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Commented [AO1]: Moved to Ch. 8B (Common Law of Nuisance)

Commented [AO2]: Moved to Ch. 8B (Common Law of Nuisance)

Commented [AO3]: Removed as primary case; discussed in Notes

Commented [AO4]: Removed as primary case; discussed in Ch.8B (Solar Power and Wind Power Nuisance)

Commented [AO5]: Contains a new section on Racial Covenants and a new section on Common Interest Communities

Commented [AO6]: The introductory material on legislative land use controls, including *Euclid*, *Nectow*, and the SZEA, have been moved here from Ch.2A.

Commented [AO7]: This Section has been integrated into several other sections.

Commented [AO8]: Ch.4A.3 (Subdivision Regulation)

Commented [AO9]: Ch.1D (Legislative Land Use Controls)

Commented [AO10]: Ch.1F (The Comprehensive Plan) and Ch.4A (Subdivision Regulation)

Commented [AO11]: Ch.2G (Development Agreements)

Commented [AO12]: Ch.1F (Modern Planning and Zoning)

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Commented [AO14]: Moved from Ch.2F and updated

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Commented [AO16]: Moved to Ch.2B (Zoning Changes)

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2. Variances
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3. Amendments (Rezoning)
 - (a) Spot Zoning and Uniformity
Plains Grains Limited Partnership v. Board of County Commissioners of Cascade County
 - (b) Contract and Conditional Zoning
Durand v. IDC Bellingham, LLC
 - (c) Bonus or Incentive Zoning .
Comment: Community Benefit Agreements

Commented [AO17]: This Section has been reorganized to include the SZEAs three primary mechanisms for change:
1. Conditional Uses
2. Variances
3. Amendments (Rezoning)

C. Overlay Zones, Floating Zones and Planned Unit Development

1. Overlay Zones
 - (a) Historic Preservation Districts
A-S-P Associates v. City of Raleigh
 - (b) Transferable Development Rights
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Commented [AO18]: This Section has been reorganized to include modern, flexible, zoning techniques including:
1. Overlay Zones (using Historic Preservation as an illustration)
2. Floating Zones
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Commented [AO19]: The materials have been condensed; there is no longer a separate section on Historic Preservation.

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Commented [AO23]: Incorporated into Ch.2C (Overlay Zones)

Commented [AO24]: Revised and moved to Ch.1F (Modern Planning and Zoning)

Commented [SS25]: Moved to follow discussion of Taken Ch.3B4, including Murr v. Wisconsin

Commented [SS26]: Includes discussion of Cedar Point Nursery (edited version available in TM)

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Commented [SS27]: Reduced to Notes only

Commented [SS28]: Added Comment: The Statutory Framework and Elements of RLUIPA

Commented [SS29]: Overruled and replaced with Knick v. Township of Scott

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Commented [AO30]: Sections A , B and D have been consolidated into a general introduction to Subdivision Controls.

Commented [AO31]: New section and case.

Commented [AO32]: Moved to Section A

Commented [AO33]: Deleted as primary case

Commented [AO34]: Cluster and Subdivision Regulation is its own Section.

