

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6

**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 14 of the Code of Ordinances governs Parks and Recreation within Wellington; and

**WHEREAS**, Chapter 14, Article III, Division 2, Section 14-21 provides that roller skating, roller blading, bicycling, skateboarding, and any other similar activity is prohibited on turf, basketball courts, tennis courts, and parking lots; and

**WHEREAS**, Wellington has recently experienced property damage at its neighborhood parks, boat docks, and other locations due to the apparent misuse of micromobility devices, particularly electric bicycles and motorized scooters, and other similar activities in such places; and

**WHEREAS**, the Wellington Council believes it is in the best interest of Wellington to amend Section 14-1 to add a definition of neighborhood park and to amend Section 14-21 to specifically identify electric bicycling and motorized scooting among the activities prohibited by this section and to clarify that such activities are also prohibited inside neighborhood parks, on boat docks, and on playground equipment to promote public safety and protect the community from further damage to public property; and

1       **WHEREAS**, Chapter 14, Article III, Division 2, Section 14-24 sets forth guidelines  
2 for the use of vehicles in parks; and  
3

4       **WHEREAS**, Wellington has seen an increase in the use of electric bicycles and  
5 motorized scooters in and around Wellington, as well as an increase in the number of  
6 accidents involving such micromobility devices in Wellington and throughout the State of  
7 Florida; and  
8

9       **WHEREAS**, the Wellington Council believes it is in the best interest of Wellington  
10 to amend Section 14-26 to restrict where electric bicycles and motorized scooters may  
11 be operated in Wellington parks to protect the public from property damage and to  
12 promote public safety in certain park locations that see higher amounts of pedestrian  
13 traffic; and  
14

15       **WHEREAS**, Chapter 14, Article I, Division 1, Sections 14-3 and 14-4 address the  
16 enforcement and penalties for all of Chapter 14; and  
17

18       **WHEREAS**, Section 14-3 provides that it is the duty and responsibility of the Parks  
19 and Recreation employees to enforce Chapter 14 and section 14-4 further provides that  
20 the penalty for violation of Chapter 14 involves a fine and/or imprisonment; and  
21

22       **WHEREAS**, the Wellington Council believes it is in the best interest of Wellington  
23 to amend sections 14-3 and 14-4 to clarify that enforcement of Chapter 14 may also be  
24 by law enforcement officers.  
25

26       **NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF WELLINGTON,**  
27 **FLORIDA, THAT:**  
28

29       **SECTION 1:** Chapter 14, Article I, Division 1, Section 14-1 of the Code of  
30 Ordinances, Wellington, Florida is hereby amended to add a definition of Neighborhood  
31 Park in alphabetical order to read as follows:  
32

33       **Neighborhood Park:** A public recreational area located within walking or biking distance  
34 to one of Wellington's neighborhoods and identified on Wellington's official website as a  
35 Neighborhood Park.  
36

37       **SECTION 2:** Chapter 14, Article I, Division 1, Section 14-3 of the Code of  
38 Ordinances, Wellington, Florida is hereby amended to read as follows:  
39

40       **Sec. 14-3: Enforcement Authority**  
41

- 42       A. It shall be the duty and responsibility of the Department employees to enforce this  
43 chapter. This chapter may also be enforced by law enforcement officers.  
44

1 B. It shall be unlawful for any person to do any act forbidden or fail to perform any  
2 act required by this chapter or for any person to fail to comply with any lawful or  
3 reasonable order given by Wellington employees.  
4

5 C. The Council may adopt reasonable rules and regulations as are necessary to  
6 manage, use, preserve, and govern park property and activities.  
7

8 **SECTION 3:** Chapter 14, Article I, Division 1, Section 14-4 of the Code of  
9 Ordinances, Wellington, Florida is hereby amended to read as follows:  
10

11 **Sec. 14-4: Penalties**  
12

13 A. Any person convicted of violating the provisions of this ~~section~~ chapter shall be  
14 punished by a fine ~~not less than \$25.00 but not to exceed than \$500.00~~, or by  
15 imprisonment not exceeding ~~90~~60 days, or both.  
16

17 B. Any person found violating any provision of this chapter is subject to ejection and  
18 arrest by a law enforcement officer.  
19

20 **SECTION 4:** Chapter 14, Article III, Division 2, Section 14-21 of the Code of  
21 Ordinances, Wellington, Florida is hereby amended to read as follows:  
22

