

## **RESOLUTION NO. 2026-59**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, RELATING TO THE PROVISION OF NUISANCE ABATEMENT SERVICES; ESTABLISHING THE ESTIMATED ASSESSMENT RATE FOR NUISANCE ABATEMENT SERVICES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2026; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO TRANSMIT THE ESTIMATED ASSESSMENT RATE FOR ABATEMENT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2026, TO THE OFFICE OF THE PROPERTY APPRAISER FOR INCLUSION ON THE TRIM NOTICE; AUTHORIZING A PUBLIC HEARING AND DIRECTING PROVISION OF NOTICE THEREOF; PROVIDING FOR CONFLICTS, SEVERABILITY, SCRIVENER'S ERRORS, AND AN EFFECTIVE DATE.**

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**WHEREAS**, the City Commission of Deltona, Florida (the "Commission"), has enacted Ordinances 02-2018 and 16-2018, codified in Section 38-124A, "Assessments for public nuisance," and Article IV, "Unsightly, Unsanitary, or Unsafe Conditions," and Chapter 38, "Environment," which authorizes the annual imposition of a non-ad valorem assessment against each and every property in the city; (i) on which there has occurred a violation of section 38-110; and (ii) on which the city undertakes or has undertaken action pursuant to sections 38-113 and 38-116 to abate and/or remedy the violation and, thereby incurs or has incurred costs; and (iii) the property owner of the property failed or refused, for whatever reason to pay timely the amount owed to the city under section 38-119 for the costs incurred by the city in carrying out such abatement and remedy ("Nuisance Abatement Assessment"); and

**WHEREAS**, the imposition of Nuisance Abatement Assessment each fiscal year is an equitable and efficient method of recouping the expenditures of the City of Deltona (the "City") required to abate public nuisances; and

**WHEREAS**, the Commission desires to reimpose the Nuisance Abatement Assessment within the City using the uniform collection method for the Fiscal Year beginning on October 1, 2026; and

**WHEREAS**, the City is required to advise the Property Appraiser of its maximum annual assessment, and the date, time and place at which a public hearing will be held to consider the annual assessment rate pursuant to Section 197.3632, Florida Statutes.

**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 Sec. 38-124A, Code of Ordinances, City of Deltona, Florida (the “Code”); Sections 166.021 and 166.041, Florida Statutes; and other applicable provisions of law.

**Section 2. Nuisance Abatement Estimated Assessment Rate.** It is hereby ascertained, determined, and declared that the estimated assessed cost for the nuisance abatement services for Benefitted Parcels for the Fiscal Year beginning October 1, 2026, shall be as set forth in Exhibit “A” (the “Estimated Assessment Rate”) attached hereto and incorporated herein.

**Section 3. City Manager Authorized.** The City Manager or his designee is hereby authorized to transmit the Estimated Assessment Rate to the Office of the Property Appraiser for inclusion on the TRIM Notice

**Section 4. Authorization of Public Hearing.** There is hereby established a public hearing to be held at 6:30 p.m. on September 9, 2026, 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 Nuisance Abatement Assessment from the public and affected property owners and adoption of the annual rate resolution for the upcoming fiscal year.

**Section 5. Conflicts.** All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**Section 6. Severability.** If any clause, section, part or application of this resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, the validity of the remaining portions or applications of this resolution shall not be affected thereby.

**Section 7. Scrivener’s Errors.** Typographical errors and other matters of a similar nature that do not affect the intent of this Resolution, as determined by the City Clerk and City Attorney, may be corrected.

**Section 8. Effective Date.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF  
DELTONA, FLORIDA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2026.**

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

| Name          | Yes | No |
|---------------|-----|----|
| Avila-Vazquez |     |    |
| Colwell       |     |    |
| Heriot        |     |    |
| Howington     |     |    |
| Lulli         |     |    |
| Santiago      |     |    |
| Avila         |     |    |

\_\_\_\_\_  
TG Law, PLLC, CITY ATTORNEY

**EXHIBIT "A"**

**ESTIMATED NUISANCE ABATEMENT SERVICE  
ASSESSMENT RATE SCHEDULE**

**ESTIMATED NUISANCE ABATEMENT ASSESSMENTS.** The estimated Nuisance Abatement Assessments to be assessed and apportioned among benefitted parcels to generate the estimated Nuisance Abatement Cost for the Fiscal Year commencing October 1, 2026, are hereby established as follows for the purpose of this Resolution:

| <b>AltKey</b> | <b>Parcel ID</b> | <b>Street Name</b> | <b>Total Cost</b>   |
|---------------|------------------|--------------------|---------------------|
| 2880431*      | 813063090010     | 179 Citation Ave   | \$ 1,527.31         |
| 2922460       | 813074420130     | 2911 Alarka Lane   | \$ 20,424.78        |
| 2892447       | 813067050110     | 1275 Walton Ave    | \$ 3,800.00         |
|               |                  | <b>Total</b>       | <b>\$ 25,752.09</b> |