

ORDINANCE NO. 2022-01

AN ORDINANCE RELATING TO PUBLIC RIGHT-OF-WAY; MAKING FINDINGS; VACATING PUBLIC RIGHT-OF-WAY WITHIN PROPOSED GREENBRIER PUD WITHIN TOWN OF HILLIARD, FLORIDA; AUTHORIZING RECORDING OF A CERTIFIED COPY OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council passed Ordinance No. 2021-09 for the rezoning of real property from A-1 classification to PUD in order to facilitate and authorize the Greenbrier Planned Unit Development;

WHEREAS, in order for the Greenbrier Planned Unit Development to proceed, a platted, unopened right-of-way therein must be vacated;

WHEREAS, the Town Council finds that it will further the public health, safety, and welfare of the citizens of the Town of Hilliard for said public right-of-way to be vacated, abandoned, discontinued and closed; and

WHEREAS, the Town Council finds that the citizens of the Town of Hilliard have not used the right-of-way and currently do not use the right-of-way.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HILLIARD, FLORIDA:

SECTION 1. The foregoing findings are true and correct and are hereby adopted and made a part hereof.

SECTION 2. The Town Council hereby discontinues, abandons, closes, vacates, and cancels that certain existing public right-of-way as more specifically and graphically described in Exhibit A, attached hereto and incorporated herein by reference.


SECTION 3. The Town Clerk is authorized and directed to forward a certified copy of this Ordinance to the Clerk of the Court for recordation.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction such portion shall not affect the validity of the remaining portion of this Ordinance.


SECTION 6. This ordinance shall become effective upon its passage.

ADOPTED this 17th day of February, 2022, by the Hilliard
Town Council.




John P. Beasley
Council President

ATTEST:



Lisa Purvis
Town Clerk

APPROVED:



Floyd L. Vanzant
Mayor

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| Town Council First Reading: | January 20, 2022 |
| Town Council Publication: | January 26, 2022 |
| Town Council Public Hearing: | February 17, 2022 |
| Town Council Final Reading: | February 17, 2022 |

Variable width right-of-way being within Sections 15 & 22, Township 3 North, Range 24 E adjoining Lots 20, 24, 25, and 41 being within and as shown upon the Plat of Joseph R. Dunns Fruit and Truck Farms, according to the Plat thereof, as recorded in Deed Book B-10, Page 48, of the Public Records of Nassau County, Florida.

