

ORDINANCE NO. 2025-09

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING CHAPTER 1 ("GENERAL PROVISIONS"), SECTION 1-2 ("DEFINITIONS") OF WELLINGTON'S CODE OF ORDINANCES TO ADD A DEFINITION FOR NORMAL HOURS OF OPERATION; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Wellington Council is authorized and empowered to adopt and amend legislation to govern the affairs of its citizens and promote the public health, safety, and welfare of the community; and

WHEREAS, Chapter 1, Section 1-2 of Wellington's Code of Ordinances provides definitions to guide the interpretation of Wellington's Code; and

WHEREAS, Wellington's Council believes it is in the best interest of the community to amend section 1-2 to define the term "Normal Hours of Operation."

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF WELLINGTON, FLORIDA THAT:

SECTION 1. Chapter 1 of the Code of Ordinances, GENERAL PROVISIONS, is amended as follows:

Sec. 1-2, Definitions and Rules of Construction, is amended to add the following definition in alphabetical order [in ~~striketrough~~ (deleted) and underlined (added) format]:

Normal Hours of Operation: the days of the week and time periods when a commercial establishment within 300 feet of residential homes within a residential Planned Unit Development (PUD) is permitted to provide services/goods. Normal Hours of Operation are 7:00 AM to 10:00 PM, Sunday through Thursday, and 7:00 AM to 11:00 PM, Friday and Saturday, or as otherwise stated in the Land Development Regulations (LDR).

SECTION 2. Should any section, paragraph, sentence, clause, or phrase of this Ordinance conflict with any section, paragraph, clause or phrase of any prior Wellington Ordinance, Resolution, or Municipal Code provision, in that event the provisions of this Ordinance shall prevail to the extent of such conflict.

SECTION 3. Should any section, paragraph, sentence, clause, or phase of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole or any portion or part thereof, other than the part so declared to be invalid.

SECTION 4. This Ordinance shall become effective immediately upon adoption of the Village Council following second reading.

Intentionally left blank.

PASSED this 8th day of April, 2025, upon first reading.

PASSED AND ADOPTED this _____ day of _____ 2025, on second and final reading.

WELLINGTON

| | | FOR | AGAINST |
|-----|--------------------------------|------------|----------------|
| BY: | _____ | _____ | _____ |
| | Michael J. Napoleone, Mayor | | |
| | _____ | _____ | _____ |
| | John T. McGovern, Vice Mayor | | |
| | _____ | _____ | _____ |
| | Tanya Siskind, Councilwoman | | |
| | _____ | _____ | _____ |
| | Maria Antuña, Councilman | | |
| | _____ | _____ | _____ |
| | Amanda Silvestri, Councilwoman | | |

ATTEST:

BY: _____
Chevelle D. Hall, Village Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

BY: _____
Laurie Cohen, Village Attorney