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ORDINANCE NO. 2021-26

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING THE CODE OF ORDINANCES BY REPEALING AND REPLACING CHAPTER 1 IN ITS ENTIRETY AS CONTAINED HEREIN TO REVISE DEFINITIONS, REMOVE UNNECESSARY AND OBSOLETE PROVISIONS, AND REVISE PENALTY PROVISIONS; PROVIDING A REPEALER CLAUSE; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Wellington Village Council, as the governing body of Wellington has the authority, pursuant to Article VIII, section 2 of the Florida Constitution, and Chapter 166 of the Florida Statutes, is authorized and empowered to adopt legislation to govern the affairs of its citizens; and

WHEREAS, Wellington adopted its first Code of Ordinances in 1997, shortly after incorporation, and since that time has adopted revisions as necessary to protect the health, safety and welfare of its citizens; and

WHEREAS, Wellington believes that it is in the best interest of the community to make additional modifications to the Code of Ordinances to remove outdated and unnecessary provisions and to simplify the provisions set forth therein.

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

SECTION 1: Chapter 1 of Wellington's Code of Ordinances is hereby repealed in its entirety and Chapter 1 titled "General Provisions" is hereby adopted as specifically provided in Exhibit A attached to this Ordinance.

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, then in that event the provisions of this Ordinance shall prevail to the extent of such conflict.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: 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 5: This Ordinance shall become effective immediately upon adoption

47 of the Wellington Council following second reading.

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49 **PASSED** this _____ day of _____, 2021 upon first reading.

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51 **PASSED AND ADOPTED** this _____ day of _____, 20__ on second and
52 final reading.

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54 **WELLINGTON**

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FOR

AGAINST

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BY: _____

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Anne Gerwig, Mayor

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John McGovern, Vice Mayor

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Michael Drahos, Councilman

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Michael Napoleone, Councilman

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Tanya Siskind, Councilwoman

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ATTEST:

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BY: _____

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Chevelle D. Addie Village Clerk

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APPROVED AS TO FORM AND

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LEGAL SUFFICIENCY

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BY: _____

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Laurie S. Cohen, Village Attorney

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EXHIBIT "A"

~~Chapter 1—GENERAL PROVISIONS⁽¹⁾~~

Footnotes:

~~—(1)—~~

~~**Charter reference**—Incorporation of municipality, corporate limits, § 3; land description, § 12.~~

~~Sec. 1-1.—Designation and citation of Code.~~

~~The ordinances embraced in the following chapters and sections shall constitute and be designated as the Code of Ordinances, Village of Wellington, Florida and may be so cited.~~

~~**Charter reference**—Codification of ordinances, § 6(1).~~

~~Sec. 1-2.—Definitions and rules of construction.~~

~~The following words, terms and phrases, when used in this Code, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

~~*Building inspector.* The words "building inspector" shall mean the building official or his duly appointed designee.~~

~~*Charter.* The word "Charter" shall mean the Village of Wellington Charter as it now exists or as it may be amended in the future.~~

~~*Code.* Whenever the term "Code" or "this Code" is referred to without further qualification, it shall mean the Code of Ordinances, Village of Wellington, Florida, as designated in section 1-1.~~

~~*Computation of time.* In computing any period of time prescribed or allowed by this Code, the day of the act, event or default from which the designated period of time begins to run shall not be included. The last day of the period so computed shall be included unless it is a Saturday, Sunday or legal holiday, in which event the period shall run until the end of the next day which is neither a Saturday, Sunday or legal holiday. When the period of time prescribed or allowed is less than seven days, intermediate Saturdays, Sundays and legal holidays shall be excluded in the computation.~~

~~**State Law reference**—Similar provisions, Florida Rules of Civil Procedure, rule 1.090(a).~~

~~*County.* The word "county" shall mean Palm Beach County.~~

F.S. The abbreviation "F.S." shall mean the latest edition or supplement of the Florida Statutes.

Gender. A word importing the masculine gender only shall extend and be applied to females and to firms, partnerships and corporations as well as to males.

Keeper and proprietor. The words "keeper" and "proprietor" shall mean and include persons, firms, associations, corporations, clubs and copartnerships, whether acting by themselves or through a servant, agent or employee.

May. The word "may" is permissive.

Month. The word "month" shall mean a calendar month.