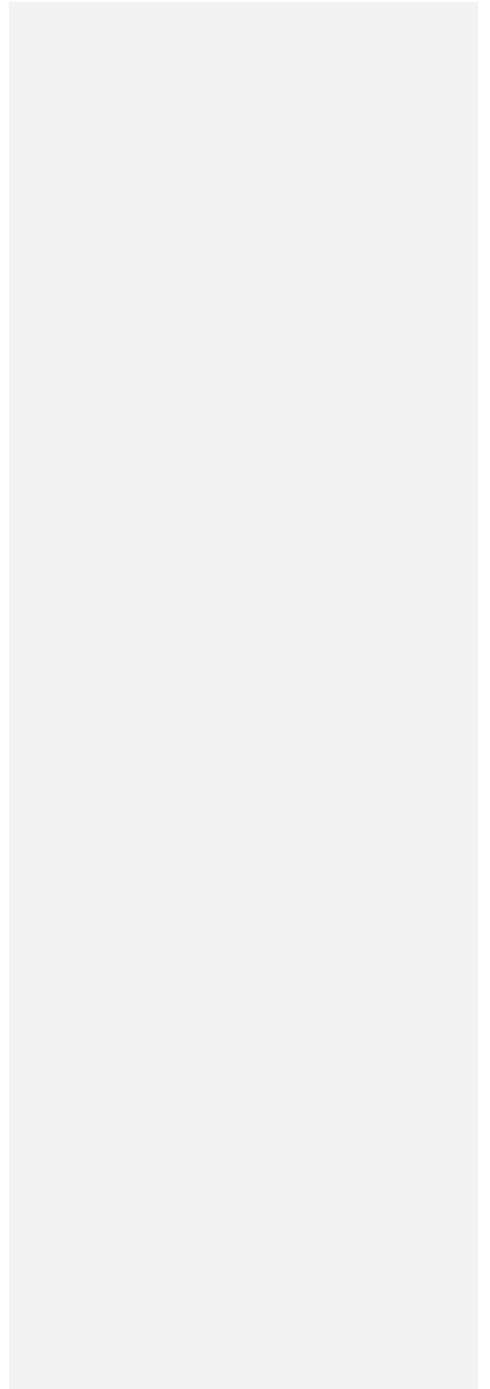
Commented [AO35]: Replaced with City of Goleta v. Superior Court; discussed in Notes

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Commented [SS45]: Moved back to Ch.3B

Commented [SS46]: Incorporated into text of Ch.6B

Commented [SS47]: New case added: City of Lafayette v. Town of Erie Urban Renewal Authority
New Note section added.

Commented [SS48]: New case added: Riggins v. City of Kansas City
New Note section added.

Commented [SS49]: Excerpt from George Lefcoe Article, also included in 7th edition, but more extensive editing
Section C. 2.b is now labeled: Diversion of Property Tax Revenue

Commented [SS50]: This section has been modified and is labeled New Urbanism. It includes 1. Traditional Neighborhood Development and Mixed-Use Centers
2. Transit Oriented Development

Commented [SS51]: Section F. is now labeled Joint Public-Private Partnerships and includes the information and Turken case from D.4. above
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Commented [SS52]: This section has been reorganized and reduced somewhat, but the cases are still included: Moore v. City of Detroit, Mann v. Calumet City, and Elsmere Park Club

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Commented [SS53]: Public Housing Section moved to Ch.5C3 and reduced in size.

Commented [SS54]: Section H. Gentrification has been added and includes a new case, Cole v. District of Columbia Zoning Commission and Notes.

Commented [AO55]: Replaced with Tahoe-Sierra Preservation Council, Inc. v. Tahoe Regional Planning Agency

Commented [AO56]: Replaced with new case on Covid-19 Eviction Moratoria.

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Commented [AO57]: New Sections

Commented [AO58]: This Section has been updated and the materials have been integrated into other Sections in the Chapter

Commented [AO59]: This Section has been updated. The cases have been deleted. Section E: State Smart Growth Solutions covers the following states:

1. California
2. Hawaii
3. Oregon
4. Washington
5. Florida

Commented [AO60]: Deleted

Commented [AO61]: Deleted

Commented [AO62]: Chapter 9F of the 7th edition (Agricultural Preservation) has been incorporated into this Chapter. Detailed revisions are included below, in the Table of Contents for Chapter 9.

Commented [AO63]: Chapter 9F of the 7th edition (Agricultural Preservation) has been moved to Chapter 7.

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Commented [AO64]: Deleted; discussed in Notes

Commented [SS65]: Chapters 8 and 9 have been reduced in size and consolidated into Chapter 8. In addition, the AEP nuisance case moved from Ch.1 to Ch.8

Commented [SS66]: Text reduced and General Motors case deleted.

Commented [SS67]: Text reduced and CBIA case deleted

Commented [SS68]: Text reduced and Children's Earth Foundation case deleted

Commented [SS69]: Text reduced and BIAW case deleted

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