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ORDINANCE NO. 2020-07

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL, ADOPTING WELLINGTON'S WATER SUPPLY FACILITIES 10-YEAR WORK PLAN AND AMENDING WELLINGTON'S COMPREHENSIVE PLAN TO INCORPORATE THE WORK PLAN INTO THE INFRASTRUCTURE ELEMENT, AS REQUIRED BY FLORIDA STATUTE; AMENDING REFERENCES TO THE WORK PLAN IN THE FUTURE LAND USE, CONSERVATION, INFRASTRUCTURE, INTERGOVERNMENTAL COORDINATION, RECREATION AND OPEN SPACE, AND CAPITAL IMPROVEMENTS ELEMENTS; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 163, Florida Statutes, established the Community Planning Act;
and

WHEREAS, Section 163, Florida Statutes, requires each municipality in the State of Florida to prepare and adopt a Comprehensive Plan as required by the Florida Department of Economic Opportunity; and

WHEREAS, Council adopted Wellington's Comprehensive Plan on January 19, 1999;
and

WHEREAS, Wellington is required to prepare a 10-year Water Supply Facilities Work Plan and adopt revisions to the Village's Comprehensive Plan addressing the water supply requirements within 18 months of the regional water supply plan's approval; and

WHEREAS, the South Florida Water Management District (SFWMD) approved the Lower East Coast Water Supply Plan (LECWSP) on November 9, 2018; and

WHEREAS, Wellington determined it was necessary to update the current Water Supply Plan and incorporate it within the Infrastructure Element of the Comprehensive Plan. Additionally, all elements of the Comprehensive Plan were reviewed for references to the Water Supply Plan for updates; and

WHEREAS, the Planning, Zoning and Adjustment Board, sitting as the Local Planning Agency, after notice and public hearing on March 11, 2020, unanimously recommended approval of the Comprehensive Plan Text Amendment; and

WHEREAS, the Council has taken the recommendations from the Planning, Zoning and Adjustment Board, Wellington staff and the comments from the public into consideration when considering the text amendments to the Comprehensive Plan that are the subject of this ordinance; and

WHEREAS, the Village Council, after notice and public hearing, voted to transmit this

47 proposed amendment to the Florida Department of Economic Opportunity and complied with
48 applicable provisions of the Florida Statutes governing amendments of local Comprehensive
49 Plans.

50
51 **NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE**
52 **VILLAGE OF WELLINGTON, FLORIDA, THAT:**

53
54 **SECTION 1:** The Wellington Water Supply Facilities 10-Year Work Plan (Work Plan),
55 attached as Exhibit "A", is hereby adopted and incorporated in the Infrastructure Element of the
56 Comprehensive Plan.

57
58 **SECTION 2:** The Future Land Use, Conservation, Infrastructure, Intergovernmental,
59 Recreation and Open Space, and Capital Improvement Elements of the Comprehensive Plan
60 shall be amended as attached in Exhibits "B" through "G".

61
62 **SECTION 3:** The Village Manager is hereby authorized to transmit this Comprehensive
63 Plan Text Amendment to the Florida Department of Economic Opportunity for review pursuant
64 to Chapter 163, Florida Statutes.

65
66 **SECTION 4:** The Village Manager is hereby directed to amend the Comprehensive
67 Plan in accordance with this Ordinance.

68
69 **SECTION 5:** Should any section, paragraph, sentence, clause, or phrase of this
70 Ordinance conflict with any section, paragraph, clause or phrase of any prior Village
71 Ordinance, Resolution, or municipal Code provision: then in that event the provisions of this
72 Ordinance shall prevail to the extent of such conflict.

73
74 **SECTION 6:** Should any section paragraph, sentence, clause, or phrase of this
75 Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall
76 not affect the validity of this Ordinance as a whole or any portion or part thereof, other than the
77 part to be declared invalid.

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79 **SECTION 7:** The effective date of this Comprehensive Plan Text Amendment shall be
80 31 days after adoption by the Council, if there has not been a compliance challenge with the
81 Division of Administrative Hearings. If the ordinance is challenged within 30 days after
82 adoption, the ordinance shall not become effective until the state land planning agency or the
83 Administrative Commission, respectively, issues a final order determining the amendment to
84 be in compliance.

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PASSED this 26th day of May, upon first reading.

PASSED AND ADOPTED this _____ day of _____ 2020, on second and final reading.

VILLAGE OF WELLINGTON

FOR AGAINST

BY: _____	_____	_____
Anne Gerwig, Mayor		
_____	_____	_____
Tanya Siskind, Vice Mayor		
_____	_____	_____
John T. McGovern, Councilman		
_____	_____	_____
Michael Drahos, Councilman		
_____	_____	_____
Michael J. Napoleone, Councilman		

ATTEST:

BY: _____
 Chevelle D. Addie, Village Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

BY: _____
 Laurie Cohen, Village Attorney