Nontechnical and technical words. Words and phrases shall be construed according to the common and approved usage of the language, but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in law shall be construed and understood according to such meaning.

Number. The singular includes the plural and vice versa.

Oath. The word "oath" shall be construed to include an affirmation, and the words "swear" and "sworn" shall be equivalent to the words "affirm" and "affirmed."

Or, and. "Or" may be read "and," and "and" may be read "or," if the sense requires it.

Owner. The word "owner," applied to a building or land, shall include any part owner, joint owner, tenant in common, tenant in partnership, joint tenant or tenant by the entirety of the whole or of a part of such building or land.

Person. The word "person" includes individuals, children, firms, associations, joint adventures, partnerships, estates, trusts, business trusts, syndicates, fiduciaries, corporations and all other groups or combinations.

Personal property. The words "personal property" include every species of property except real property.

Preceding, following. The words "preceding" and "following" mean next before and next after, respectively.

Real property. The term "real property" shall include lands, tenements and hereditaments.

Residence. The term "residence" shall be construed to mean the place adopted by a person as his place of habitation, and to which, whenever he is absent, he has the intention of returning. When a person eats at one place and sleeps at another, the place where such person sleeps shall be deemed his residence.

Shall. The word "shall" is always mandatory and not merely directory.

Sidewalk. The word "sidewalk" shall mean that portion of a street between the curblineline or the lateral line of a roadway and the adjacent property lines, intended for use by pedestrians.

Signature or subscription. The word "signature" or "subscription" includes a mark when the person cannot write.

State. The words "the state" or "this state" shall be construed to mean the State of Florida.

Street. The word "street" shall be construed to embrace streets, avenues, boulevards, roads, alleys, lanes, viaducts and all other public highways in the village.

Tenant or occupant. The word "tenant" or "occupant," applied to a building or land, shall include any person holding a written or oral lease of or who occupies the whole or part of such building or land, either alone or with others.

Tense. Words used in the past or present tense include the future as well as the past and present.

Village. The words "the village" or "this village" shall be construed as if the words "of Wellington" followed the word "village," and shall extend to and include its several officers, agents and employees.

Village council or council. Whenever the words "village council" or "council" are used, they shall be construed to mean the Village Council of the Village of Wellington, Florida.

Village officers, agencies. Whenever reference is made to an officer, employee, department, board, committee, commission, agency, etc., it shall mean the same as if it were followed by the words "of the Village of Wellington, Florida."

Week. The word "week" shall be construed to mean seven days.

Written or in writing. The words "written" and "in writing" shall be construed to include any representation of words, letters or figures, whether by printing or otherwise.

Year. The word "year" shall mean a calendar year.

{Ord. No. 96-01, § 1, 4-30-96}

State Law reference— Definitions, F.S. § 1.01.

Sec. 1-3.— Section catchlines and other headings.

The catchlines of the several sections of this Code printed in boldface type are intended as mere catchwords to indicate the contents of the sections and shall not be deemed or taken to be the titles of such sections, nor as any part of the sections, nor, unless expressly so provided, shall they be so deemed when any of such sections, including the catchlines, are amended or reenacted. No provision of this Code shall be held invalid by reason of deficiency in any such catchline or in any heading or title to any chapter, article or division.

Sec. 1-4.— History notes.

The history notes appearing in parentheses after sections in this Code are not intended to have any legal effect but are merely intended to indicate the source of matter contained in the sections.

Sec. 1-5.— Editor's notes and references.

~~The editor's notes, Charter references, cross references and state law references in this Code are not intended to have any legal effect but are merely intended to assist the user of this Code.~~

~~Sec. 1-6.—Effect of offenses, acts, penalties or forfeitures prior to effective date.~~

~~Nothing in this Code shall affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract or right established or accruing before the effective date of this Code.~~

~~{Ord. No. 96-01, § 2, 4-30-96}~~

~~Sec. 1-7.—Effect of repeal of ordinances.~~

~~(a) The repeal of an ordinance shall not revive any ordinances in force before or at the time the ordinance repealed took effect.~~

~~(b) The repeal of an ordinance shall not affect any punishment or penalty incurred before the repeal took effect, nor any suit, prosecution or proceeding pending at the time of the repeal, for an offense committed under the ordinance repealed.~~

