

ORDINANCE NO. 575

AN ORDINANCE AMENDING ORDINANCE 484, KNOWN AS THE CITY OF SPRINGFIELD 2025 COMPREHENSIVE PLAN; AMENDING SECTION VIII, PLAN ELEMENTS, TO ADD NEW SECTION VIII-11, PRIVATE PROPERTY RIGHTS ELEMENT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AS PROVIDED BY LAW.

WHEREAS, the Springfield City Commission approved Ordinance No. 484 (The City of Springfield 2025 Comprehensive Plan) on August 2, 2010; and

WHEREAS, the City is hereby initiating a text amendment to the Comprehensive Plan; and

WHEREAS, the City Commission desires to amend Section VIII to add a new element as Section VIII-11 entitled Private Property Rights; and

WHEREAS, The City of Springfield City Commission, acting in its capacity as Local Planning Agency reviewed the Amendment, conducted a public hearing on September 7, 2021, and recommended approval of the request; and

WHEREAS, on September 7, 2021, the City Commission conducted a properly noticed transmittal hearing as required by Section 163.3184, Florida Statutes, and on September 17, 2021, transmitted the proposed amendment to the Florida Department of Economic Opportunity; and

WHEREAS, on November 1, 2021, the City Commission conducted a properly noticed adoption hearing as required by Section 163.3184(11), Florida Statutes, and adopted this Ordinance in the course of that hearing;

SECTION 3. All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict.

SECTION 4. This ordinance shall take effect as provided by law.

PASSED, APPROVED AND ADOPTED at the regular meeting of the City Commission of the City of Springfield, Florida, this 1ST of November, 2021.



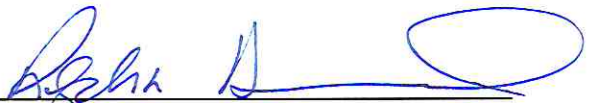
Mayor

ATTEST:



City Clerk

EXAMINED AND APPROVED by me this 1ST day of November, 2021.



Mayor

PUBLISHED in the Panama City News-Herald on the 25th day of August, 2021, and the 25th day of October, 2021.

WHEREAS, all conditions required for the enactment of this Ordinance to amend the City of Springfield Comprehensive Growth Development Plan to make the respective text amendment have been met;

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF SPRINGFIELD, FLORIDA:

SECTION 1. The following Property Rights Element is hereby added to the Section VIII, Plan Elements, of the City of Springfield 2025 Comprehensive Plan to-wit,

SECTION VIII-11

PRIVATE PROPERTY RIGHTS ELEMENT

GOAL: Protect private property rights by considering such rights in local decision making.

OBJECTIVE 11-1: In accordance with the legislative intent expressed in F.S. 163.3161(10) and 187.101(3) that governmental entities respect judicially acknowledged and constitutionally protected private property rights, each local government shall include in its comprehensive plan a property rights element to ensure that private property rights are considered in local decision making.

POLICY 11-1.1: 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 or subject to any 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 a 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.