23 **Sec. 14-21: Game and Sport Activity**  
24

25 A. No person in a park shall take part in the playing of any games involving thrown  
26 or otherwise propelled objects such as stones, arrows, golf balls, javelins, rockets,  
27 or radio-controlled airplanes, except in areas set apart for such forms of recreation.  
28 The playing or practicing by organized sponsored athletic teams of such games  
29 as football, baseball, and the like, is prohibited except on fields, courts, or areas  
30 designated for such use, or as directed by the Director or their authorized  
31 representative.  
32

33 B. Roller skating, roller blading, bicycling (including electric bicycles as defined in  
34 chapter 22, article VII of this Code), skateboarding, scootering (including  
35 motorized scooters as defined in chapter 22, article VII of this Code), and any other  
36 similar activity is prohibited in Neighborhood Parks, on turf, basketball courts,  
37 tennis courts, boat docks, playground equipment, and in parking lots and shall be  
38 confined to those areas specifically designated for such activityies.  
39

40 **SECTION 5:** Chapter 14, Article III, Division 4, Section 14-26 of the Code of  
41 Ordinances, Wellington, Florida is hereby amended to read as follows:  
42

43 **Sec. 14-26: Use of Vehicles**  
44

45 A. No person shall operate a vehicle in a park except upon designated paved or  
46 improved park roads or driveways, or in and upon designated areas or trails set

1 aside for use by such vehicles, unless directed by a law enforcement officer or  
2 park employee to do so, or by official signs or markings.

3  
4 B. No person, except in emergencies, shall change any parts, repair, wash, wax, or  
5 polish, grease, or perform other maintenance on a vehicle on any park roadway,  
6 driveway, parking lot, or other park property.

7  
8 C. No person shall operate or park a motor vehicle, camper, bus, or trailer within a  
9 Wellington park or parking lot except in those areas specifically designated by  
10 signs to be used for such driving or parking unless authorized by the Director or  
11 the Sheriff's Department. Any agents or employees of federal, state, county, or  
12 municipal governmental bodies operating motor vehicles on official business shall  
13 be exempt from the provisions hereof.

14  
15 D. No person shall bed down, sleep, or camp overnight in a Wellington park, including  
16 any parking area, nor shall camper trucks, buses, trailers, or other vehicles be  
17 permitted to remain in a Wellington park unless authorized by the Director.

18  
19 E. Electric Bicycles and Motorized Scooters: No person shall operate an electric  
20 bicycle or motorized scooter, as those terms are defined in chapter 22, article VII  
21 of this Code, in any of the following Wellington park locations:

22  
23 i. Wellington Town Center

24  
25 ii. Neighborhood Parks

26  
27 iii. The Heart Trail at Village Park.

28  
29 **SECTION 6:** Should any section, paragraph, sentence, clause, or phrase of this  
30 Ordinance conflict with any section, paragraph, clause or phrase of any prior Wellington  
31 Ordinance, Resolution, or Municipal Code provision; then in that event the provisions of  
32 this Ordinance shall prevail to the extent of such conflict.

33  
34 **SECTION 7:** Should any section, paragraph, sentence, clause, or phrase of this  
35 Ordinance be declared by a court of competent jurisdiction to be invalid, such decision  
36 shall not affect the validity of this Ordinance as a whole or any portion or part thereof,  
37 other than the part so declared to be invalid.

38  
39 **SECTION 8:** This Ordinance shall become effective immediately upon adoption  
40 of the Wellington Council following second reading.

41  
42 **PASSED** this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ upon first reading.

43  
44 **PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 20 on second and  
45 final reading.

46

1 **WELLINGTON**

2 **FOR**

3 **AGAINST**

4 BY: \_\_\_\_\_

5 Michael J. Napoleone, Mayor

6 \_\_\_\_\_

7 Maria Antuña, Vice Mayor

8 \_\_\_\_\_

9 Amanda Silvestri, Councilwoman

10 \_\_\_\_\_

11 Stephan A. Levin, Councilman

12 \_\_\_\_\_

13 Johnny Meier, Councilman

14 **ATTEST:**

15 BY: \_\_\_\_\_

16 Chevelle D. Hall, MMC, Village Clerk

17 **APPROVED AS TO FORM AND**

18 **LEGAL SUFFICIENCY**

19 BY: \_\_\_\_\_

20 Laurie Cohen, Village Attorney