

K. Property Rights

The purpose and intent of the Property Rights Element is to provide guidance ensuring private property rights are considered in local decision making.

GOALS OBJECTIVES AND POLICIES

K.1 GOAL – IN ACCORDANCE WITH THE LEGISLATIVE INTENT EXPRESSED IN SECTIONS 163.3161(10) AND 187.101(3), FLORIDA STATUTES, THIS COMPREHENSIVE PLAN SHALL RESPECT JUDICIALLY ACKNOWLEDGED AND CONSTITUTIONALLY PROTECTED PRIVATE PROPERTY RIGHTS.

K.1.1 Objective – The following statements of private property rights shall be considered in local decision making.

Policies

K.1.1.1 The right of a property owner to physically possess and control his or her interests in the property, including easements, leases, or mineral rights.

K.1.1.2 The right of a property owner to use, maintain, develop, and improve his or her property for personal use or the use of any other person, subject to state law and local ordinances.

K.1.1.3 The right of the property owner to privacy and to exclude others from the property to protect the owner’s possessions and property.

K.1.1.4 The right of a property owner to dispose of his or her property through sale or gift.