~~{Ord. No. 96-01, § 3, 4-30-96}~~

~~Sec. 1-8.—Certain ordinances and actions not affected by Code.~~

~~Nothing in this Code shall be construed to repeal or otherwise affect the validity of any of the following when not inconsistent with this Code:~~

~~(1) Any offense or act committed or done or any penalty or forfeiture incurred before the effective date of this Code.~~

~~(2) Any ordinance or resolution promising or guaranteeing the payment of money for the village, or authorizing the issue of any bonds of the village, or any evidence of the village's indebtedness, or any contract, right, agreement, lease, deed or other instrument or obligation assumed by the village.~~

~~(3) Any administrative ordinance of the village not in conflict or inconsistent with the provisions of this Code.~~

~~(4) Any right or franchise granted by any ordinance.~~

~~(5) Any ordinance, dedicating, naming, establishing, locating, relocating, opening, paving, widening, repairing, vacating, etc., any street or public way in the village.~~

~~(6) Any appropriation ordinance.~~

~~(7) Any ordinance levying or imposing taxes.~~

~~(8) Any ordinances prescribing through streets, parking and traffic regulations, speed limits, one-way traffic, limitations on load of vehicles or loading zones.~~

- ~~(9) — Any land use, land development, zoning or rezoning ordinance or amendment to the zoning map.~~
- ~~(10) — Any comprehensive plan ordinance.~~
- ~~(11) — Any ordinance dedicating or accepting any plat or subdivision in the village.~~
- ~~(12) — Any ordinance annexing territory or excluding territory or any ordinance extending the boundaries of the village.~~
- ~~(13) — The utility fee schedule and other fees established by the village.~~
- ~~(14) — Any blank form adopted by the council pertaining to travel advances or expenses.~~
- ~~(15) — Any ordinance, Charter or special act provision regulating the special assessment procedures for local improvements.~~
- ~~(16) — Any temporary or special ordinances.~~

~~All such ordinances and actions are hereby recognized as continuing in full force and effect to the same extent as if set out at length in this section and are on file in the village clerk's office.~~

~~{Ord. No. 96-01, § 4, 4-30-96}~~

~~Sec. 1-9. — Amendments to Code; effect of new ordinances; amendatory language.~~

- ~~(a) — All ordinances passed subsequent to this Code which amend, repeal or in any way affect this Code may be numbered in accordance with the numbering system of this Code and printed for inclusion in this Code. In the case of repealed chapters, sections or subsections or any part thereof, by subsequent ordinances, such repealed portions may be excluded from the Code by omission from reprinted pages affected thereby. Any and all additions and amendments to this Code, when passed in such form as to indicate the intention of the council to make the same a part hereof, shall be deemed to be incorporated in this section, so that reference to the Code shall be understood and intended to include such additions and amendments.~~
- ~~(b) — Amendments to any of the provisions of this Code shall be made by amending such provisions by specific reference to the section number of this Code in the following language: "That section _____ of the Code of Ordinances, Village of Wellington, Florida, is hereby amended to read as follows:...." The new provisions shall then be set out in full.~~
- ~~(c) — If a new section not heretofore existing in the Code is to be added, the following language shall be used: "That the Code of Ordinances, Village of Wellington, Florida, is hereby amended by adding a section (or article or chapter) to be numbered _____, which section (or article or chapter) reads as follows:...." The new provisions shall then be set out in full.~~
- ~~(d) — All sections, articles, chapters or provisions desired to be repealed must be specifically repealed by section, article or chapter number, as the case may be.~~

