

The City of Daytona Beach  
**AGENDA SUMMARY**  
June 3, 2026 - City Commission



**TITLE:** Public Works – Florida Power & Light (FPL) Underground Easement (Business) – Municipal Stadium Cell Tower Project

**DEPARTMENT:** Public Works

**STAFF CONTACT:** David Waller, Public Works Director

**ACTION:** Resolution

**Business Impact Statement Required:** No

**REQUEST:**

**Resolution** authorizing the City Manager to execute any documents necessary to effectuate the granting of the new easement and terminating the existing easement upon FPL and City Attorney approval of form. This is needed to approve an Underground Easement (Business) for Florida Power & Light Co. (FPL), granting them permanent utility easement access on the property of Municipal Stadium located at 3917 LPGA Blvd., Daytona Beach for the purpose of installing new underground electrical power service line in connection with the new cell tower construction project approved and authorized via Resolution No. 2025-225, and accepting termination of the FPL easement previously approved by Resolution No. 2026-24, and recorded in Official Records Book 8811, Page 2309, Public Records of Volusia County, Florida.

**CONSIDERATION/BACKGROUND:**

The purpose is to correct an error in the legal description for the already granted permanent underground easement access route to FPL for the installation of a new electrical power service on the property and allow FPL to maintain the buried utility line in accordance with standard utility easement access requirements.

**RECOMMENDATION:**

Public Works Director recommends adoption of the Resolution.

**FUNDING:**

No funding is needed for this request

**STRATEGIC PRIORITIES:**

Infrastructure: To ensure that the citizens of Daytona Beach have the services and infrastructure needed to maintain and enhance their quality of life.

**ATTACHMENTS:**

[Revised - Daytona Beach Water Utilities FL357 Legals 4-10-26](#)  
[Revised - Daytona Beach Water Utilities FL357 Survey 4-10-26](#)

[2025-225 RESOLUTION](#)

[2026-24 RESOLUTION FPL](#)

David Waller, Public Works Director

Approved - May 28 2026

Kira Honse, Assistant City Attorney

Approved - May 28 2026

Benjamin Gross, City Attorney

Approved - May 29 2026

Jennifer Marquart, Deputy City Clerk

Approved - May 28 2026

Dru Driscoll, Deputy City Manager/Fire Chief

Approved - May 29 2026

LESSEE'S 30' NON-EXCLUSIVE ACCESS, FIBER & UTILITY EASEMENT  
DIAMOND COMMUNICATIONS LLC  
DAYTONA BEACH WATER UTILITIES

Together with a 30-foot wide Non-Exclusive Access, Fiber & Utility Easement (lying 15 feet each side of centerline), lying and being in Section 29, Township 15 South, Range 32 East, City of Daytona Beach, Volusia County, Florida, and being a portion of the lands of the City of Daytona Beach, as recorded in Official Records Book 2918, Page 767, Volusia County records, and being more particularly described by the following centerline data:

To find the point of beginning, COMMENCE at a concrete monument found at the southeast corner of said Daytona Beach lands, said concrete monument having a Florida Grid North, NAD83, East Zone Value of N=1758397.1412, E=619341.4190; thence running along the south line of said lands, South 89°53'31" West, 1306.84 feet to a concrete monument found at the southwest corner of said lands and the easterly right-of-way line of LPGA Boulevard, formerly 11<sup>th</sup> Street (having a 200-foot wide public right-of-way) as shown on Florida Department of Transportation Right-of-Way Map Section 79507-2602, dated August 11, 1971; thence running along said easterly right-of-way line, North 00°08'03" West, 46.60 feet to a point and the true POINT OF BEGINNING; Thence leaving said easterly right-of-way line and running, North 89°49'20" East, 1093.98 feet to a point; Thence, North 00°00'00" East, 105.08 feet to the ENDING at a point.

Bearings based on Florida Grid North, NAD83, East Zone.

As shown in a survey prepared for Diamond Communications LLC by POINT TO POINT LAND SURVEYORS, INC. dated January 28, 2026, and last revised on April 10, 2026.

LESSEE PREMISES  
DIAMOND COMMUNICATIONS LLC  
DAYTONA BEACH WATER UTILITIES

All that tract or parcel of land lying and being in Section 29, Township 15 South, Range 32 East, City of Daytona Beach, Volusia County, Florida, and being a portion of the lands of the City of Daytona Beach, as recorded in Official Records Book 2918, Page 767, Volusia County records, and being more particularly described as follows:

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Bearings based on Florida Grid North, NAD83, East Zone.

Said tract contains 0.0574 acres (2,500 square feet), more or less, as shown in a survey prepared for Diamond Communications LLC by POINT TO POINT LAND SURVEYORS, INC. dated January 28, 2026, and last revised on April 10, 2026.

LESSEE'S 10' NON-EXCLUSIVE FIBER & UTILITY EASEMENT  
DIAMOND COMMUNICATIONS LLC  
DAYTONA BEACH WATER UTILITIES

Together with a 10-foot wide Non-Exclusive Access, Fiber & Utility Easement (lying 5 feet each side of centerline), lying and being in Section 29, Township 15 South, Range 32 East, City of Daytona Beach, Volusia County, Florida, and being a portion of the lands of the City of Daytona Beach, as recorded in Official Records Book 2918, Page 767, Volusia County records, and being more particularly described by the following centerline data:

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Bearings based on Florida Grid North, NAD83, East Zone.

As shown in a survey prepared for Diamond Communications LLC by POINT TO POINT LAND SURVEYORS, INC. dated January 28, 2026, and last revised on April 10, 2026.

15' x 15' FPL UTILITY EASEMENT  
DIAMOND COMMUNICATIONS LLC  
DAYTONA BEACH WATER UTILITIES

Together with a 15' x 15' Florida Power and Light Utility Easement lying and being in Section 29, Township 15 South, Range 32 East, City of Daytona Beach, Volusia County, Florida, and being a portion of the lands of the City of Daytona Beach, as recorded in Official Records Book 2918, Page 767, Volusia County records, and being more particularly described as follows:

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Bearings based on Florida Grid North, NAD83, East Zone.

Said tract contains 0.0052 acres (225 square feet), more or less, as shown in a survey prepared for Diamond Communications LLC by POINT TO POINT LAND SURVEYORS, INC. dated January 28, 2026, and last revised on April 10, 2026.

10' FPL UTILITY EASEMENT  
DIAMOND COMMUNICATIONS LLC  
DAYTONA BEACH WATER UTILITIES

Together with a 10-foot wide Florida Power and Light Utility Easement (lying 5 feet each side of centerline), lying and being in Section 29, Township 15 South, Range 32 East, City of Daytona Beach, Volusia County, Florida, and being a portion of the lands of the City of Daytona Beach, as recorded in Official Records Book 2918, Page 767, Volusia County records, and being more particularly described by the following centerline data:

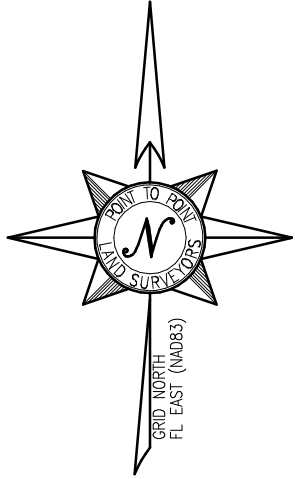
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Bearings based on Florida Grid North, NAD83, East Zone.

