

13.0 PROPERTY RIGHTS ELEMENT

13.1 GOALS, OBJECTIVES, AND POLICIES,

13.1.1 Introduction

This section presents the City's property rights goals, objectives, and policies. On July 1, 2021, CS/CS/CS/HB 59 was signed into law (the "Law") by the Governor and provides, among other things, a new requirement in Section 163.3177(6), Florida Statutes that each local government include in its comprehensive plan a "property rights element to ensure that private property rights are considered in local decision making".

13.1.2 Hallandale Beach's Goals, Objectives, and Policies

GOAL 1: The City of Hallandale Beach will make all local government decisions with respect for property rights and with respect for people's rights to participate in decisions that affect their lives and property.

OBJECTIVE 1.1: The City of Hallandale Beach will respect judicially acknowledged and constitutionally protected private property rights.

POLICY 1.1.1: The City of Hallandale Beach will consider in its decision-making the rights of a property owner to physically possess and control his or her interests in the property, including easements, leases or mineral rights.

POLICY 1.1.2: The City of Hallandale Beach will consider in its decision-making 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 1.1.3: The City of Hallandale Beach will consider in its decision-making the right of the property owner to privacy and to exclude others from the property to protect the owner's possessions and property.

Policy 1.1.4: The City of Hallandale Beach will consider in its decision-making the right of a property owner to dispose of his or her property through sale or gift.

OBJECTIVE 1.2: The City of Hallandale Beach affirms its support for the rights of all to participate in all local government decisions.

Policy 1.2.1: The City shall continue to follow the public participation procedures outlines in the land development regulations which provide a framework for public participation in the development review process.

Policy 1.2.2: The City shall continue through its land development regulations to provide notification procedures prior to public hearings to promote public participation in the decision-making process.