

**AMENDMENT  
TO  
DECLARATION OF COVENANTS, RESTRICTIONS, EASEMENTS, CHARGES AND  
LIENS  
FOR  
WELLINGTON**

Note: Words ~~stricken~~ are deletions; Words underlined are additions.

***Amendment No. 2 as Identified on the Consent and Joinder:***

**ARTICLE XI – PROHIBITED USES**

Section 5. Commercial vehicles and commercial ~~T~~trucks, boats, trailers, recreation vehicles, motor homes, motorcycles, golf carts or any other transportable personal property, except as otherwise permitted herein, shall not be parked or stored on any Lot, except in a closed garage. All automobiles and any other vehicles must be fully operational. No repairs (except minor emergencies) shall be made on any portion of the Property. Non-commercial passenger vehicles including automobiles, trucks, vans and Sport Utility Vehicles (SUV's) shall be permitted to be parked in driveways. As used herein the term "commercial" shall mean any vehicle or truck displaying any signage or lettering of a commercial nature, or with racks or framing designed to carry tools, ladders or equipment which is used for commercial or business purposes or any vehicle of whatever nature that is primarily used for commercial purposes. Vendor service vehicles temporarily present on business to perform work and police, sheriff, fire and EMS vehicles "on-call" are permitted. Notwithstanding the foregoing in order to avoid a hardship, that certain white 2001 Ford model F-350 commercial truck VIN number 1FDSX34FOIEC18279 is "grandfathered" and shall be allowed to park in the driveway until such time as it is sold or its owner sells his Lot, which ever occurs first.

(NOTE: Amendments number 1 and number 3 as identified on the Consent and Joinder were not approved by a sufficient number of Members in order to be adopted.)

**EXHIBIT "B"**



WELLINGTON HOA OF LEE COUNTY INCORPORATED  
16733 Wellington Lakes Circle, Fort Myers, FL 33908

## Wellington Rules and Regulations

### Rule 8 – Golf Cars and Other Off-Road Vehicles

Approved 07/24/21

#### **8. GOLF CARTS AND OTHER OFF-ROAD VEHICLES**

- A. Golf carts and all other Off-Road Vehicles are not permitted to be used on the private roadways or sidewalks of Wellington Homeowners Association of Lee County, Inc.
- B. Use or storage of any such vehicles must be in a closed garage and not within sight of the Common Easement Roadway or a neighboring home.
- C. This provision applies to all Owners, Tenants, Guests, and other invitees.
- D. “Golf carts and Off-Road Vehicles” are defined as all vehicles or conveyances which are primarily designed, marketed, or primarily used for non-highway recreational or commercial use. By way of example, but not limitation, all Low-Speed Vehicles, “ATV’s”, “dune buggies”, “dirt bikes”, “minibikes”, “monster trucks”, “mud trucks”, “swamp buggies”. “Golf Cart” also encompasses any motor or electronic vehicle designed and manufactured for operation on a golf course, or other conveyance for sporting or recreational purposes.
- E. Rule 8 does not apply to bicycles, motorcycles, or mopeds.