

RESOLUTION NO. 2024-30

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELTONA, FLORIDA, RELATING TO THE PROVISION OF STORMWATER UTILITY SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF DELTONA; ESTABLISHING THE RATE OF ASSESSMENT TO BE IMPOSED IN THE FISCAL YEAR 2024-25; APPROVING THE ASSESSMENT ROLL FOR FISCAL YEAR 2024-25; DIRECTING THAT THE ASSESSMENT ROLL BE CERTIFIED AND DELIVERED TO THE TAX COLLECTOR; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, City Commission of Deltona, Florida, adopted Article II, Chapter 54, Code of Ordinances, City of Deltona, Florida (the “Code”), which authorizes the imposition of stormwater utility assessments against properties for stormwater utility services, facilities and programs within the City of Deltona; and

WHEREAS, the City Commission of Deltona, Florida, adopted Resolution 96-48 imposing stormwater utility assessments in the City of Deltona, and

WHEREAS, the City Commission desires to approve and continue the stormwater utility assessment program using the uniform collection method for the fiscal year beginning October 1, 2024; and

WHEREAS, the City Commission on June 3, 2024 adopted Resolution No. 2024-20, (the “Preliminary Rate Resolution”), containing a brief and general description of the stormwater utility service, facilities and programs to be provided to assessed properties, 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 to be updated and notice provided where required, and directing and authorizing additional or supplemental notice, and

WHEREAS, the assessment roll has heretofore been updated and made available for inspection by the public; and

WHEREAS, a public hearing was held on July 15, 2024, and comments and objections of all interested persons have been heard and considered;

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 54-158, Code of Ordinances, City of Deltona, Florida (the "Code").

Section 2. Definitions and Interpretation. This Resolution constitutes the annual rate resolution as defined in Section 54-158. All words and terms not otherwise defined herein shall have the meanings set forth in Article III, 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 Stormwater Utility Services. The stormwater utility assessed costs to be assessed are \$7,240,820 and the rate of assessment to be apportioned among benefitted parcels is \$170.00 per equivalent residential unit (ERU), which are hereby approved and established for the fiscal year commencing October 1, 2024. Stormwater utility assessments for services, facilities and programs in the amount set forth in the assessment roll as herein approved, are hereby levied and imposed on all parcels of assessed property described in the assessment roll.

Section 4. Approval of Assessment Roll. The assessment roll attached hereto is approved and adopted and shall be certified and delivered to the Tax Collector prior to September 15, 2024, for collection using the uniform method of collection.

Section 5. Effect of Adoption of Resolution. The adoption of this final assessment resolution shall be the final adjudication of the issues presented including, but not limited to, the determination of special benefit and fair apportionment to the assessed properties, the method of apportionment and assessment, the rate of assessment, the assessment roll and the levy and lien of the stormwater utility assessments, unless proper steps shall be initiated in the court of competent jurisdiction to secure relief within 20 days of this final assessment resolution.

Section 6. 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 15th DAY OF July, 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