~~{Ord. No. 96-01, § 5, 4-30-96}~~

~~Sec. 1-10. — Supplementation of Code.~~

- ~~(a) — By contract or by village personnel, supplements to this Code shall be prepared and printed whenever authorized or directed by the city council. A supplement to the Code shall include all substantive parts of permanent and general ordinances passed by the council during the period covered by the supplement and all changes made thereby in the Code. The pages of a supplement shall be so numbered that they will fit properly into the Code and will, where necessary, replace pages which have become obsolete or partially obsolete, and the new pages shall be so prepared that, when they have been inserted, the Code will be current through the date of adoption of the latest ordinance included in the supplement.~~
- ~~(b) — In preparing a supplement to this Code, all portions of the Code which have been repealed shall be excluded from the Code by the omission thereof from reprinted pages.~~
- ~~(c) — When preparing a supplement to this Code, the codifier (meaning the person authorized to prepare the supplement) may make formal, nonsubstantive changes in ordinances and parts of ordinances included in the supplement, insofar as it is necessary to do so to embody them into a unified code. For example, the codifier may:~~
- ~~(1) — Organize the ordinance material into appropriate subdivisions.~~
 - ~~(2) — Provide appropriate catchlines, headings and titles for sections and other subdivisions of the Code printed in the supplement, and make changes in such catchlines, headings and titles.~~
 - ~~(3) — Assign appropriate numbers to sections and other subdivisions to be inserted into the Code and, where necessary to accommodate new material, change existing section or other subdivision numbers.~~
 - ~~(4) — Change the words "this ordinance" or words of the same meaning to "this chapter," "this article," "this division," etc., as the case may be, or to "sections _____ to _____" (inserting section numbers to indicate the sections of the Code which embody the substantive sections of the ordinance incorporated into the Code).~~
 - ~~(5) — Make other nonsubstantive changes necessary to preserve the original meaning of the ordinance sections inserted into the Code; but in no case shall the codifier make any change in the meaning or effect of ordinance material included in the supplement or already embodied in the Code.~~

~~Sec. 1-11. — Severability of parts of Code.~~

~~It is hereby declared to be the intention of the village council that the sections, paragraphs, sentences, clauses and phrases of this Code are severable; and if any phrase, clause, sentence, paragraph or section of this Code or its application to any persons or circumstances shall be declared unconstitutional or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Code or their application.~~

~~{Ord. No. 96-01, § 6, 4-30-96}~~

~~Sec. 1-12. General penalty.~~

~~(a) Whenever in this Code or in a village ordinance any act is prohibited or is made or declared to be unlawful or an offense, or whenever in such Code or ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, the violation of any such provision of this Code or of a village ordinance shall be punished by a fine not exceeding \$500.00 or imprisonment for a term not exceeding 60 days, or by both such fine and imprisonment in the discretion of the judge. Each day any violation of any provision of this Code or of a village ordinance shall continue, shall constitute a separate offense.~~

~~(b) In addition to the penalties provided in this section, any condition caused or permitted to exist in violation of any of the provisions of this Code or of a village ordinance shall be deemed a public nuisance and may be abated by the village, as provided by law, and each day that such condition continues shall be regarded a new and separate offense.~~

~~{Ord. No. 96-01, § 7, 4-30-96}~~

~~**State Law reference**— Penalties for violation of municipal ordinances, F.S. § 162.22.~~

~~Sec. 1-13. Civil rights.~~

~~(a) *Purpose.* The Wellington Council desires to secure for its citizens freedom from discrimination because of race, color, religion, sex, national origin, age, disability, familial status, pregnancy, marital status, genetic information, sexual orientation or gender identity or expression, and thereby to protect their interest in personal dignity; to make available to the village their full productive capacities; to secure the village against domestic strife and unrest; to preserve the public safety, health and general welfare; and to promote the interests, rights and privileges of individuals within the village. The village council also desires to adopt an ordinance that is consistent with federal, state and local laws and affords its citizens access to remedies in the case of alleged discrimination, to wit: the Equal Employment Opportunity Commission, the Florida Commission on Human Relations and the Palm Beach County Office of Equal Opportunity.~~

~~(b) *Adoption of the Village of Wellington Civil Rights Act.* The Florida Civil Rights Act of 1992, Chapter 760, Section 760.01 through 760.11 and Section 509.092; Florida's Fair Housing Act, Chapter 760, Section 760.20 through 760.37; the Palm Beach County Equal Employment Ordinance, Chapter 2, Article VI, Division 1, Sections 2-251 through 2-313; and the Palm Beach County Ordinance for Equal Opportunity to Housing and Places of Public Accommodation, Chapter 15, Article III, Sections 15-36 through 15-67 are collectively adopted by reference as the Village of Wellington Civil Rights Ordinance Act, subject to and including by reference such amendments, corrections and additions as shall occur therein or as may appear in this chapter.~~

~~{Ord. No. 2015-11, § 1, 10-13-15}~~

CHAPTER 1 - GENERAL PROVISIONS

Sec. 1-1: Designation and Citation of Code

The ordinances embraced in the following chapters and sections shall constitute and be designated as the Code of Ordinances, Wellington, Florida and may be so cited.

