

RESOLUTION NO. 2024-41

**A RESOLUTION OF CITY OF DELTONA, FLORIDA;
GRANTING A CONDITIONAL USE TO PERMIT A
DAYCARE CENTER WITHIN THE GENERAL
COMMERCIAL DISTRICT (C-2) FOR A PROPERTY
LOCATED AT 3026 HOWLAND BOULEVARD, WITHIN
THE CITY OF DELTONA; PROVIDING CONDITIONS,
CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.**

WHEREAS, the owner has submitted application for a Conditional Use, CU24-0004, to permit a Daycare Center within the General Commercial District (C-2) for a property located at 3026 Howland Boulevard; and

WHEREAS, in accordance with Section 110-1102 of the City of Deltona Land Development Code, the City of Deltona held public hearings after due public notice to review the proposed Conditional Use application, CU24-0004.

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

Section 1. In accordance with the Code of the City of Deltona, Section 110-1102, the Deltona City Commission hereby grants approval of Conditional Use, CU24-0004, for a Daycare center to be located at 3026 Howland Boulevard consistent with Sec. 110-817(d) and subject to the following conditions:

1. A Final Site Plan application shall be required and approved before building permits are applied for.

Section 2. The Legal Description for the property as follows:

Begin at the Northwest corner of the Northeast 1/4 of the Northwest 1M, Section 8, Township 18 South, Range 31 East, Volusia County, Florida; thence run N 88°46'08" E, 2894.68 feet to the Point of Beginning; thence continuing N 88°46'08" E, 200 feet; thence S 01°16'00" E., 297.61 feet to the North Right of Way line of State Road No. 444; thence S 88°44'00" W, along said right of way line 200 feet; thence N 01°16'00" W, 297.73 feet to the Point of Beginning. Also known as Parcel 13.

Section 3. Conflicts. All Resolutions or parts of Resolution insofar as they are inconsistent or in conflict with the provisions of this Resolution are hereby repealed to the extent of any conflict.

Section 4. Severability. In the event any portion of this Resolution is determined to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such decision shall in no manner affect the remaining portion or sections of the Resolution, which shall remain in full force and effect.

Section 5. Effective Date. This Resolution shall become effective immediately upon its adoption. If this resolution does not begin to serve the purpose for which it is granted within 12 months from the date of adoption, or if its use is abandoned for 12 consecutive months from the date of adoption, it shall expire.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, THIS _____ DAY OF _____, 2024.

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