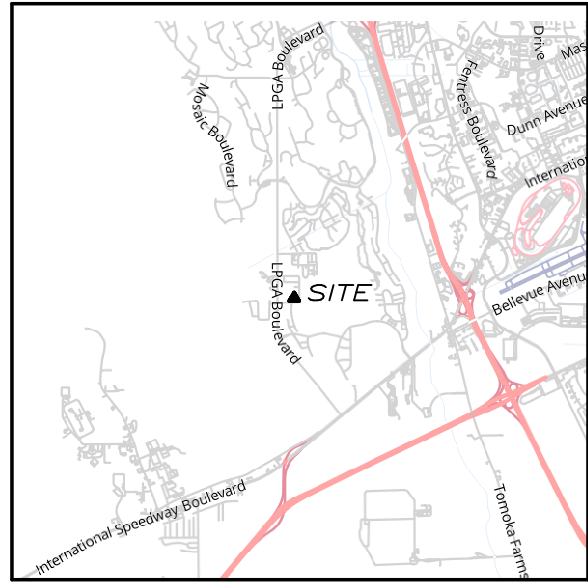
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**LEGEND**

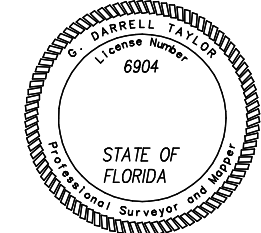
POB	POINT OF BEGINNING
POC	POINT OF COMMENCEMENT
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CMF	CONCRETE MONUMENT FOUND
TBM	TEMPORARY BENCHMARK
INV	INVERT
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N/F	NOW OR FORMERLY
R/W	RIGHT-OF-WAY
	LIGHT POLE
	UTILITY POLE
	GUY WIRE ANCHOR
	CONCRETE MONUMENT FOUND
	BENCHMARK



N/F  
CITY OF DAYTONA BEACH  
PARCEL ID: 522800000030  
PER TAX ASSESSOR



**VICINITY MAP**  
NOT TO SCALE



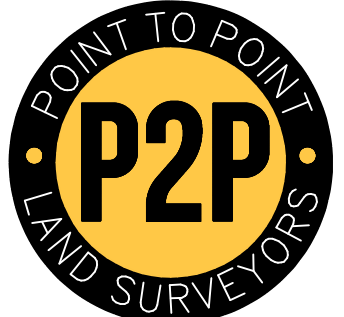
THIS ITEM HAS BEEN ELECTRONICALLY SIGNED AND SEALED BY DARRELL TAYLOR USING DIGITAL SIGNATURE AND DATE. PRINTED COPIES OF THIS DOCUMENT ARE NOT CONSIDERED SIGNED AND SEALED AND THE SIGNATURE MUST BE VERIFIED ON ANY ELECTRONIC COPIES.

I HEREBY CERTIFY THAT THIS MAP IS CORRECT AND WAS DRAWN UNDER MY DIRECT SUPERVISION. ANY VISIBLE ENCROACHMENTS ARE SHOWN HEREON.

*[Signature]* DATE: 01/28/2026  
G. DARRELL TAYLOR, FLORIDA PROFESSIONAL SURVEYOR & MAPPER #LS6904

THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS. THIS MAP IS ONLY INTENDED FOR THE PARTIES AND PURPOSES SHOWN. THIS MAP IS NOT FOR RECORDATION.

\* SPECIFIC PURPOSE SURVEY PREPARED BY:



Business License Number: LB8148  
100 Governors Trace, Ste. 103  
Peachtree City, GA 30269

(direct) 678.565.4440 (fax) 678.565.4497 (w) p2pls.com

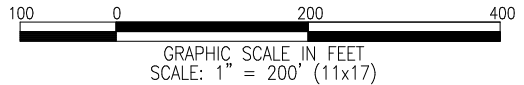
SPECIFIC PURPOSE SURVEY PREPARED FOR:



DAYTONA BEACH WATER UTILITIES  
SITE NO. FL357  
SECTION 29, TOWNSHIP 15 SOUTH, RANGE 32 EAST,  
CITY OF DAYTONA BEACH, VOLUSIA COUNTY, FLORIDA

**PARENT PARCEL**

OWNER: THE CITY OF DAYTONA BEACH  
SITE ADDRESS: LPGA BLVD, DAYTONA BEACH, FL 32124  
PARCEL ID: 522900000011  
AREA: 50.00 ACRES (PER TAX ASSESSOR)  
REFERENCES: 1. BOOK 2918 PAGE 767  
2. SURVEY PREPARED FOR DIAMOND COMMUNICATIONS LLC BY POINT TO POINT LAND SURVEYORS DATED 12/19/2023, LAST REVISED 05/14/2025



NO.	DATE	REVISION	DRAWN BY:	SHEET:
1.	2/17/26	FPL EASEMENTS	TJM	7
2.	4/10/26	REVISED TITLE	JKL	
CHECKED BY: JKL			APPROVED: D. MILLER	OF 3
DATE: JANUARY 28, 2026			P2P JOB #: 251810FL	
SURVEY NOT VALID WITHOUT ALL SHEETS				

**GENERAL NOTES**

\* THIS SPECIFIC PURPOSE SURVEY IS FOR THE LEASED PREMISES AND EASEMENTS ONLY. THIS SPECIFIC PURPOSE SURVEY WAS PREPARED FOR THE EXCLUSIVE USE OF DIAMOND COMMUNICATIONS LLC AND EXCLUSIVELY FOR THE TRANSFERRAL OF THE LEASED PREMISES AND THE RIGHTS OF EASEMENT SHOWN HEREON AND SHALL NOT BE USED AS AN EXHIBIT OR EVIDENCE IN THE FEE SIMPLE TRANSFERRAL OF THE PARENT PARCEL NOR ANY PORTION OR PORTIONS THEREOF. BOUNDARY INFORMATION SHOWN HEREON HAS BEEN COMPILED FROM TAX MAPS AND DEED DESCRIPTIONS ONLY. NO BOUNDARY SURVEY OF THE PARENT PARCEL WAS PERFORMED.

THIS DRAWING DOES NOT REPRESENT A BOUNDARY SURVEY.

EQUIPMENT USED FOR ANGULAR & LINEAR MEASUREMENTS: GEOMAX ZOOM ROBOTIC AND CARLSON BRX7 BASE AND ROVER [DATE OF LAST FIELD VISIT: 01/19/2026]. SEE GNSS NOTES FOR GNSS EQUIPMENT.

BEARINGS SHOWN ON THIS SPECIFIC PURPOSE SURVEY ARE BASED ON GRID NORTH (NAD 83) FLORIDA EAST ZONE.

PER THE FEMA FLOODPLAIN MAPS, THE SITE IS LOCATED IN AN AREA DESIGNATED AS ZONE X (AREA OF MINIMAL FLOOD HAZARD). COMMUNITY PANEL NO. : 12127C0361H DATED: 02/19/2014

NO WETLAND AREAS HAVE BEEN INVESTIGATED BY THIS SPECIFIC PURPOSE SURVEY.

ALL ZONING INFORMATION SHOULD BE VERIFIED WITH THE PROPER ZONING OFFICIALS.

ANY UNDERGROUND UTILITIES SHOWN HAVE BEEN LOCATED FROM ABOVE GROUND FIELD SURVEY INFORMATION. THE SURVEYOR MAKES NO GUARANTEES THAT ANY UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN-SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT ANY UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED ALTHOUGH THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE. THE SURVEYOR HAS NOT PHYSICALLY LOCATED ANY UNDERGROUND UTILITIES.

ADDITIONS OR DELETIONS TO THIS SURVEY MAP BY OTHER THAN THE SIGNING PARTY IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY.

ORIGINAL SURVEY IS KEPT ON FILE IN THE SURVEYOR'S OFFICE.