Sec. 1-2: Definitions and Rules of Construction

The following words, terms and phrases, when used in this Code, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning. If a definition is not provided in this Code, the term shall have the meaning provided in Article 3 of the Wellington Land Development Regulations (LDR). If a definition is not provided in either this Code or the LDR, the term shall be understood as having its ordinary, everyday meaning unless the context indicates they bear a technical sense.

Building Inspector: The words "building inspector" shall mean the Building Official or their duly appointed designee.

Charter: The word "Charter" shall mean the Wellington Charter as it now exists or as it be amended in the future.

Code: Whenever the term "Code" or "this Code" is referred to without further qualification, it shall mean the Code of Ordinances, Wellington, Florida, as designated in section 1-1.

Computation of Time: In computing any period of time prescribed or allowed by this Code, the day of the act, event or default from which the designated period of time begins to run shall not be included. The last day of the period so computed shall be included unless it is a Saturday, Sunday or legal holiday, in which event the period shall run until the end of the next day that is neither a Saturday, Sunday or legal holiday. When the period of time prescribed or allowed is less than seven days, intermediate Saturdays, Sundays and legal holidays shall be excluded in the computation.

F.S.: The abbreviation "F.S." shall mean the latest edition or supplement of the Florida Statutes.

Keeper and Proprietor: The words "keeper" and "proprietor" shall mean and include persons, firms, associations, corporations, clubs and co-partnerships, whether acting by themselves or through a servant, agent, or employee.

Oath: The word "oath" shall be construed to include an affirmation, and the words "swear" and "sworn" shall be equivalent to the words "affirm" and "affirmed."

Personal Property: The words "personal property" include every species of property except real property.

Preceding and Following: The words "preceding" and "following" mean next before and next after, respectively.

Real Property: The term "real property" shall include lands, tenements, and hereditaments.

Sidewalk: The word "sidewalk" shall mean that portion of a street between the curblineline or the lateral line of a roadway and the adjacent property lines, intended for use by pedestrians.

Signature or Subscription: The word "signature" or "subscription" includes a mark when the person cannot write.

State: The words "the state" or "this state" shall be construed to mean the State of Florida.

Their: The word "their" shall mean a male or female person or persons.

Tenant or Occupant: The word "tenant" or "occupant," applied to a building or land, shall include any person holding a written or oral lease of or who occupies the whole or part of such building or land, either alone or with others.

Village/Wellington Officer or Agencies: Whenever reference is made to an officer, employee, department, board, committee, commission, agency, etc., it shall mean the same as if it were followed by the words "Wellington, Florida".

Sec. 1-3: Section Headings and Other Headings

The headings of the several sections of this Code printed in boldface type are intended as mere catchwords to indicate the contents of the sections and shall not be deemed or taken to be the titles of such sections, nor as any part of the sections, nor, unless expressly so provided, shall they be so deemed when any of such sections, including the headings, are amended or reenacted. No provision of this Code shall be held invalid by reason of deficiency in any heading or title to any chapter, article or division.

Sec. 1-4: History Notes

The history notes appearing in parentheses after sections in this Code are not intended to have any legal effect but are merely intended to indicate the source of the matter contained in the sections.

Sec. 1-5: Editor's Notes and References

The editor's notes, Charter references, cross references and state law references in this Code are not intended to have any legal effect but are merely intended to assist the user of this Code.

Sec. 1-6: Effect of Offenses, Acts, Penalties, or Forfeitures Prior to Effective Date

Nothing in this Code shall affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract or right established or accruing before January 27, 1998.

Sec. 1-7: Effect of Repeal of Ordinances

- A. The repeal of an ordinance shall not revive any ordinances in force before or at the time the repealed ordinance took effect.
- B. The repeal of an ordinance shall not affect any punishment or penalty incurred before the repeal took effect, nor any suit, prosecution or proceeding pending at the time of the repeal, for an offense or violation committed under the ordinance repealed.

Sec. 1-8: Certain Ordinances and Actions Not Affected by the Code

- A. Nothing in this Code shall be construed to repeal or otherwise affect the validity of any ordinance, resolution or other official action, when not inconsistent with this Code.
- A.B. All such ordinances, resolutions and actions are hereby recognized as continuing in full force and effect to the same extent as if set out at length in this section and are on file in the village clerk's office.

