

**ORDINANCE NO. 09-2024**

**AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA, AMENDING THE OFFICIAL ZONING MAP TO REZONE ±10.10 ACRES OF LAND LOCATED AT 3141 HOWLAND BOULEVARD FROM GENERAL COMMERCIAL (C-2) AND BUSINESS PLANNED UNIT DEVELOPMENT (BPUD) TO BPUD; PROVIDING FOR CONFLICTS, SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Deltona, Florida, has received an application to rezone ±10.10 acres from General Commercial (C-2) and Business Planned Unit Development (BPUD) zoning classifications to BPUD for the purposes of a business park; 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 BPUD rezoning; and

**WHEREAS**, after said public hearing, the City Commission of the City of Deltona, Florida, has determined that the BPUD 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 BPUD zoning amendment includes Exhibit “A”, Development Agreement as a written agreement for the Business Planned Unit Development, Exhibit “B”, Legal Description describing the land hereby rezoned from C-2 and BPUD to BPUD, Exhibit “C”, Master Development Plan, and Exhibit “D”, Elevations. The parcel identification number included for this zoning amendment is 8108-00-00-0014.

**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.

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 Conflicts.** Any and all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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

**[Remainder of page intentionally left blank]**

**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