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**WHEREAS**, the potential impacts and intensity of equestrian show uses and competitions on adjacent properties and the Equestrian Preserve Area are generated by the number of days of the event as well as the number of shows/competitions per year, the number of entries for each show/competition, the number of expected attendees anticipated, the number of vendors present, and any entertainment; and

1       **WHEREAS**, the proposed amendments to Chapter 5.7 are intended to address  
2 the varying degree of impacts and intensity of equestrian show uses and competitions  
3 through a tiered permit with the highest potential impact/intensity requiring approval by  
4 the Wellington Council; and

5  
6       **WHEREAS**, the Equestrian Preserve Committee has reviewed the proposed  
7 Ordinance and recommended approval to the Planning, Zoning and Adjustment Board;  
8 and

9  
10       **WHEREAS**, the Planning, Zoning and Adjustment Board, acting as The Land  
11 Development Regulation Board, after notice and public hearing on October 1, 2014, has  
12 reviewed the proposed Ordinance and determined that the proposed amendment is  
13 consistent with Wellington's Comprehensive Plan; and

14  
15       **WHEREAS**, the Council has taken the recommendations from the Local  
16 Planning Agency, Wellington staff and the comments from the public into consideration  
17 when considering the amendments to the Land Development Regulations that are the  
18 subject of this Ordinance.

19  
20       **NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF WELLINGTON,**  
21 **FLORIDA THAT:**

22  
23       **SECTION 1.** Chapter 5.7 Seasonal Equestrian Uses of Wellington's Land  
24 Development Regulations is hereby modified, as follows text formatted with underline is  
25 to be added; text formatted with ~~strike-through~~ is to be deleted:

## 26                               **CHAPTER 7. SEASONAL EQUESTRIAN USES**

### 27 28 29 | **Sec. 5.7.1. – Purpose and Scope.**

30  
31 | ~~These regulations allow permits for s~~Seasonal Equestrian Uses and activities facilities  
32 ~~within the EOZD are those which are generally temporary in nature. The uses and~~  
33 ~~facilities are also generally compatible with the other uses, but require review of the~~  
34 ~~location, design, configuration and intensity of use, buildings and facilities, and may~~  
35 ~~require the imposition of conditions to ensure the appropriateness of the use/activity at a~~  
36 ~~particular location., will not adversely impact the surrounding area and land uses, and~~  
37 ~~which can be terminated and removed immediately. A Seasonal Equestrian Use permit~~  
38 ~~is required for all equestrian shows, equestrian competitions including polo and any~~  
39 ~~temporary ancillary equestrian uses as defined in Sec. 5.7.2.~~

40  
41 | ~~A seasonal equestrian use permit related to Ancillary Equestrian Uses and Equestrian~~  
42 ~~Show Uses of not more than two (2) events per year with each event being four (4) days~~  
43 ~~or less in duration shall be processed and decided upon by the Growth Management~~  
44 ~~Director in the same manner as a special permit use (see Section 5.5). Equestrian~~  
45 ~~Show Uses that will be open to the public for more than four (4) days and/or more than~~

1 ~~two (2) events during the course of one year shall only be permitted upon the approval~~  
2 ~~of Wellington's Council.~~

### 7 **Sec. 5.7.2. - Definitions.**

8  
9 The following words, terms, and phrases, when used in this Article, shall have the  
10 meanings ascribed to them in this Section:

11  
12 Equestrian Show Use ~~is a judged exhibition of horses from local to international levels.~~  
13 Most horse shows run from one (1) to three (3) days, sometimes longer for national and  
14 international championships in a given discipline. Most shows consist of a series of  
15 different performances or called classes, wherein a group of horses with similar training  
16 or characteristics compete against one another for awards and often, prize money.  
17 These shows are held at properties or facilities with~~includes any of~~ uses typically  
18 associated with the equestrian show industry, including show rings, competition arenas,  
19 and may include spectator facilities with either temporary or permanent seating.

20  
21 Equestrian competition includes equestrian shows, as well as all other competitions  
22 involving horses including, but not limited to, polo matches, derby races, eventing,  
23 reining, steeple chase, vaulting or similar events.

24  
25 Polo competitions are a team sport played on horseback in which the objective is to  
26 score goals by driving a small white plastic or wooden ball into the opposing team's goal  
27 using a long-handled mallet. The traditional sport of polo is played at speed on a large  
28 grass field up to 300 yards long by 160 yards wide and each polo team consists of four  
29 riders and their mounts. In arena polo, only three players are required per team and  
30 play with an air-filled ball similar to a small soccer ball.

31  
32 Temporary Ancillary Equestrian Use Facilities ~~include temporary equestrian facilities~~  
33 such as bleachers, vendor tents, sanitary facilities, and stabling tents, ~~practice rings,~~  
34 ~~paddocks, warm-up areas, and schooling areas.~~ Facilities approved by a Seasonal  
35 Equestrian Use permit are required to be removed at the end of the permit period and  
36 the subject area returned to its original condition or better.