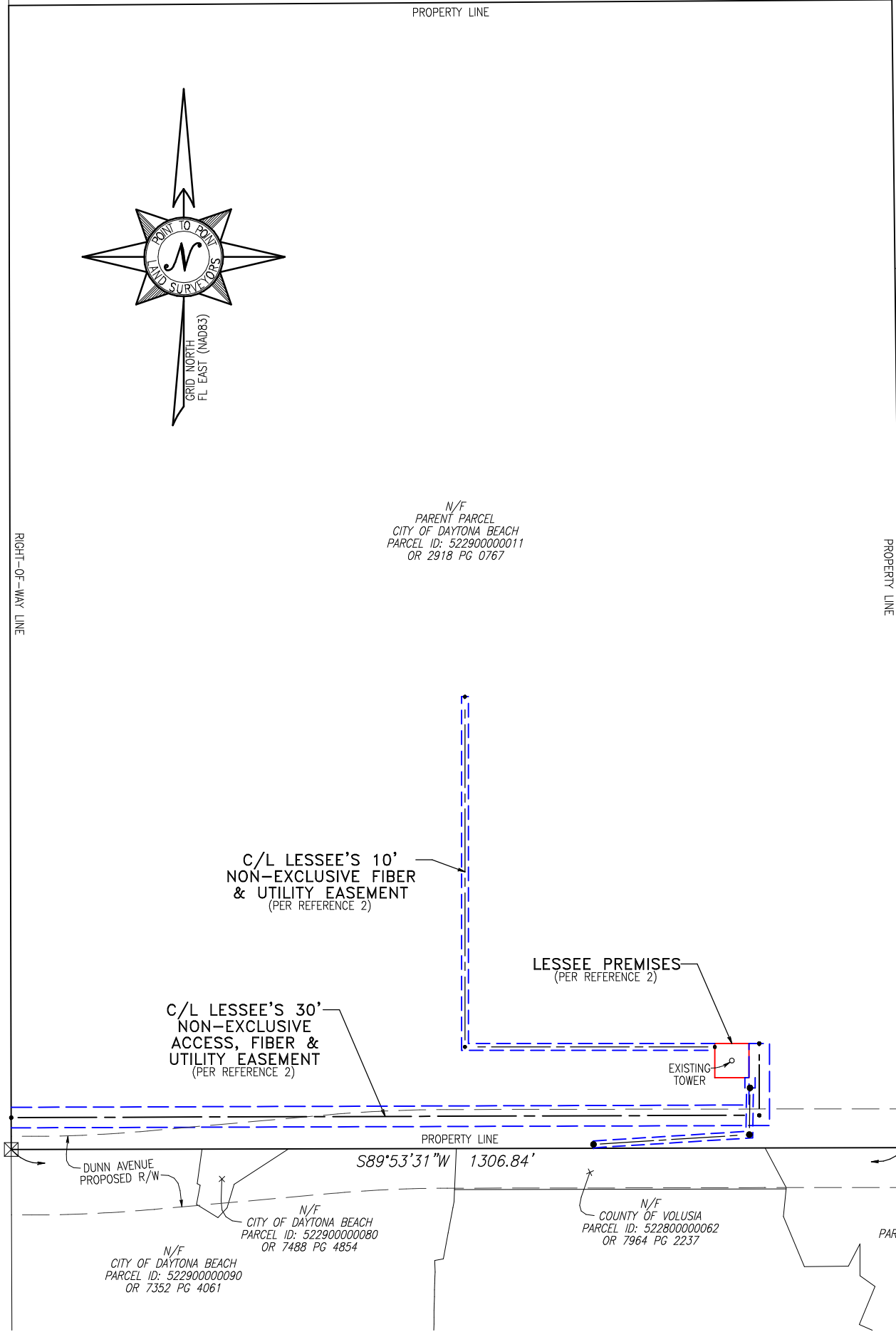
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NOT ALL IMPROVEMENTS SHOWN HEREON.

**GNSS NOTES**

THE FOLLOWING GNSS STATISTICS UPON WHICH THIS SURVEY IS BASED HAVE BEEN PRODUCED AT THE 95% CONFIDENCE LEVEL:

POSITIONAL ACCURACY: 0.02 FEET (HORZ) 0.17 FEET (VERT)  
TYPE OF EQUIPMENT: CARLSON BRX7 BASE AND ROVER, DUAL FREQUENCY  
TYPE OF GNSS FIELD PROCEDURE: ONLINE POSITION USER INTERFACE  
DATE OF SURVEY: 12/06/2023  
DATUM / EPOCH: NAD\_83(2011)(EPOCH:2010.0000)  
PUBLISHED / FIXED CONTROL USE: N/A  
GEOID MODEL: 18  
COMBINED GRID FACTOR(S): 0.99994591  
CENTERED ON THE BASE POINT AS SHOWN HEREON.  
CONVERGENCE ANGLE: -0.05826111'  
BENCHMARKS USED: DN8735, DG9757, DF5773



C/L LESSEE'S 10' NON-EXCLUSIVE FIBER & UTILITY EASEMENT (PER REFERENCE 2)

C/L LESSEE'S 30' NON-EXCLUSIVE ACCESS, FIBER & UTILITY EASEMENT (PER REFERENCE 2)

LESSEE PREMISES (PER REFERENCE 2)

EXISTING TOWER

S89°53'31"W 1306.84'

DUNN AVENUE PROPOSED R/W

N/F CITY OF DAYTONA BEACH PARCEL ID: 522900000090 OR 7352 PG 4061

N/F COUNTY OF VOLUSIA PARCEL ID: 522800000062 OR 7964 PG 2237

POC: CMF  
N=1758397.1412  
E=619341.4190

N/F INA GROUP LLC PARCEL ID: 522900000013 OR 7484 PG 229

N/F CITY OF DAYTONA BEACH PARCEL ID: 522900000060 OR 7352 PG 4061

N/F CITY OF DAYTONA BEACH PARCEL ID: 522900000070 INST 2017015444

N/F INA GROUP LLC PARCEL ID: 522900000013 INST 2018184928

N/F PARENT PARCEL CITY OF DAYTONA BEACH PARCEL ID: 522900000011 OR 2918 PG 0767

N/F INA GROUP LLC PARCEL ID: 522900000013 INST 2018184928

LPGA BLVD (FORMERLY 11TH ST.)  
(PER FLORIDA DOT R/W MAP SECTION 79507-2602 DATED 8-11-71)



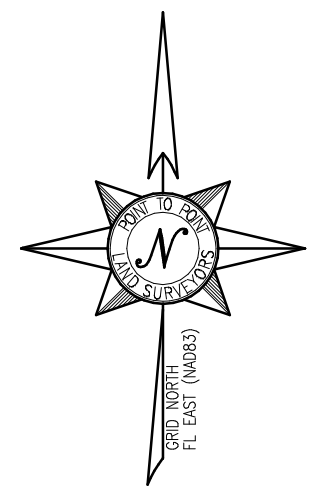
CALL BEFORE YOU DIG

E:\Point To Point\Dropbox\P2P Current Jobs\2025\251810FL-Daytona Beach Water Utilities\251810FL-upr

