

ORDINANCE NO. 05-2026

AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING THE GENERAL ORDINANCES, ARTICLE VII, "TRAP, NEUTER, RELEASE PROGRAM," OF CHAPTER 14, "ANIMALS," TO PROVIDE FOR UPDATED PROGRAM GOVERNANCE; PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the State Constitution and Chapter 166, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal services, and may exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, the City of Deltona, Florida (the "City") as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 166, Florida Statutes, is authorized and empowered to consider changes to its ordinances

WHEREAS, the City of Deltona, Florida (the "City") adopted Article VII, "Trap, Neuter, Release Program," and Chapter 14, "Animals," within its General Ordinances; and

WHEREAS, trap, neuter, release ("TNR") programs can be an effective and humane way to stabilize the cat population with free spay or neuter surgeries for free roaming cats commonly referred to as community cats; and

WHEREAS, the administration and authorization of a TNR program must be flexible and responsive to the current health, safety, and welfare needs of a community; and

WHEREAS, the City Commission enacted a pilot TNR program via Ordinance 10-2020, to address concerns about feral cats in Deltona; and

WHEREAS, Ordinance 10-2020 requires the city manager to “report the results of such pilot program to the city commission after the program has been fully operational for a number of years and possible revisions are being considered by the manager and the city commission;” and

WHEREAS, the City Manager has presented the City Commission with the results of the pilot program; and

WHEREAS, the City Commission desires to continue the TNR Program on a permanent basis and provide for flexible program policies and governance to be adopted via Resolution of the City Commission and implemented by the City Manager as an administrative function; and

WHEREAS, Article VII, “Trap, Neuter, Release Program,” of Chapter 14, “Animals,” shall be amended to provided updated program governance for the purposes set forth above; and

WHEREAS, the City Commission finds and determines that these modifications are in the best interest of the public health, safety, and welfare of the residents of the City of Deltona.

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

Section 1. Recitals Adopted. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this ordinance upon adoption hereof.

Section 2. Amendment to the Code of Ordinances. The City Commission hereby approves and adopts modifications to Article VII, “Trap, Neuter, Release

Program,” of Chapter 14, “Animals,” of the General Ordinances, as set forth in “Exhibit A” attached hereto.

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. Codification. The provisions of this Ordinance shall be codified as and be made part of the Code of Ordinances of the City of Deltona. The sections of this Ordinance may be renumbered to accomplish such intention.

Section 6. Effective Date. This Ordinance shall take effect immediately upon its final adoption by the City Commission.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF
DELTONA, FLORIDA THIS _____ DAY OF _____, 2025.**

First Reading: _____

Advertised: _____

Second Reading: _____

BY: _____

Santiago Avila, Jr., MAYOR

ATTEST:

Joyce Raftery, CMC, MMC, CITY CLERK

Name	Yes	No
Avila-Vazquez		
Colwell		
Heriot		
Howington		
Nabicht		
Santiago		
Avila		

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

TG Law PLLC, CITY ATTORNEY