

ORDINANCE NO. 02-2021

**AN ORDINANCE OF THE CITY OF DELTONA, FLORIDA,
AMENDING THE OFFICIAL ZONING MAP TO REZONE
±129.02 ACRES OF LAND GENERALLY LOCATED ON
THE EAST SIDE OF NORMANDY BOULEVARD AND
SOUTH OF GRAVES AVENUE FROM CITY OF DELTONA
INDUSTRIAL (I) TO INDUSTRIAL PLANNED UNIT
DEVELOPMENT (IPUD): PROVIDING FOR CONFLICTS,
PROVIDING FOR SEVERABILITY, AND PROVIDING FOR
AN EFFECTIVE DATE.**

WHEREAS, the City of Deltona, Florida, has received an application to rezone ±129.02 acres from City of Deltona zoning classifications of Industrial (I) to Industrial Planned Unit Development (IPUD); 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 IPUD rezoning; and

WHEREAS, after said public hearing the City Commission has received all of the information presented and determines that the essential requirements of the law were observed and the decision of the City Commission is supported by competent substantial evidence.

WHEREAS, after said public hearing, the City Commission of the City of Deltona, Florida, has determined that the IPUD 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, the IPUD zoning amendment includes Exhibit “A”, Development Agreement as a written agreement for the Industrial Planned Unit development, Exhibit “B”, Legal Description describing the lands hereby being rezoned from I to IPUD, and Exhibit “C”, Master Development Plan.

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 Powers 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 Any and all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 provisions or applications 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 _____, 2021.**

First Reading: _____

Advertised: _____

Second Reading: _____

BY: _____
Heidi K. Herzberg, MAYOR

ATTEST:

Joyce Raftery, CMC, CITY CLERK

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

CITY ATTORNEY