

EXHIBIT B

# 2040 COMPREHENSIVE PLAN PROPERTY RIGHTS ELEMENT



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## IX PROPERTY RIGHTS ELEMENT

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GOAL 1: THE CITY OF MARCO ISLAND WILL MAKE PLANNING AND DEVELOPMENT DECISIONS WITH RESPECT FOR PROPERTY RIGHTS AND INDIVIDUALS' RIGHTS TO PARTICIPATE IN **ALL LOCAL** DECISIONS THAT AFFECT THEIR PROPERTY.

**Objective 1.1** The City will respect judicially acknowledged and constitutionally protected private property rights in decision making. The following rights shall be considered in local decision making:

Policy 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.

Policy 1.1.2

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 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.

Policy 1.1.4

The right of a property owner to dispose of his or her property through sale or gift or any lawful means of conveyance.