

## **WEB**

### **Federal Judge Allows Lawsuit Seeking to Declare Hempstead Landmark Statute Unconstitutional to Move Forward**

Attorney Christian Browne has announced that a federal judge denied the Town of Hempstead's attempt to dismiss a case in which his client, a local residential developer, sued the Town for violating its constitutional rights. The client, South Nassau Building Corp., bought the property at 3171 Elm Place in Wantagh to subdivide and build two new homes where the older home existed. At the behest of local residents, the Town Board voted to designate the existing home on the property as a landmark, which prohibits the developer from demolishing the existing home and, therefore, effectively destroys his ability to subdivide the property and construct two new houses. The developer commenced an action against the Town in Federal District Court, alleging that the landmarking of the house constitutes a taking of the developer's property without just compensation, violating the Fifth Amendment.

**LEARN MORE**

#### **SOCIAL MEDIA [firm]**

Attorney Christian Browne has announced that a federal judge denied the Town of Hempstead's attempt to dismiss a case in which his client, a local residential developer, has sued the Town for violations of constitutional rights. The developer bought a property to subdivide and build two new homes where the older home existed when the Town Board, at the behest of local residents, voted to designate the existing home as a landmark. The developer commenced an action against the Town, alleging the landmarking violated his Fifth Amendment rights.

To read more, please go to

<https://www.mclaughlinstern.com/federal-judge-allows-lawsuit-seeking-to-declare-hempstead-landmark-statute-unconstitutional-to-move-forward/>

#Christian Browne #McLaughlinStern #Hempstead #landmark #takings

#### **SOCIAL MEDIA [Christian]**

I am pleased to announce that a federal judge denied the Town of Hempstead's attempt to dismiss a case in which my client, a local residential developer, has sued the Town for violations of constitutional rights. The developer bought a property with the purpose of subdividing and building two new homes where the older home existed when the Town Board, at the behest of local residents, voted to designate the existing home on the property a landmark. The developer commenced an action against the Town, alleging the landmarking violated his Fifth Amendment rights.

To read more, please go to

<https://www.mclaughlinstern.com/federal-judge-allows-lawsuit-seeking-to-declare-hempstead-landmark-statute-unconstitutional-to-move-forward/>

#Christian Browne #McLaughlinStern #Hempstead #landmark #takings