**ORDINANCE NO. 2021-12**

**AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING THE WELLINGTON LAND DEVELOPMENT REGULATIONS, MORE SPECIFICALLY, A ZONING TEXT AMENDMENT TO MODIFY ARTICLE 6, FOR CONSISTENCY WITH THE UPDATES TO THE COMPREHENSIVE PLAN, AS CONTAINED HEREIN; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS,** the Village Council, Florida, as the governing body, pursuant to the authority vested in Chapter 163, Chapter 166 and Chapter 177, Florida Statutes, is authorized and empowered to consider changes to its Land Development Regulations (LDR); and

**WHEREAS,** on January 13, 2020, Wellington's Council adopted the new Land Development Regulations in their entirety; and

**WHEREAS,** over the last year the Comprehensive Plan has been updated in its entirely for the first time since the original adoption in 1999; and

**WHEREAS,** both the Comprehensive Plan and the Land Development Regulations are vital to ensure the health, safety, welfare and overall quality of life for Wellington; and

**WHEREAS,** the Comprehensive Plan and the Land Development regulations are required to be internally consistent and consistent with each other; and

**WHEREAS,** the proposed modifications to Article 6 of the Land Development Regulations shall accomplish consistency between the two documents; and

**WHEREAS,** The Planning, Zoning and Adjustment Board, acting as the Local Planning Agency, after notice and public hearing on July 14, 2021, has reviewed the proposed Ordinance for consistency with Wellington's proposed Comprehensive Plan and made a recommendation for _____ with a _____ vote; and

**WHEREAS,** Village Council has taken the recommendations from the Local Planning Agency, Wellington staff and the comments from the public into consideration as part of the review of the proposed amendment to Article 6 of the Land Development Regulations that are the subject of this Ordinance.

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

**SECTION 1.** Article 6 (Zoning Districts) of Wellington's Land Development Regulations, is hereby amended, as specifically provided for in Exhibit A of the 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.** Should any section, paragraph, sentence, clause, or phase 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 of part thereof, other than the part so declared to be invalid.

**SECTION 4.** This Ordinance shall become effective immediately upon adoption of the Village Council following second reading.

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

**PASSED AND ADOPTED** this _____ day of _____ 2021, on second and final reading.

**WELLINGTON**

| | | **FOR** | **AGAINST** |
|---|---|---|---|
| BY: | _____ | _____ | _____ |
| | Anne Gerwig, Mayor | | |
| | _____ | _____ | _____ |
| | John T. McGovern, Vice Mayor | | |
| | _____ | _____ | _____ |
| | Michael J. Napoleone, Councilman | | |
| | _____ | _____ | _____ |
| | Michael Drahos, Councilman | | |
| | _____ | _____ | _____ |
| | Tanya Siskind, Councilwoman | | |

**ATTEST:**

BY: _____
Chevelle Addie, MMC, Village Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY**

BY: _____
Laurie Cohen, Village Attorney