



Land Use Law Developments of the Last Year
Friday September 25, 2015

Resource Materials for Land Use Law

Comprehensive Plan

John E. Myers v. Ocean City Zoning Board of Adjustment (NJ App Div 2015)
<http://law.justia.com/cases/new-jersey/appellate-division-published/2015/a2568-13.html>

Compliance with Administrative Procedures

Hartwell v. Town of Ogunquit (Me 2015)
http://www.courts.maine.gov/opinions_orders/supreme/lawcourt/2015/15me51ha.pdf

Conservation Restrictions/Tax

Mitchell v. Commissioner of Revenue (10th Cir 2105)
<https://www.ca10.uscourts.gov/opinions/13/13-9003.pdf>

Defamation

Schaecher v. Bouffault (Va 2015)

<http://cases.justia.com/virginia/supreme-court/2015-141480.pdf?ts=1433426616>

Eminent Domain

Kelo v. New London (US 2005)

<https://www.law.cornell.edu/supct/html/04-108.ZS.html>

Dana Berliner, Looking Back Ten Years After Kelo, 125 YALE L.J. F. 82 (2015)

<http://www.yalelawjournal.org/forum/looking-back-ten-years-after-kelo>

Environmental – Air Quality

Michigan v. Environmental Protection Agency (US 2015)

http://www.supremecourt.gov/opinions/14pdf/14-46_bqmc.pdf

Ethics

Grabowsky v. Township of Montclair (NJ 2015)

<http://law.justia.com/cases/new-jersey/supreme-court/2015/a-53-13.html>

Fair Housing

Texas Department of Health and Community Affairs v. Inclusive Communities Project (US 2015)

http://www.supremecourt.gov/opinions/14pdf/13-1371_m64o.pdf

Grandfathering

Palitz v. Zoning Board of Appeals of Tisbury (Mass App 2015)

http://scholar.google.com/scholar_case?case=11900942898368718601&q=palitz+v+zoning+board+of+tisbury&hl=en&as_sdt=4,22

Jurisdiction

Drummev v. Town of Falmouth (Mass App 2015)

http://scholar.google.com/scholar_case?case=4967178954299853776&q=drummev+v+town+of+falmouth&hl=en&as_sdt=4,22

Skawski v. Greenfield Investors Property Development, LLC (Mass App 2015)

http://scholar.google.com/scholar_case?case=13089700857987985329&q=skawski+v+greenfield+investors&hl=en&as_sdt=4,22

Noise

Devaney v. Kilmartin (USDC RI 2015)

http://www.rid.uscourts.gov/menu/judges/opinions/Sullivan/02122015_1-13CV0510L_MJS_DEVANEY_V_KILMARTIN_RR.pdf

Public Lands/Public Access

Glick v. Harvey (NY Sup Ct 2014)

http://www.courts.state.ny.us/reporter//pdfs/2014/2014_30008.pdf

In the Matter of Residents for Reasonable Development et al. v. City of New York et al. (NY App Div 2015)

<http://law.justia.com/cases/new-york/appellate-division-first-department/2015/15094-101624-13.html>

Ripeness

Brost v. City of Santa Barbara (CA Ct App 2015)

<http://www.courts.ca.gov/opinions/nonpub/B246153.PDF>

RLUIPA

Church of Our Savior v. The City of Jacksonville (M.D. Fla 2014)

<http://www.adfmedia.org/files/ChurchOfOurSaviorDecision.pdf>

See, generally and frequently: rluipa-defense@rc.com

Signs

Reed v. Town of Gilbert (US 2015)

http://www.supremecourt.gov/opinions/14pdf/13-502_9olb.pdf

Spot Zoning

Burton v. Glynn County (Ga 2015)

<http://scogblog.com/2015/07/14/released-opinions-69/>

Takings

Brost v. City of Santa Barbara (CA Ct App 2015)

<http://www.courts.ca.gov/opinions/nonpub/B246153.PDF>

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Variances

Matter of Gottlieb v. Board of Appeals of Incorporated Village of Lawrence
(NY App Div 2015)

<http://www.courts.state.ny.us/courts/ad2/calendar/webcal/decisions/2015/D46314.pdf>

See generally: <https://lawoftheland.wordpress.com/>