

ORDINANCE NO. 08-2024

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING THE OFFICIAL ZONING MAP TO REZONE TWO (2) PARCELS TOTALING ±43.55 ACRES OF LAND LOCATED SOUTH OF FERNANDA DRIVE AND EAST OF PINE RIDGE HIGH SCHOOL CURRENTLY ZONED CITY OF DELTONA AGRICULTURE CLASSIFICATION (A) TO SINGLE-FAMILY CLASSIFICATION (R1); PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Deltona, Florida, has received an application to amend the Official Zoning Map to rezone ±43.55 acres of land from City of Deltona zoning classification of Agriculture (A) to Single-Family Residential (R1); and,

WHEREAS, the City of Deltona, Florida, and its Land Planning Agency have complied with the requirements of the Municipal Home Rule Powers Act, sections 166.011 et. seq., Florida Statutes, in considering the proposed R1 rezoning; and

WHEREAS, after said public hearing, the City Commission of the City of Deltona, Florida, has determined that the R1 zoning is consistent with the Comprehensive Plan of the City of Deltona, Florida.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, as follows:

Section 1: Located in the City of Deltona, Florida, this Ordinance includes Exhibit "A", Legal Description and Exhibit "B", Preliminary Plan. The tax identification numbers included for this zoning amendment are 8231-00-00-0032 and 8231-00-00-0020.

Section 2: This Ordinance is adopted in conformity with and pursuant to the Comprehensive Plan of the City of Deltona, the Local Government Planning and Development Act, Sections 163.161 et. Seq., Florida Statutes, and the Municipal

Home Rule Power Act, Sections 166.011 et. seq., Florida Statutes and subject to the following condition:

1. The developer shall perform a field review and a signal warrant analysis after the Phase 3 dwelling units are fully occupied. The analysis shall include crash data at the intersection of Howland Boulevard and Fernanda Drive to identify trends and patterns, and calculate crash rates, frequency, and severity while considering factors such as time of day, weather conditions, and roadway characteristics.

Section 3. Conflicts. Any and all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 4. Severability. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect any other provision or application of this Ordinance which can be given effect without the invalid provision or application.

Section 5. Effective Date. This Ordinance shall take effect immediately upon its final adoption by the City Commission.

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**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF
DELTONA, FLORIDA THIS _____ DAY OF _____, 2024.**

First Reading: _____

Advertised: _____

Second Reading: _____

BY: _____

Santiago Avila, Jr., MAYOR

ATTEST:

Joyce Raftery, CMC, MMC, CITY CLERK

Approved as to form and legality
for use and reliance of the City of
Deltona, Florida

CITY ATTORNEY