



MARION COUNTY GROWTH SERVICES

Date: 10/4/2021

P&Z: 9/27/2021 BCC Transmittal: 10/19/2021
BCC Adoption: 12/21/2021

**Amendment No:
21-L04**

Type of Application
Comp Plan Amendment -
text

Request:
**Addition of the Property
Rights Element**

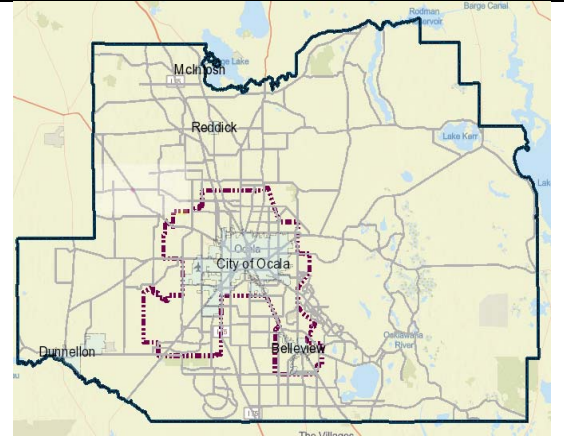
Staff Recommendation:
Approval

P&Z Recommendation:
Approval (ON CONSENT)

Project Planner:
Mary Elizabeth Burgess
Director

**RECOMMENDATIONS &
HEARINGS HELD FOR THIS
AMENDMENT**

Action	Result
Staff Recommendation	Approval
P&Z Recommendation	
BCC Transmittal	
BCC Adoption	



Background:

Section 163.3177(6)(i)2, Florida Statutes ([Chapter 2021-195, Laws of Florida](#)), requires a local government to adopt and include the property rights element in its comprehensive plan for any proposed plan amendment initiated after July 1, 2021.

Text to be adopted: As listed in Section 163.3177(6)(i), Florida Statutes, a local government may adopt its own property rights element or use the following statement of rights:

The following rights shall be considered in local decision making:

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.
2. The right of a property owner to use, maintain, develop, and improve his or her property for personal use or for the use of any other person, subject to state law and local ordinances.
3. The right of the property owner to privacy and to exclude others from the property to protect the owner's possessions and property.
4. The right of a property owner to dispose of his or her property through sale or gift.

Staff Recommendation: Staff recommends implementing the Property Rights Element as it is written.