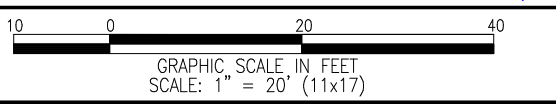
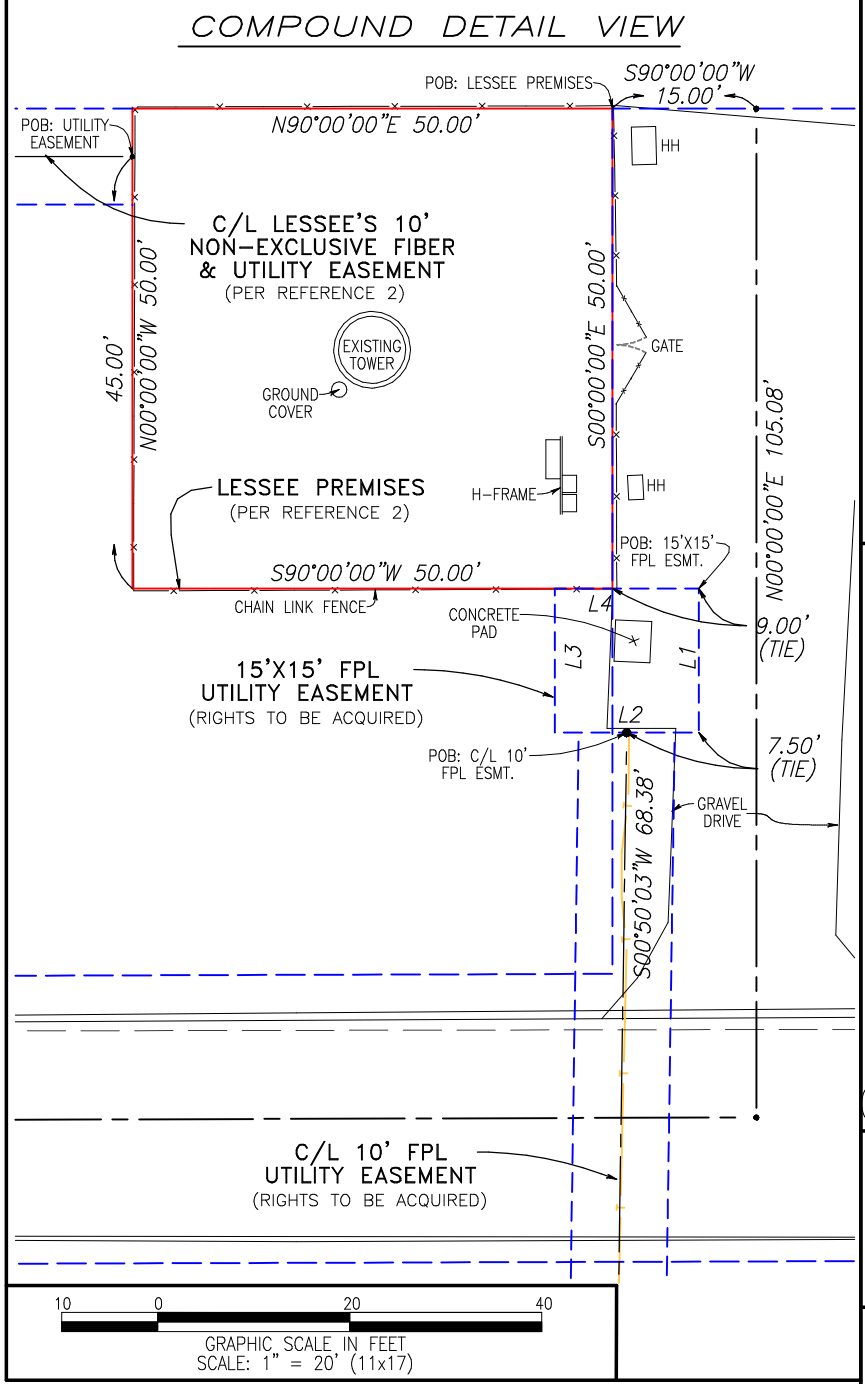
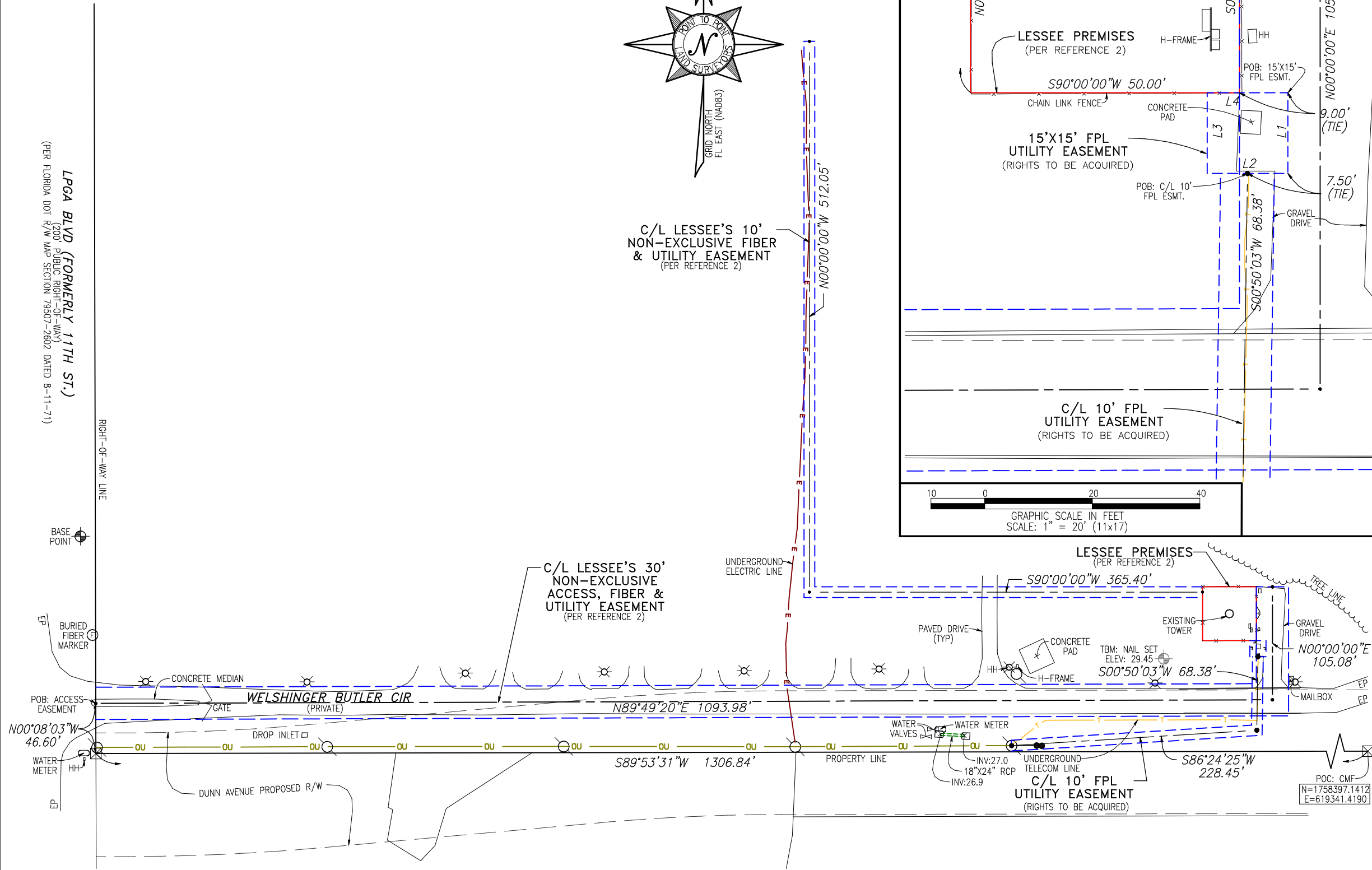
**LEGEND**

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HH	HANDHOLE
N/F	NOW OR FORMERLY
R/W	RIGHT-OF-WAY
	LIGHT POLE
	UTILITY POLE
	GUY WIRE ANCHOR
	CONCRETE MONUMENT FOUND
	BENCHMARK

LINE	BEARING	DISTANCE
L1	S00°00'00"W	15.00'
L2	N90°00'00"W	15.00'
L3	N00°00'00"E	15.00'
L4	N90°00'00"E	15.00'



LPGA BLVD (FORMERLY 11TH ST.)  
(PER FLORIDA DOT R/W MAP SECTION 79507-2802 DATED 8-11-71)



**DARRELL TAYLOR**  
License Number  
**6904**  
Professional Surveyor and Mapper  
STATE OF  
FLORIDA

THIS ITEM HAS BEEN ELECTRONICALLY SIGNED AND SEALED BY DARRELL TAYLOR USING DIGITAL SIGNATURE AND DATE. PRINTED COPIES OF THIS DOCUMENT ARE NOT CONSIDERED SIGNED AND SEALED AND THE SIGNATURE MUST BE VERIFIED ON ANY ELECTRONIC COPIES.

I HEREBY CERTIFY THAT THIS MAP IS CORRECT AND WAS DRAWN UNDER MY DIRECT SUPERVISION. ANY VISIBLE ENCROACHMENTS ARE SHOWN HEREON.

DATE: 01/28/2026  
G. DARRELL TAYLOR, FLORIDA PROFESSIONAL SURVEYOR & MAPPER #LS6904

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\* SPECIFIC PURPOSE SURVEY PREPARED BY:

Business License Number: LB8148  
100 Governors Trace, Ste. 103  
Peachtree City, GA 30269  
direct) 678.565.4440 (fax) 678.565.4497 (w) p2pls.com

SPECIFIC PURPOSE SURVEY PREPARED FOR:

**Diamond**  
Communications LLC  
120 MOUNTAIN AVE, SPRINGFIELD, NJ 07081

DAYTONA BEACH WATER UTILITIES  
SITE NO. FL357  
SECTION 29, TOWNSHIP 15 SOUTH, RANGE 32 EAST,  
CITY OF DAYTONA BEACH, VOLUSIA COUNTY, FLORIDA

SITE INFORMATION

LEASE AREA = 2,500 SQUARE FEET (0.0574 ACRES)

AT CENTER OF EXISTING TOWER:  
LATITUDE: 29°10'15.98" (NAD 83) (29.171106°)  
LONGITUDE: -81°06'58.26" (NAD 83) (-81.116183°)  
ELEVATION = 30.0' A.M.S.L.

