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INVERSE CONDEMNATION - FLORIDA

Ocean Palm Golf Club Partnership v. City of Flagler Beach

District Court of Appeal of Florida, Fifth District - May 30, 2014 - So.3d - 2014 WL 2217255

Landowners brought inverse condemnation action against city, challenging the city's refusal to change the comprehensive plan's designation of former golf course property, which consisted of two parcels, to allow for residential development of property. The Circuit Court entered judgment in favor of city. Landowner appealed.

The District Court of Appeal held that:

- City's refusal to change its comprehensive plan was not a total taking, and
- City's refusal to change its comprehensive plan was not a partial taking.

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