

ORDINANCE NO. 2022-08

AN ORDINANCE OF THE TOWN OF HILLIARD AMENDING THE COMPREHENSIVE PLAN BY ADDING A NEW PROPERTY RIGHTS ELEMENT; UNDER THE GOALS, OBJECTIVES, AND POLICIES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 163.3167, Florida Statutes, requires the Town of Hilliard to maintain a Comprehensive Plan to guide its future development and growth; and

WHEREAS, Section 163.3177(6)(i)1., Florida Statutes, requires the Town of Hilliard Comprehensive Plan to include a Property Rights Element; and

WHEREAS, The Town of Hilliard respects judicially acknowledged and constitutionally protected private property rights; and

WHEREAS, The Town of Hilliard respects the rights of all people to participate in land use planning processes; and

WHEREAS, this Ordinance will amend the Comprehensive Plan by adding a Property Rights Element;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF HILLIARD:

SECTION 1. The Town of Hilliard Comprehensive Plan is amended by adding the Property Rights Element attached as **EXHIBIT A** and made a part of this ordinance as if set forth in full.

PASSED AND ADOPTED this 2nd day of February, 2023



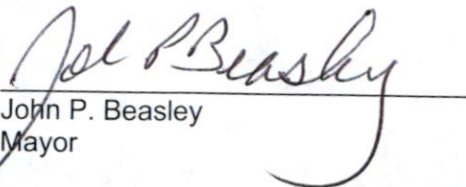
Kenneth A. Sims, Sr.
Council President

ATTEST:



Lisa Purvis
Town Clerk

APPROVED:



John P. Beasley
Mayor

Planning & Zoning Board Publication:	August 24, 2022
Planning & Zoning Board Public Hearing:	September 13, 2022
Town Council First Reading Publication:	August 24, 2022
Town Council First Reading:	October 6, 2022
Town Council Final Publication:	January 11, 2023
Town Council Public Hearing:	February 2, 2023
Town Council Final Reading:	February 2, 2023

EXHIBIT A

PROPERTY RIGHTS ELEMENT – GOALS, OBJECTIVES, AND POLICIES

Goal J.1

The Town of Hilliard will ensure that property rights are incorporated in decision-making within the Town of Hilliard's Council's decisions.

Objective J.1.1 – Property Rights

The Town of Hilliard shall provide a framework for consideration of property rights in decision-making within the Town.

Policies J.1.1.1 – The following rights shall be considered in local decision making:

Policy 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.

Policy 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.

Policy 3: The right of the property owner to privacy and to exclude others from the property to protect the owner's possessions and property.

Policy 4: The right of a property owner to dispose of his or her property through sale or gift.