

**RESOLUTION NO. 2022-17**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA PERTAINING TO THE PROVISION OF AQUATIC WEED CONTROL SERVICES ("SERVICES") FOR LAKE McGARITY; GENERALLY DESCRIBING THE SERVICES TO BE PROVIDED; ESTIMATING THE COST TO BE ASSESSED FOR THE UPCOMING FISCAL YEAR; ESTABLISHING THE ASSESSMENT RATE FOR THE UPCOMING FISCAL YEAR; AUTHORIZING A PUBLIC HEARING; DIRECTING THE ROLL BE UPDATED AND NOTICE PROVIDED WHERE REQUIRED; DIRECTING AND AUTHORIZING ADDITIONAL OR SUPPLEMENTAL NOTICE; AND PROVIDING AN EFFECTIVE DATE.**

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**WHEREAS**, the City Commission of Deltona, Florida, adopted Resolution No. 2016-24 to provide for aquatic weed control services for Lake McGarity in the City of Deltona; and

**WHEREAS**, it is determined advisable and in the best interests of the citizens of the City of Deltona that said assessments be approved and that the assessments be certified to the tax collector and be collected utilizing the uniform collection method;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA:**

**Section 1. Authority.** This Resolution is adopted pursuant to Section 54, Code of Ordinances, City of Deltona, Florida (the "Code").

**Section 2. Definitions and Interpretation.** This Resolution constitutes the Preliminary Rate Resolution as defined in Section 54-16. All words and terms not otherwise defined herein shall have the meanings set forth in Article 1, Chapter 54 of the Code. Unless the context indicates otherwise, words imparting the singular number, include the plural number, and vice versa.

**Section 3. Provision and Funding of Lake McGarity Aquatic Weed Control Services.**

(a) The City shall provide aquatic weed control services to such assessed properties. The cost to provide such aquatic weed control services shall be funded from the proceeds of the Lake McGarity aquatic weed control assessments.

(b) It is hereby ascertained, determined and declared that each parcel of assessed property will be benefitted by the City's provision of aquatic weed control services in an amount not less than the Lake McGarity aquatic weed control assessment imposed against such parcel.

**Section 4. Determination of Aquatic Weed Control Services Assessed Costs and Rates.** The estimated aquatic weed control services assessed costs to be assessed is \$4,920 and the estimated rate of assessment to be apportioned among benefitted parcels is \$30.00 per assessed property annually for the fiscal year commencing October 1, 2022. Lake McGarity aquatic weed control assessments shall be imposed against all benefitted parcels within the Lake McGarity Special Assessment District.

**Section 5. Authorization of Public Hearing.** There is hereby established a public hearing to be held at 6:30 p.m. on June 20, 2022, or as soon thereafter as may be heard, at the Deltona Commission Chambers, 2345 Providence Blvd., Deltona, Florida at which time the City Commission will receive and consider any comments on the Lake McGarity aquatic weed control assessments from the public and affected property owners and adoption of the annual rate resolution for the upcoming fiscal year.

**Section 6. Updated Assessment Roll and Notice.** The Acting City Manager shall:

- (a) Update the assessment roll;
- (b) provide notice by publication and first-class mail to affected owners in the event the circumstances described in Section 54-13 so require;
- (c) direct and authorize any supplemental or additional notice deemed proper, necessary or convenient by the City.

**Section 7. Effective Date.** This resolution 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 20<sup>th</sup> DAY OF June, 2022.**

BY:

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Heidi K. Herzberg, MAYOR

ATTEST:

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Joyce Raftery, CMC, MMC, CITY CLERK

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

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CITY ATTORNEY