VERTICAL DATUM: NAVD 1988 (COMPUTED USING GEOID18)  
HORIZONTAL DATUM: NAD83

BEARINGS ARE BASED ON FLORIDA GRID NORTH (EAST ZONE)

NO.	DATE	REVISION	DRAWN BY: TJM	SHEET:
1.	2/17/26	FPL EASEMENTS	CHECKED BY: JKL	<b>2</b>
2.	4/10/26	REVISED TITLE	APPROVED: D. MILLER	
			DATE: JANUARY 28, 2026	
			P2P JOB #: 251810FL	OF 3

**LESSEE PREMISES**

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN SECTION 29, TOWNSHIP 15 SOUTH, RANGE 32 EAST, CITY OF DAYTONA BEACH, VOLUSIA COUNTY, FLORIDA, AND BEING A PORTION OF THE LANDS OF THE CITY OF DAYTONA BEACH, AS RECORDED IN OFFICIAL RECORDS BOOK 2918, PAGE 767, VOLUSIA COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TO FIND THE POINT OF BEGINNING, COMMENCE AT A CONCRETE MONUMENT FOUND AT THE SOUTHEAST CORNER OF SAID DAYTONA BEACH LANDS, SAID CONCRETE MONUMENT HAVING A FLORIDA GRID NORTH, NAD83, EAST ZONE VALUE OF N=1758397.1412, E=619341.4190; THENCE RUNNING ALONG THE SOUTH LINE OF SAID LANDS, SOUTH 89°53'31" WEST, 1306.84 FEET TO A CONCRETE MONUMENT FOUND AT THE SOUTHWEST CORNER OF SAID LANDS AND THE EASTERLY RIGHT-OF-WAY LINE OF LPGA BOULEVARD, FORMERLY 11TH STREET (HAVING A 200-FOOT WIDE PUBLIC RIGHT-OF-WAY) AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP SECTION 79507-2602, DATED AUGUST 11, 1971; THENCE RUNNING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, NORTH 00°08'03" WEST, 46.60 FEET TO A POINT; THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY LINE AND RUNNING, NORTH 89°49'20" EAST, 1093.98 FEET TO A POINT; THENCE, NORTH 00°00'00" EAST, 105.08 FEET TO A POINT; THENCE, SOUTH 90°00'00" WEST, 15.00 FEET TO NORTHEAST CORNER OF THE LESSEE PREMISES AND THE TRUE POINT OF BEGINNING; THENCE RUNNING ALONG SAID LESSEE PREMISES, SOUTH 00°00'00" EAST, 50.00 FEET TO A POINT; THENCE, SOUTH 90°00'00" WEST, 50.00 FEET TO A POINT; THENCE, NORTH 00°00'00" WEST, 50.00 FEET TO A POINT; THENCE, NORTH 90°00'00" EAST, 50.00 FEET TO A POINT AND THE POINT OF BEGINNING.

BEARINGS BASED ON FLORIDA GRID NORTH, NAD83, EAST ZONE.

SAID TRACT CONTAINS 0.0574 ACRES (2500 SQUARE FEET), MORE OR LESS.

**LESSEE'S 10' NON-EXCLUSIVE FIBER & UTILITY EASEMENT**

TOGETHER WITH A 10-FOOT WIDE NON-EXCLUSIVE ACCESS, FIBER & UTILITY EASEMENT (LYING 5 FEET EACH SIDE OF CENTERLINE), LYING AND BEING IN SECTION 29, TOWNSHIP 15 SOUTH, RANGE 32 EAST, CITY OF DAYTONA BEACH, VOLUSIA COUNTY, FLORIDA, AND BEING A PORTION OF THE LANDS OF THE CITY OF DAYTONA BEACH, AS RECORDED IN OFFICIAL RECORDS BOOK 2918, PAGE 767, VOLUSIA COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED BY THE FOLLOWING CENTERLINE DATA:

TO FIND THE POINT OF BEGINNING, COMMENCE AT A CONCRETE MONUMENT FOUND AT THE SOUTHEAST CORNER OF SAID DAYTONA BEACH LANDS, SAID CONCRETE MONUMENT HAVING A FLORIDA GRID NORTH, NAD83, EAST ZONE VALUE OF N=1758397.1412, E=619341.4190; THENCE RUNNING ALONG THE SOUTH LINE OF SAID LANDS, SOUTH 89°53'31" WEST, 1306.84 FEET TO A CONCRETE MONUMENT FOUND AT THE SOUTHWEST CORNER OF SAID LANDS AND THE EASTERLY RIGHT-OF-WAY LINE OF LPGA BOULEVARD, FORMERLY 11TH STREET (HAVING A 200-FOOT WIDE PUBLIC RIGHT-OF-WAY) AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP SECTION 79507-2602, DATED AUGUST 11, 1971; THENCE RUNNING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, NORTH 00°08'03" WEST, 46.60 FEET TO A POINT; THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY LINE AND RUNNING, NORTH 89°49'20" EAST, 1093.98 FEET TO A POINT; THENCE, NORTH 00°00'00" EAST, 105.08 FEET TO A POINT; THENCE, SOUTH 90°00'00" WEST, 15.00 FEET TO NORTHEAST CORNER OF THE LESSEE PREMISES; THENCE RUNNING ALONG SAID LESSEE PREMISES, SOUTH 00°00'00" EAST, 50.00 FEET TO A POINT; THENCE, SOUTH 90°00'00" WEST, 50.00 FEET TO A POINT; THENCE, NORTH 00°00'00" WEST, 45.00 FEET TO A POINT AND THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID LESSEE PREMISES AND RUNNING, SOUTH 90°00'00" WEST, 365.40 FEET TO A POINT; THENCE, NORTH 00°00'00" WEST, 512.05 FEET TO THE ENDING AT A POINT.

BEARINGS BASED ON FLORIDA GRID NORTH, NAD83, EAST ZONE.

**LESSEE'S 30' NON-EXCLUSIVE ACCESS, FIBER & UTILITY EASEMENT**

TOGETHER WITH A 30-FOOT WIDE NON-EXCLUSIVE ACCESS, FIBER & UTILITY EASEMENT (LYING 15 FEET EACH SIDE OF CENTERLINE), LYING AND BEING IN SECTION 29, TOWNSHIP 15 SOUTH, RANGE 32 EAST, CITY OF DAYTONA BEACH, VOLUSIA COUNTY, FLORIDA, AND BEING A PORTION OF THE LANDS OF THE CITY OF DAYTONA BEACH, AS RECORDED IN OFFICIAL RECORDS BOOK 2918, PAGE 767, VOLUSIA COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED BY THE FOLLOWING CENTERLINE DATA:

TO FIND THE POINT OF BEGINNING, COMMENCE AT A CONCRETE MONUMENT FOUND AT THE SOUTHEAST CORNER OF SAID DAYTONA BEACH LANDS, SAID CONCRETE MONUMENT HAVING A FLORIDA GRID NORTH, NAD83, EAST ZONE VALUE OF N=1758397.1412, E=619341.4190; THENCE RUNNING ALONG THE SOUTH LINE OF SAID LANDS, SOUTH 89°53'31" WEST, 1306.84 FEET TO A CONCRETE MONUMENT FOUND AT THE SOUTHWEST CORNER OF SAID LANDS AND THE EASTERLY RIGHT-OF-WAY LINE OF LPGA BOULEVARD, FORMERLY 11TH STREET (HAVING A 200-FOOT WIDE PUBLIC RIGHT-OF-WAY) AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP SECTION 79507-2602, DATED AUGUST 11, 1971; THENCE RUNNING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, NORTH 00°08'03" WEST, 46.60 FEET TO A POINT AND THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY LINE AND RUNNING, NORTH 89°49'20" EAST, 1093.98 FEET TO A POINT; THENCE, NORTH 00°00'00" EAST, 105.08 FEET TO THE ENDING AT A POINT.

BEARINGS BASED ON FLORIDA GRID NORTH, NAD83, EAST ZONE.