Sec. 1-9: Amendments to Code; Effect of New Ordinances; Amendatory Language.

- A. All ordinances passed subsequent to this Code that amend, repeal, or in any way affect this Code, may be numbered in accordance with the numbering system of this Code and printed for inclusion in this Code. In the case of repealed chapters, sections, or subsections, or any part thereof, by subsequent ordinances, such repealed portions may be excluded from the Code by omission from reprinted pages affected thereby. Any and all additions and amendments to this Code, when passed in such form as to indicate the intention of the council to make the same a part hereof, shall be deemed to be incorporated in this section, so that reference to the Code shall be understood and intended to include such additions and amendments.
- B. Amendments to any of the provisions of this Code shall be made by amending such provisions by specific reference to the section number of this Code in the following language: "That section _____ of the Code of Ordinances, Wellington,

Florida, is hereby amended to read as follows:...." The new provisions shall then be set out in full.

- C. If a new section not heretofore existing in the Code is to be added, the following language shall be used: "That the Code of Ordinances, Wellington, Florida, is hereby amended by adding a section (or article or chapter) to be numbered _____, which section (or article or chapter) reads as follows:...." The new provisions shall then be set out in full.
- D. All sections, articles, chapters or provisions desired to be repealed must be specifically repealed by section, article or chapter number, as the case may be.

Sec. 1-10: Severability of Parts of the Code

It is hereby declared to be the intention of Wellington's Council that the sections, paragraphs, sentences, clauses, and phrases of this Code are severable; and if any phrase, clause, sentence, paragraph or section of this Code or its application to any persons or circumstances shall be declared unconstitutional or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Code or their application.

Sec. 1-11: General Penalty

- A. Whenever in this Code or in a Wellington ordinance any act is prohibited or is made or declared to be unlawful or an offense, or whenever in such Code or ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, the violation of any such provision of this Code or of a Wellington ordinance shall be punished by a fine not exceeding \$500.00 or imprisonment for a term not exceeding 60 days, or by both such fine and imprisonment in the discretion of the judge. Each day any violation of any provision of this Code or of a village ordinance shall continue, shall constitute a separate offense.
- B. In addition to the penalties provided in this section, any condition caused or permitted to exist in violation of any of the provisions of this Code or of a Wellington ordinance shall be deemed a public nuisance and may be abated by Wellington, as provided by law, and each day that such condition continues shall be regarded a new and separate offense. Costs associated with Wellington abatements of safety, health and/or nuisance violations shall be invoiced to the property owner. Such invoices not paid within thirty (30) days shall be forwarded to the Special Magistrate to be levied as a Code Enforcement Abatement Lien. Unpaid abatement liens associated with nonresidential properties are subject to foreclosure.

Sec. 1-12: Civil Rights

- A. **Purpose:** The Wellington Council desires to secure for its citizens freedom from discrimination because of race, color, religion, sex, national origin, age, disability, familial status, pregnancy, marital status, genetic information, sexual orientation or gender identity or expression, and thereby to protect their interest in personal dignity; to make available to Wellington their full productive capacities; to secure Wellington against domestic strife and unrest; to preserve the public safety, health, and general welfare; and to promote the interests, rights, and privileges of individuals within Wellington. Wellington's Council also desires to adopt an ordinance that is consistent with federal, state, and local laws and affords its citizens access to remedies in the case of alleged discrimination, to wit: the Equal Employment Opportunity Commission, the Florida Commission on Human Relations and the Palm Beach County Office of Equal Opportunity.
- B. **Adoption of the Village of Wellington Civil Rights Act:** The Florida Civil Rights Act of 1992, Chapter 760, Section 760.01 through 760.11 and Section 509.092; Florida's Fair Housing Act, Chapter 760, Section 760.20 through 760.37; the Palm Beach County Equal Employment Ordinance, Chapter 2, Article VI, Division 1, Sections 2-261 through 2-313; and the Palm Beach County Ordinance for Equal Opportunity to Housing and Places of Public Accommodation, Chapter 15, Article III, Sections 15-36 through 15-67 are collectively adopted by reference as Wellington Civil Rights Ordinance Act, subject to and including by reference such amendments, corrections and additions as shall occur therein or as may appear in this chapter.