

**TAKINGS CHECKLIST**

	<b>CRITERIA</b>	<b>YES</b>	<b>NO</b>
1.	Does the action affect private property? (If no, no further inquiry is necessary.)	✓	
2.	Is the action mandated by State or federal law? (If yes, go to question 3. If no, go to question 4.)	✓	
3.	Does the proposed action advance a statutory purpose?	✓	
4.	Does the action result in permanent occupation of private property?		✓
5.	Does the action require the property owner to dedicate property or grant an easement?		✓
6.	Does the regulatory action interfere with the owner's investment-backed expectations?		✓
7.	Does the character of the government action balance the public interest and private burdens?		✓
8.	Does the action deprive the owner of all economically viable uses of the property?		✓
9.	Does the action have a significant impact on the landowner's economic interest?		✓
10.	Does the action deny the owner a fundamental attribute of ownership?		✓
11.	Does the action serve the same purpose that would be served by directly prohibiting use of the land?		✓
12.	Could the problem which has necessitated the action be addressed in a less restrictive manner?		✓

*If these questions are answered yes, legal counsel should be consulted, for it is possible the proposed action will be a taking.*

*Regulations protect public health and safety.*