**15'X15' FPL UTILITY EASEMENT**

TOGETHER WITH A 15' X 15' FLORIDA POWER AND LIGHT UTILITY EASEMENT LYING AND BEING IN SECTION 29, TOWNSHIP 15 SOUTH, RANGE 32 EAST, CITY OF DAYTONA BEACH, VOLUSIA COUNTY, FLORIDA, AND BEING A PORTION OF THE LANDS OF THE CITY OF DAYTONA BEACH, AS RECORDED IN OFFICIAL RECORDS BOOK 2918, PAGE 767, VOLUSIA COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TO FIND THE POINT OF BEGINNING, COMMENCE AT A CONCRETE MONUMENT FOUND AT THE SOUTHEAST CORNER OF SAID DAYTONA BEACH LANDS, SAID CONCRETE MONUMENT HAVING A FLORIDA GRID NORTH, NAD83, EAST ZONE VALUE OF N=1758397.1412, E=619341.4190; THENCE RUNNING ALONG THE SOUTH LINE OF SAID LANDS, SOUTH 89°53'31" WEST, 1306.84 FEET TO A CONCRETE MONUMENT FOUND AT THE SOUTHWEST CORNER OF SAID LANDS AND THE EASTERLY RIGHT-OF-WAY LINE OF LPGA BOULEVARD, FORMERLY 11TH STREET (HAVING A 200-FOOT WIDE PUBLIC RIGHT-OF-WAY) AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP SECTION 79507-2602, DATED AUGUST 11, 1971; THENCE RUNNING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, NORTH 00°08'03" WEST, 46.60 FEET TO A POINT; THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY LINE AND RUNNING, NORTH 89°49'20" EAST, 1093.98 FEET TO A POINT; THENCE, NORTH 00°00'00" EAST, 105.08 FEET TO A POINT; THENCE, SOUTH 90°00'00" WEST, 15.00 FEET TO NORTHEAST CORNER OF THE LESSEE PREMISES; THENCE RUNNING WITH SAID LESSEE PREMISES, SOUTH 00°00'00" EAST 50.00 FEET TO A POINT; THENCE LEAVING SAID LESSEE PREMISES AND RUNNING NORTH 90°00'00" EAST 9.00 FEET TO A POINT AND THE TRUE POINT OF BEGINNING; THENCE RUNNING SOUTH 00°00'00" WEST 15.00 FEET TO A POINT; THENCE NORTH 90°00'00" WEST 15.00 FEET TO A POINT; THENCE NORTH 00°00'00" EAST 15.00 FEET TO A POINT ON SAID LESSEE PREMISES; THENCE RUNNING WITH SAID LESSEE PREMISE FOR A PART, NORTH 90°00'00" EAST 15.00 FEET TO A POINT AND THE POINT OF BEGINNING.

BEARINGS BASED ON FLORIDA GRID NORTH, NAD83, EAST ZONE.

SAID TRACT CONTAINS 0.0052 ACRES (225 SQUARE FEET), MORE OR LESS.

**TITLE EXCEPTIONS**

THIS SURVEY WAS COMPLETED WITH THE AID OF TITLE WORK PREPARED BY OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY, THIS REPORT COVERS THE PUBLIC RECORDS FROM: 12/31/1986 THROUGH 01/30/2025, BEING REPORT NO: 01-25004602-01S, FOR THE PARENT PARCEL, TO DETERMINE THE IMPACTS OF EXISTING TITLE EXCEPTIONS.

(1) EASEMENT IN FAVOR OF FLORIDA POWER & LIGHT COMPANY, RECORDED 11/07/1994, AS BOOK 3962, PAGE 3525 OF VOLUSIA COUNTY RECORDS.

[THIS ITEM IS NOT APPLICABLE TO THE PARENT PARCEL AND IS LOCATED ON THE CITY OF DAYTONA BEACH, PARCEL ID: 522800000030.]

(2) DECLARATION OF RESTRICTIVE COVENANT AND WAIVER AND GRANT OF AVIGATION EASEMENT, BY AND BETWEEN PATRICIA LAGONI, AS RUSTE UNDER TRUST NO. IDI-2 DATED JUNE 27, 1989, AND COUNTY OF VOLUSIA, THE CITY OF DAYTONA BEACH, AND THE DAYTONA BEACH INTERNATIONAL AIRPORT, AND RECORDED 11/21/1994 AS BOOK 3965, PAGE 317 OF VOLUSIA COUNTY RECORDS.

[THIS ITEM IS NOT APPLICABLE TO THE PARENT PARCEL.]

**PARENT PARCEL**

(PER REPORT NO: 01-25004602-01S)

SITUATED IN THE COUNTY OF VOLUSIA AND STATE OF FLORIDA AND DESCRIBED AS FOLLOWS:

A PORTION OF THE EAST 1/2 OF SECTION 29, TOWNSHIP 15 SOUTH, RANGE 32 EAST, VOLUSIA COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: AS A POINT OF REFERENCE, COMMENCE AT A CONCRETE MONUMENT MARKING THE NORTHEAST CORNER OF SAID SECTION 29; THENCE RUN SOUTH 89°33'30" WEST (SOUTH 89°33'15" WEST, DEED), ALONG THE NORTH LINE OF SAID SECTION 29, BEING ALSO THE NORTH LINE OF THE CITY OF DAYTONA BEACH SEWAGE TREATMENT PLANT, AS DESCRIBED IN OFFICIAL RECORDS BOOK 1875, PAGE 1551, AND ALSO THE NORTH LINE OF THE CITY OF DAYTONA BEACH WATER TREATMENT PLANT, AS DESCRIBED IN OFFICIAL RECORDS BOOK 92, PAGE 687, BOTH OF THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA, A DISTANCE OF 2609.59' TO THE EASTERLY RIGHT-OF-WAY LINE OF 11TH STREET, A 200 FOOT RIGHT-OF-WAY AS DESCRIBED IN OFFICIAL RECORDS BOOK 1427, PAGE 656, OF THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA; THENCE RUN SOUTH 00°06'53" EAST, (SOUTH 00°11'30" EAST, DEED), ALONG SAID EASTERLY RIGHT-OF-WAY, A DISTANCE OF 1324.11' TO A CONCRETE MONUMENT AT THE SOUTHWESTERLY CORNER OF AFOREMENTIONED WATER TREATMENT PLANT, SAID POINT BEING THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE DEPARTING SAID EASTERLY RIGHT-OF-WAY LINE, RUN NORTH 89° 38'50" EAST, ALONG THE SOUTHERLY LINE OF AFOREMENTIONED WATER TREATMENT PLANT, A DISTANCE OF 1291.81' TO A CONCRETE MONUMENT AT THE SOUTHEASTERLY CORNER THEREOF; THENCE RUN SOUTH 00°38'21" EAST (SOUTH 00°38'29" EAST, DEED), ALONG THE WESTERLY LINE OF AFOREMENTIONED SEWAGE TREATMENT PLANT AND A SOUTHERLY EXTENSION THEREOF, A DISTANCE OF 1678.80' TO A CONCRETE MONUMENT; THENCE RUN SOUTH 89°53'07" WEST A DISTANCE OF 1307.16' TO A CONCRETE MONUMENT IN THE EASTERLY RIGHT OF WAY LINE OF AFOREMENTIONED 11TH STREET; THENCE RUN NORTH 00° 06'53" WEST (NORTH 00°11'30" WEST, DEED), ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 1673.36' TO THE POINT OF BEGINNING OF THIS DESCRIPTION, SAID PARCEL CONTAINING 50.000 ACRES.

TAX ID NO: 522900000011

DERIVATION CLAUSE

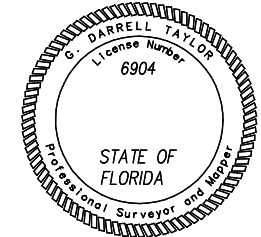
BEING THE SAME PROPERTY CONVEYED TO THE CITY OF DAYTONA BEACH, FLORIDA, A FLORIDA MUNICIPAL CORPORATION, GRANTEE, FROM CONSOLIDATED-TOMOKA LAND CO., A DELAWARE CORPORATION, GRANITOR BY WARRANTY DEED RECORDED 12/31/1986, AS BOOK 2918, PAGE 767 OF VOLUSIA COUNTY RECORDS.

