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**ORDINANCE NO. 2024-13**

**AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING THE WELLINGTON CODE OF ORDINANCES, MORE SPECIFICALLY, TO MODIFY AND CLARIFY CERTAIN PROVISIONS IN CHAPTER 21 (TAXATION) RELATED TO BUSINESS TAX RECEIPTS (BTR), AS CONTAINED HEREIN; TO ESTABLISH THE FINDINGS AND IMPLEMENTATION OF BTR; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AND EFFECTIVE DATE.**

**WHEREAS**, Wellington, a Florida Council, as the governing body, pursuant to the authority vested in it by Article VII, section 2 of the Florida Constitution, and Chapter 166 of the Florida Statutes, is authorized and empowered to adopt and amend legislation to govern the affairs of its citizens; and

**WHEREAS**, Wellington adopts modifications to the Code of Ordinances periodically as necessary to protect the health, safety, and welfare of the community; and

**WHEREAS**, Wellington believes that it is in the best interest of the community to make modifications to Chapter 21 (Taxation), more specifically, Article II [Local Business Tax Receipt (BTR)] of the Code of Ordinances to adopt clarifications, definitions, and process specifically related to BTRs, as provided in Exhibit A of this ordinance; and

**WHEREAS**, the proposed amendment to clarify and provide guidance to support and retain existing businesses and to be responsive to the local business community; and

**WHEREAS**, Wellington's Council has taken the Finding of Facts from Wellington staff, competent substantial evidence presented at the hearing, and comments from the public into consideration when considering the proposed amendment.

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

**SECTION 1.** Chapter 21 of the Code of Ordinances, more specifically Article II (Local Business Tax Receipt), is amended as provided in Exhibit A of this Ordinance.

**SECTION 2.** Should any section, paragraph, sentence, clause, or phrase of this ordinance conflict with any section, paragraph, sentence, clause, or phrase of this 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 phrase 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.** Notice of the proposed ordinance was published fifteen (15) days prior to the first reading and has met statutory requirements; therefore, this ordinance shall be effective upon second reading and adoption.

*The remainder of this page is intentionally left blank.*

54 **PASSED** this \_\_\_ day of \_\_\_\_\_, 2024, upon first reading.  
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56 **PASSED AND ADOPTED** this \_\_\_ day of \_\_\_\_\_, 2024, on second and final reading.

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58 **WELLINGTON** **FOR** **AGAINST**

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61 BY: \_\_\_\_\_  
62 Michael J. Napoleone, Mayor

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65 \_\_\_\_\_  
66 John T. McGovern, Vice Mayor

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69 \_\_\_\_\_  
70 Tanya Siskind, Councilwoman

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73 \_\_\_\_\_  
74 Maria Antuña Councilwoman

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78 Amanda Silvestri, Councilwoman

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80 **ATTEST:**

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83 BY: \_\_\_\_\_  
84 Chevelle D. Hall, MMC, Village Clerk

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87 **APPROVED AS TO FORM AND**  
88 **LEGAL SUFFICIENCY**

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90  
91 BY: \_\_\_\_\_  
92 Laurie Cohen, Village Attorney