37  
38 ~~Seasonal Equestrian Use Permit - a Special Permit issued in accordance with these~~  
39 ~~Land Development Regulations and specifically dealing with equestrian show uses and~~  
40 ~~ancillary equestrian uses.~~

### 42 **Sec. 5.7.3. – General Standards.**

43  
44 Seasonal Equestrian Use permits for equestrian shows/competitions and temporary  
45 ancillary facilities and temporary stable permits may be issued in accordance with the  
46 following standards:

1  
2 A. Construction. No structure of a permanent nature may be approved or  
3 constructed as a part of a seasonal equestrian use permit, but the seasonal equestrian  
4 use permit for an equestrian show or competition may utilize all or a portion of an  
5 existing structure(s). No structure shall be located in a public right-of-way. Permanent  
6 structures may be approved and constructed under a separate development permit.  
7

8 B. Removal. Removal of all temporary structures and facilities shall be guaranteed  
9 in writing and bonded to ensure and such structures shall be subsequently removed  
10 within two (2) weeks of the expiration of the seasonal equestrian use permit.  
11

12 C. Owner's ~~approval~~authorization. Written ~~approval~~authorization of the owner of the  
13 site shall be obtained and provided to the Village. This authorization ~~approval~~ shall  
14 identify the site address, owner's name, mailing address, telephone number, and  
15 owner's acknowledgement of proposed activity and dates the activity is to operate.  
16

17 D. Safe ingress and egress. Adequate and safe ingress and egress directly to a  
18 collector or rural collector roadway, such that the normal traffic pattern shall not be  
19 disrupted, shall be provided and maintained during the duration of the equestrian  
20 special use permit.  
21

22 E. Trash or debris. Removal of all trash or debris from the site and the immediate  
23 vicinity, upon termination of the activity, shall be guaranteed in writing and subsequently  
24 accomplished during the duration of the equestrian special use permit.  
25

26 F. Sanitary facilities. Adequate sanitary facilities shall be provided for the intended  
27 activity and, when necessary, documentation shall be provided that rest rooms or other  
28 sanitary facilities are available during the duration of the activity.  
29

30 G. Parking. Adequate parking for the proposed activity, uses, and temporary  
31 structures intended shall be provided on-site based upon the parking requirements in  
32 Section 7.2.3. All parking areas used during the duration of the equestrian special use  
33 permit shall be restored to the original condition. Parking or stopping in a public right-of-  
34 way shall be prohibited.  
35

36 H. Signs. No off premises signage is permitted.  
37

38 I. Use. ~~The proposed use~~ Proposed equestrian shows must meet all the  
39 development criteria currently listed in the LDR (Section ~~6.4D.346.4.4.41~~) for  
40 Commercial Equestrian Arenas, relating to buffering, noise and loudspeakers, lighting,  
41 and other potentially negative impacts such as dust and odors.  
42

43 J. Approval. Prior to commencement of a use, structure, or facility pursuant to a  
44 seasonal equestrian use permit ~~or temporary stable permit~~, the property must receive  
45 approval ~~for the use~~ from the Palm Beach County Fire Department.  
46

1 | **Sec. 5.7.4. – Permitted Locations.**

2  
3 | A. ~~Seasonal show uses~~equestrian shows and competitions. Seasonal  
4 equestrian permits for equestrian shows and competitions ~~uses and ancillary equestrian~~  
5 ~~uses~~ may be issued for property that meets the following:

6  
7 | 1. Designated on the Wellington Future Land Use Map as Commercial Recreation  
8 ~~and located within the EOZD;~~ or

9  
10 | ~~—— Designated on a Planned Development District Master Plan or otherwise zoned~~  
11 ~~for Commercial Recreation or Commercial Equestrian uses or commercial stables; or~~

12  
13 | 2. Property within the EOZD which the applicant/owner can demonstrate that the  
14 proposed show/competition can accommodate all activities, including parking, on-site  
15 and meet the standards in Sec. 5.7.3.

16  
17 | B. Temporary ancillary equestrian uses. Seasonal equestrian permits for  
18 temporary ancillary equestrian uses facilities not in conjunction with, but serving  
19 seasonal equestrian show uses may be issued for lots property located within the EOZD  
20 and consistent with Section 6.10.9.D. that:

21  
22 | 1. ~~Consisting of a minimum of five (5) acres; or~~

23  
24 | 2. ~~Consisting of lots less than five (5) acres in size, if limited to a maximum of eight~~  
25 ~~(8) stalls.~~

26  
27 | 3. ~~Not located within one hundred (100) feet of residentially developed property not~~  
28 ~~related to equestrian uses.~~

29  
30 | 4. ~~Located within one hundred (100) feet of residentially developed property not~~  
31 ~~related to equestrian uses, if:~~

