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REGULATORY TAKINGS AND INVERSE CONDEMNATION

Background

- ***Lingle case (USSC 2005) , four taking categories***
 - (1) Permanent physical invasion: *Loretto*
 - (2) Deprivation of all economic uses: *Lucas*
 - (3) Exactions: *Nolan, Dolan, Flower Mound*
 - (4) Interference, investment-backed expectations: *Penn Central*
- **Sec. 212.904 LGC now governs many municipal exactions**
- **Having a contract does not preclude taking claim**

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REGULATORY TAKINGS AND INVERSE CONDEMNATION

Updates *Golden Glow Tanning Salon v. City of Columbus*



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REGULATORY TAKINGS AND INVERSE CONDEMNATION

Updates *Golden Glow Tanning Salon v. City of Columbus*

- **COVID closing ordinance was neither:**
 - permanent physical invasion: *Loretto*
 - nor
 - deprivation of all economic uses: *Lucas*

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Updates *Golden Glow Tanning Salon v. City of Columbus*

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Title search: Land Use Case Updates: Part 2

Also available as part of the eCourse

[2023 Land Use Case Law and Legislative Updates](#)

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27th Annual Land Use Conference session

"Land Use Case Updates: Part 2"