**10' FPL UTILITY EASEMENT**

TOGETHER WITH A 10-FOOT WIDE FLORIDA POWER AND LIGHT UTILITY EASEMENT (LYING 5 FEET EACH SIDE OF CENTERLINE), LYING AND BEING IN SECTION 29, TOWNSHIP 15 SOUTH, RANGE 32 EAST, CITY OF DAYTONA BEACH, VOLUSIA COUNTY, FLORIDA, AND BEING A PORTION OF THE LANDS OF THE CITY OF DAYTONA BEACH, AS RECORDED IN OFFICIAL RECORDS BOOK 2918, PAGE 767, VOLUSIA COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED BY THE FOLLOWING CENTERLINE DATA:

TO FIND THE POINT OF BEGINNING, COMMENCE AT A CONCRETE MONUMENT FOUND AT THE SOUTHEAST CORNER OF SAID DAYTONA BEACH LANDS, SAID CONCRETE MONUMENT HAVING A FLORIDA GRID NORTH, NAD83, EAST ZONE VALUE OF N=1758397.1412, E=619341.4190; THENCE RUNNING ALONG THE SOUTH LINE OF SAID LANDS, SOUTH 89°53'31" WEST, 1306.84 FEET TO A CONCRETE MONUMENT FOUND AT THE SOUTHWEST CORNER OF SAID LANDS AND THE EASTERLY RIGHT-OF-WAY LINE OF LPGA BOULEVARD, FORMERLY 11TH STREET (HAVING A 200-FOOT WIDE PUBLIC RIGHT-OF-WAY) AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP SECTION 79507-2602, DATED AUGUST 11, 1971; THENCE RUNNING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, NORTH 00°08'03" WEST, 46.60 FEET TO A POINT; THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY LINE AND RUNNING, NORTH 89°49'20" EAST, 1093.98 FEET TO A POINT; THENCE, NORTH 00°00'00" EAST, 105.08 FEET TO A POINT; THENCE, SOUTH 90°00'00" WEST, 15.00 FEET TO NORTHEAST CORNER OF THE LESSEE PREMISES; THENCE RUNNING WITH SAID LESSEE PREMISES, SOUTH 00°00'00" EAST 50.00 FEET TO A POINT; THENCE LEAVING SAID LESSEE PREMISES AND RUNNING NORTH 90°00'00" EAST 9.00 FEET TO A POINT; THENCE SOUTH 00°00'00" WEST 15.00 FEET TO A POINT; THENCE NORTH 90°00'00" WEST 7.50 FEET TO A POINT AND THE TRUE POINT OF BEGINNING; THENCE RUNNING SOUTH 00°50'03" WEST 68.38 FEET TO A POINT; THENCE RUNNING SOUTH 86°24'25" WEST 228.45 FEET TO THE ENDING AT A POINT.

BEARINGS BASED ON FLORIDA GRID NORTH, NAD83, EAST ZONE.



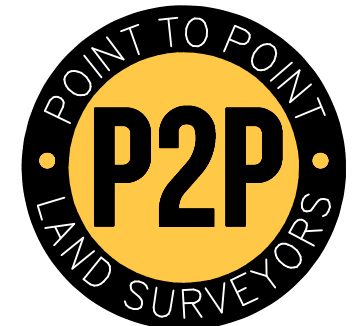
THIS ITEM HAS BEEN ELECTRONICALLY SIGNED AND SEALED BY DARRELL TAYLOR USING DIGITAL SIGNATURE AND DATE. PRINTED COPIES OF THIS DOCUMENT ARE NOT CONSIDERED SIGNED AND SEALED AND THE SIGNATURE MUST BE VERIFIED ON ANY ELECTRONIC COPIES.

I HEREBY CERTIFY THAT THIS MAP IS CORRECT AND WAS DRAWN UNDER MY DIRECT SUPERVISION. ANY VISIBLE ENCROACHMENTS ARE SHOWN HEREON.

*[Signature]* DATE: 01/28/2026  
G. DARRELL TAYLOR, FLORIDA PROFESSIONAL SURVEYOR & MAPPER #LS6904

THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS. THIS MAP IS ONLY INTENDED FOR THE PARTIES AND PURPOSES SHOWN. THIS MAP IS NOT FOR RECORDATION.

\* SPECIFIC PURPOSE SURVEY PREPARED BY:



Business License Number: LB8148  
100 Governors Trace, Ste. 103  
Peachtree City, GA 30269  
(direct) 678.565.4440 (fax) 678.565.4497 (w) p2pls.com

SPECIFIC PURPOSE SURVEY PREPARED FOR:



DAYTONA BEACH WATER UTILITIES  
SITE NO. FL357  
SECTION 29, TOWNSHIP 15 SOUTH, RANGE 32 EAST,  
CITY OF DAYTONA BEACH, VOLUSIA COUNTY, FLORIDA

LEGAL DESCRIPTION & TITLE REVIEW SHEET

NO.	DATE	REVISION	DRAWN BY: TJM	SHEET:
1.	2/17/26	FPL EASEMENTS	CHECKED BY: JKL	3
2.	4/10/26	REVISED TITLE	APPROVED: D. MILLER	
			DATE: JANUARY 28, 2026	
			P2P JOB #: 251810FL	OF 3

SURVEY NOT VALID WITHOUT ALL SHEETS

E:\Point to Point\Dropbox\P2P-Current-Jobs\2025\251810FL-Boydona Beach Water Utilities\251810FL.dwg

RESOLUTION NO. 2025-225

A RESOLUTION APPROVING AN AMENDMENT TO THE PUBLIC USE PERMIT PREVIOUSLY ISSUED FOR A MONOPOLE TELECOMMUNICATION TOWER AND ASSOCIATED IMPROVEMENTS ON VACANT CITY-OWNED LAND ADJACENT TO AND EAST OF THE MUNICIPAL STADIUM, 3917 LPGA BOULEVARD; AUTHORIZING A MODIFICATION OF THE LOCATION FOR THE TOWER AND ASSOCIATED IMPROVEMENTS TO A LEASED AREA ON THE SOUTHERN SIDE OF THE MUNICIPAL STADIUM; MODIFYING CERTAIN USE-SPECIFIC CONDITIONS FROM ARTICLE 5 OF THE LAND DEVELOPMENT CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Res. No. 2024-54 approved a public use permit authorizing the construction and operation of a monopole telecommunication tower and associated improvements, including telecommunications equipment and fencing, approximately 1.3 acres of City property located adjacent to and east of the Municipal Stadium, 3917 LPGA Boulevard; and

WHEREAS, it was subsequently determined that the site referenced is not usable for the construction and operation of the tower; and

WHEREAS, City staff have determined that an alternate location, consisting of a 50-foot by 50-foot area located near the southeast corner of the Stadium grounds, would be appropriate for the location of the tower and associated improvements; and

WHEREAS, the alternate location described above is zoned SFR-5 (single family residential), and the City Land Development Code (LDC) does not list telecommunications towers as a permitted use in that zoning district; and

WHEREAS, placing a telecommunications tower on the alternate location described above will require a modification to the setbacks for telecommunications towers otherwise required by the LDC; and

WHEREAS, the telecommunication tower is critical to filling an existing, longstanding gap in cell coverage within the surrounding community, which gap has the potential to affect availability provision of emergency services within the area; and

WHEREAS, modifications to the LDC's setback and security fencing requirements for telecommunications towers are necessary in this instance based on the public safety concerns associated with longstanding lack of adequate cell coverage within the surrounding area, and justified based on the character of the Municipal Stadium grounds and surrounding area; and

WHEREAS, the Deputy City Manager, Growth Management and Planning, recommends approval of the amendment of the public use permit to relocate the site of the tower and associated improvements and to modify applicable setbacks to those set forth below.

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

SECTION 1. The City Commission hereby amends the public use permit previously approved by Res. No. 2024-54 as follows:

A. The site of the property subject to the public use permit is hereby relocated to a 50-foot by 50-foot parcel located near the southeast corner of the grounds of Municipal Stadium grounds, 3917 LPGA Boulevard (Parcel ID 522900000011) as depicted and described in Exhibit A, attached hereto.