32  
33 | a. ~~the equestrian facility is located a minimum of one hundred (100) feet from the~~  
34 ~~property line~~

35  
36 | b. ~~the facility is screened from the adjacent residential uses with a minimum eight~~  
37 ~~(8) foot landscaped buffer forming an opaque screen consisting of a berm, hedge, tree,~~  
38 ~~fence or combination thereof, meeting the Architectural Review standards of Ordinance~~  
39 ~~98-10. If a fence is used to provide the required screening, a solid row of hedge~~  
40 ~~material, a minimum of forty-two (42) inches at time of planning must be installed on the~~  
41 ~~outboard view of the fence.~~

42  
43 | **Sec. 5.7.5. – Duration.**

44

Seasonal Equestrian Use permits ~~and temporary stable permits~~ shall be limited to a cumulative duration not to exceed six (6) months in one (1) ~~calendar year, 12-month period~~ on the same property unless approved by Council.

**Sec. 5.7.6. – Procedure.**

Seasonal Equestrian Use permits for equestrian shows/competitions within the EOZD shall be regulated by permit type as provided in the following table. If any of the six (6) criteria is exceeded by a proposed equestrian show/competition, the permit type shall be elevated to the next level, i.e. if a Permit Type 1 exceeds any single criterion, it shall require a Permit Type 2 and meet all respective standards. For equestrian shows/competitions, please refer to Note B.

**Table 5.7.6.1 – Seasonal Equestrian Use Permits – Equestrian Shows/Competitions in EOZD**

<u>Permit Type</u>	<u>1</u>	<u>2a</u>	<u>2b</u>	<u>3</u> <sup>A</sup>
<u>Approval Level</u> <sup>B</sup>	<u>No permit required</u>	<u>Planning Director, or designee</u>		<u>See below</u>
<u>Maximum days per week per show/competition</u>	<u>1</u>	<u>2</u>	<u>4</u>	
<u>Maximum events per year</u>	<u>12</u>	<u>12</u>	<u>2</u>	
<u>Maximum entries per show/competition</u>	<u>50</u>	<u>75</u>	<u>100</u>	
<u>Maximum spectator attendance per show/competition</u>	<u>100</u>	<u>100</u>	<u>500</u>	
<u>Vendors</u>	<u>0</u>	<u>4</u>	<u>10</u>	
<u>Entertainment</u>	<u>None</u>	<u>Event-oriented only</u> <sup>C</sup>		

**Note:**

A. Seasonal Equestrian Use Permit Type 3 is any proposed equestrian show/competition which exceeds any one (1) of the six (6) criteria for a Permit Type 2 in Table 5.7.6.1 and shall require Council approval.

B. Seasonal Equestrian Use Permits for equestrian shows/competitions outside of the EOZD shall require the following approvals: Type 1 – Planning Director, or designee approval; Type 2a, 2b, and 3 – Council approval.

C. Event-oriented entertainment is any entertainment which is ancillary or part of the show/competition and does not include concerts.

1       **SECTION 2.** Should any section, paragraph, sentence, clause, or phrase of this  
2 Ordinance conflict with any section, paragraph, clause or phrase of any prior Wellington  
3 Ordinance, Resolution, or Municipal Code provision; then in that event the provisions of  
4 this Ordinance shall prevail to the extent of such conflict.  
5

6       **SECTION 3.** Should any section, paragraph, sentence, clause, or phase of this  
7 Ordinance be declared by a court of competent jurisdiction to be invalid, such decision  
8 shall not affect the validity of this Ordinance as a whole as a whole or any portion or part  
9 thereof, other than the part so declared to be invalid.  
10

11       **SECTION 4.** This Ordinance shall become effective immediately upon adoption  
12 of the Village Council following second reading.  
13  
14  
15  
16

[This space intentionally left blank.]

1 **PASSED** this \_\_\_\_ day of \_\_\_\_\_, 2014 on first reading.  
2  
3

4 **PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2014, on second and final  
5 reading.  
6  
7

8 **WELLINGTON**

9  
10 **FOR**

**AGAINST**

11 BY: \_\_\_\_\_

12 Bob Margolis, Mayor

13 \_\_\_\_\_

14 John Greene, Vice Mayor

15 \_\_\_\_\_

16 Matt Willhite, Councilman

17 \_\_\_\_\_

18 Howard K. Coates, Jr. Councilman

19 \_\_\_\_\_

20 Anne Gerwig, Councilwoman  
21  
22  
23  
24  
25  
26  
27

28 **ATTEST:**

29  
30 BY: \_\_\_\_\_

31 Awilda Rodriguez, Clerk  
32  
33  
34

35 **APPROVED AS TO FORM AND**  
36 **LEGAL SUFFICIENCY**

37  
38 BY: \_\_\_\_\_

39 Laurie Cohen, Village Attorney  
40  
41  
42  
43