Cove Springs, Florida, declares it has reviewed the proposal to swap ±5.18 acres of land acquired through an FCT grant for ±8.01 acres of parcel 016515-000-00, the

Ayrshire Development, and the City Council conceptually approves the proposed land exchange.

**SECTION 3. DEFINITIONS AND INTERPRETATIONS.** Unless otherwise defined herein, all capitalized terms in this resolution shall have the meanings set forth in Chapter 70 of the Code.

**SECTION 4. COMPLIANCE.** It is the intent of the City that the purpose of this Resolution is to meet the requirements of Rule 62-818.016, F.A.C., and to be a declaration of official intent and conceptual approval of the land swap under such Rule.

**SECTION 5. EFFECTIVE DATE.** This Resolution shall take effect immediately upon its adoption.

**DONE AND RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREEN COVE SPRINGS, FLORIDA, IN REGULAR SESSION THIS 7TH DAY OF SEPTEMBER, 2021.**

**CITY OF GREEN COVE SPRINGS, FLORIDA**

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Edward R. Gaw, Mayor

**ATTEST:**

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Erin West, City Clerk

**APPROVED AS TO FORM ONLY:**

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L. J. Arnold, III, City Attorney