

Bond Case Briefs

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EMINENT DOMAIN - GEORGIA

Wise Business Forms, Inc. v. Forsyth County

Supreme Court of Georgia - September 19, 2023 - S.E.2d - 2023 WL 6065278

Property owner brought action against county and Georgia Department of Transportation (GDOT) asserting a claim for inverse condemnation by permanent nuisance after road expansion increased the surface and stormwater runoff flowing under its property, which created a sinkhole in its parking lot.

The Superior Court dismissed complaint, and property owner appealed. The Court of Appeals, Reese affirmed. Property owner appealed

The Supreme Court held that property owner's claim for past and future damages caused by increased runoff was not barred by the four-year nuisance statute of limitations.