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ZONING & LAND USE - NEBRASKA

Lindner v. Kindig

Supreme Court of Nebraska - May 27, 2016 - 293 Neb. 661 - 881 N.W.2d 579

Resident brought action against city and its mayor seeking declaration that ordinance creating off-street parking district adjoining store was unconstitutional.

The District Court dismissed action on limitations grounds. Resident appealed. The Supreme Court reversed and remanded. On remand, the District Court granted summary judgment for city and mayor. Resident appealed.

The Supreme Court of Nebraska held that:

- A constitutional claim can become time-barred just as any other claim, and
- Four-year catchall limitations period applied to action.

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