B. The minimum setbacks applicable to a monopole tower, as established by LDC Section 5.2.B.5.d.vi, is modified as follows:

At least twice 200 feet ~~the tower's height~~ from a single-family property line, and at least 50 feet ~~half the height of the tower~~ from any other lot line.

C. The requirement for security fencing associated with ground based equipment and buildings associated with the tower, as established by LDC Section 5.2.B.5.d.vii, is hereby modified by allowing for security fencing with mesh or other form of screening sufficient to mitigate public view in lieu of a wall, and by waiving associated landscaping requirements.

SECTION 2. The City Commission finds that the request meets the criteria for public use permits in Article 3, § 3.4.H, LDC.

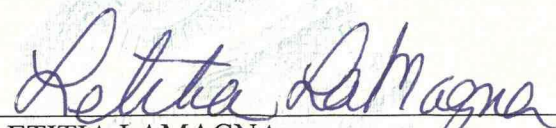
SECTION 3. A Public Hearing at 6:00 p.m., Wednesday, June 4, 2025, in Commission Chambers, City Hall, 301 South Ridgewood Avenue, Daytona Beach, Florida, after notice provided, is deemed to comply with the LDC.

SECTION 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

SECTION 5. This Resolution shall take effect immediately upon its adoption.

  
DERRICK L. HENRY  
Mayor

ATTEST:

  
LETITIA LAMAGNA  
City Clerk

Adopted: June 4, 2025



Exhibit "A"

**PREMISES / ACCESS AREA**

*The Premises being a 50 ft. x 50 ft. parcel located within the Parent Tract described below:*

Parent Tract Address: located at 3917 LPGA Blvd, Daytona Beach, Florida (Volusia County)

Parent Tract Parcel ID No.: 522900000011

Parent Tract Legal Description:

29 15 32 A PORT IN SW 1/4 OF NE 1/4 OF SEC 29 MEAS 1673.36 F  
T ON W/L & E RW OF 11TH ST PER OR 2918 PG 0767

*The Premises being further described as follows:*

All that tract or parcel of land lying and being in Section 29, Township 15 South, Range 32 East, City of Daytona Beach, Volusia County, Florida, and being a portion of the lands of the City of Daytona Beach, as recorded in Official Records Book 2918, Page 767, Volusia County records, and being more particularly described as follows:

To find the point of beginning, COMMENCE at a concrete monument found at the southeast corner of said Daytona Beach lands, said concrete monument having a Florida Grid North, NAD83, East Zone Value of N=1758397.1412, E=619341.4190; thence running along the south line of said lands, South 89°53'31" West, 1306.84 feet to a concrete monument found at the southwest corner of said lands and the easterly right-of-way line of LPGA Boulevard, formerly 11<sup>th</sup> Street (having a 200-foot wide public right-of-way) as shown on Florida Department of Transportation Right-of-Way Map Section 79507-2602, dated August 11, 1971; thence running along said easterly right-of-way line, North 00°08'03" West, 46.60 feet to a point; thence leaving said easterly right-of-way line and running, North 89°49'20" East, 1093.98 feet to a point; thence, North 00°00'00" East, 105.08 feet to a point; thence, North 90°00'00" West, 15.00 feet to northeast corner of the Lessee Premises and the true POINT OF BEGINNING; Thence running along said Lessee Premises, South 00°00'00" East, 50.00 feet to a point; Thence, North 90°00'00" West, 50.00 feet to a point; Thence, North 00°00'00" West, 50.00 feet to a point; Thence, North 90°00'00" East, 50.00 feet to a point and the POINT OF BEGINNING.

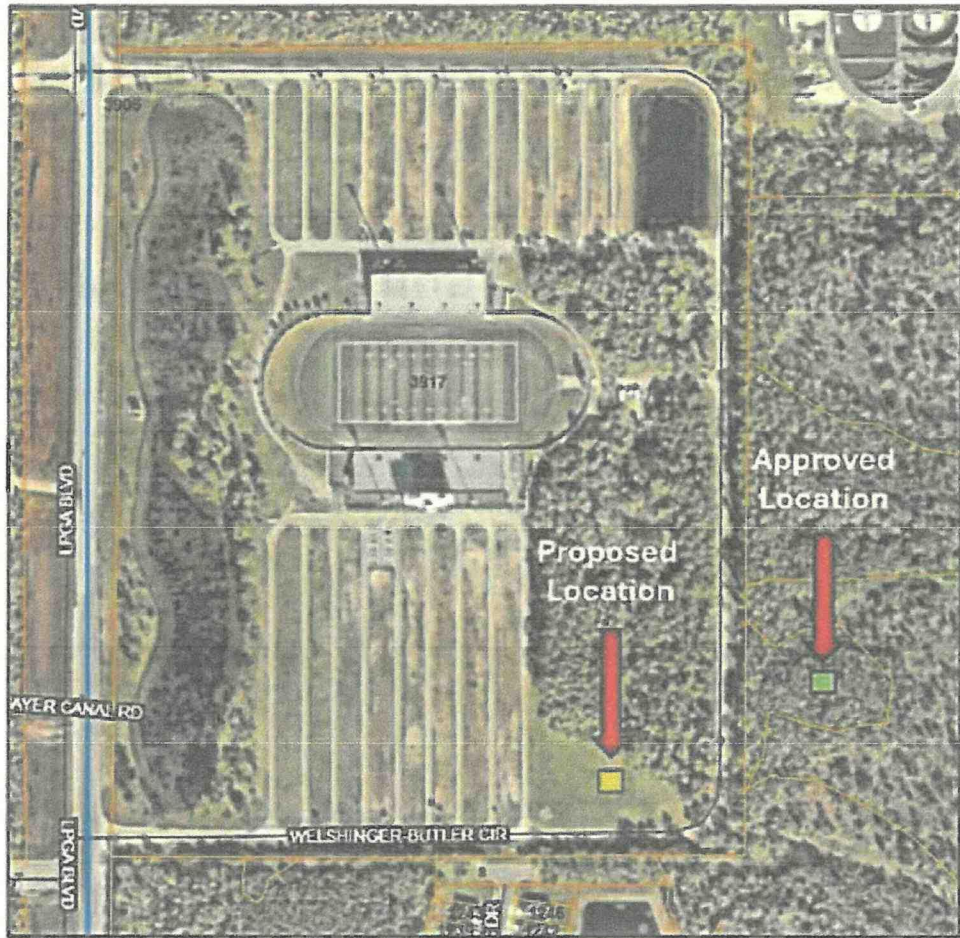
Bearings based on Florida Grid North, NAD83, East Zone.

Said tract contains 0.0574 acres (2,500 square feet), more or less, as shown in a survey prepared for Diamond Communications LLC by POINT TO POINT LAND SURVEYORS, INC. dated December 19, 2023, last revised May 14, 2025.

[EXHIBIT "A" CONTINUES NEXT PAGE]

Daytona Beach Municipal Stadium FL357 Ground Lease EXE

MB



RESOLUTION NO. 2026-24

A RESOLUTION GRANTING FLORIDA POWER AND LIGHT COMPANY AN UNDERGROUND UTILITY EASEMENT LOCATED AT 3917 LPGA BOULEVARD, FOR THE INSTALLATION OF A NEW ELECTRICAL UNDERGROUND POWER LINE IN CONNECTION WITH THE NEW MUNICIPAL STADIUM CELL TOWER CONSTRUCTION PROJECT; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE EASEMENT; AND PROVIDING AN EFFECTIVE DATE.

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



SECTION 1. The City Commission hereby conveys to Florida Power and Light Company an underground easement on City owned property located at 3917 LPGA Boulevard for installation of a new electrical underground power line in connection with the new Municipal Stadium cell tower construction project.

SECTION 2. The Mayor and City Clerk are hereby authorized to execute the Easement, a copy of the Easement being attached hereto and incorporated herein by reference.

SECTION 3. This Resolution shall take effect immediately upon its adoption.

  
DERRICK L. HENRY  
Mayor

ATTEST:

  
  
LETITIA LAMAGNA  
City Clerk

Adopted: January 21, 2026