

ORDINANCE NO. 2021-14

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING THE WELLINGTON COMPREHENSIVE PLAN, MORE SPECIFICALLY, A COMPREHENSIVE PLAN TEXT AMENDMENT TO REPEAL AND REPLACE WELLINGTON'S COMPREHENSIVE PLAN, IN ITS ENTIRETY, EXCLUDING THE CAPITAL IMPROVEMENTS ELEMENT, INCLUDING ANY ELEMENT MAPS, AS CONTAINED HEREIN; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the Wellington Council, as the governing body, pursuant to the authority vested in it by Chapter 163, Chapter 166 and Chapter 177, Florida Statutes, is authorized and empowered to consider changes to its Comprehensive Plan (Plan); and

**WHEREAS**, after incorporation in 1996, the Wellington Council adopted the first Comprehensive Plan in 1999; and

**WHEREAS**, Chapter 163, Florida Statutes, requires an Evaluation and Appraisal Report (EARs) every seven years to update information and evaluate what changes may be required; and

**WHEREAS**, since its initial adoption in 1999 minor amendments to the Comprehensive Plan have been adopted to address changed conditions and/or to suit specific needs of Wellington to ensure the health, safety, welfare, and overall quality of life; and

**WHEREAS**, Wellington believes that it is in the best interest of the community to update the Comprehensive Plan to identify and set the future direction for the next 10 to 20 years; and

**WHEREAS**, the proposed amendments to the Comprehensive Plan address updates and new goals, objectives, and policies (GOPs) for all required and optional elements pursuant to Florida Statutes; and

**WHEREAS**, each element of the Comprehensive Plan is based upon relevant and appropriate data and analysis, including population projections, studies, plans, and maps, available at the time of adoption of the Comprehensive Plan; and

**WHEREAS**, the Capital Improvements Element is not included in this Ordinance as the Element was adopted by Village Council on January 26, 2021, by Ordinance No. 2020-12; and

**WHEREAS**, The Planning, Zoning and Adjustment Board, acting as the Local Planning Agency, after notice and public hearing, has reviewed the proposed elements for consistency with Wellington's Comprehensive Plan and recommended approval of all elements at the following meetings:

Element	Original Ordinance Number	PZAB Meeting	Vote by PZAB
Land Use & Community Design	2020-18	November 17, 2020	5-0
Mobility	2021-03	April 14, 2021	4-0
Housing & Neighborhoods	2020-22	December 9, 2020	6-0
Public Facilities & Services	2020-21	December 9, 2020	6-0

Element	Original Ordinance Number	PZAB Meeting	Vote by PZAB
Conservation, Sustainability, & Resiliency	2021-04	May 12, 2021	7-0
Parks & Recreation	2021-05	May 12, 2021	7-0
Community Partnerships	2020-19	November 17, 2020	5-0
Education	2021-02	March 10, 2021	7-0
Equestrian	2021-01	April 14, 2021	4-0

**WHEREAS**, the 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 the Comprehensive Plan that are the subject of this Ordinance.

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

**SECTION 1.** The Comprehensive Plan (adopted February 2014), is hereby repealed, in its entirety, excluding the Capital Improvements Element. The elements being repealed and replaced are Land Use, Transportation, Housing, Infrastructure, Conservation, Recreation & Open Space, Intergovernmental Coordination, Education, Public School Facilities, and Equestrian Preservation.

**SECTION 2.** Wellington hereby adopts the 2021 Comprehensive Plan set forth in Exhibit A attached hereto and made a part of this Ordinance as its new Comprehensive Plan (excluding the Capital Improvements Element).

**SECTION 3.** 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, in that event the provisions of this Ordinance shall prevail to the extent of such conflict.

**SECTION 4.** 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 5.** This Ordinance shall become effective immediately upon adoption of the Village Council following second reading.

**PASSED** at the following Village Council Meeting, upon first reading:

Element	Original Ordinance Number	Village Council (1 <sup>st</sup> Reading)	Vote by Council
Land Use & Community Design	2020-18	January 26, 2021	5-0
Mobility	2021-03	May 11, 2021	5-0
Housing & Neighborhoods	2020-22	February 23, 2021	5-0
Public Facilities & Services	2020-21	February 23, 2021	5-0

Element	Original Ordinance Number	Village Council (1 <sup>st</sup> Reading)	Vote by Council
Conservation, Sustainability, & Resiliency	2021-04	June 22, 2021	5-0
Parks & Recreation	2021-05	June 22, 2021	5-0
Community Partnerships	2020-19	January 26, 2021	5-0
Education	2021-02	April 13, 2021	5-0
Equestrian	2021-01	May 11, 2021	5-0

**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 Drahos, Councilman

\_\_\_\_\_

Michael J. Napoleone, Councilman

\_\_\_\_\_

Tanya Siskind, Councilwoman

**ATTEST:**

BY: \_\_\_\_\_  
 Chevelle D. Addie, Clerk

**APPROVED AS TO FORM AND  
 LEGAL SUFFICIENCY**

BY: \_\_\_\_\_  
 Laurie Cohen, Village Attorney