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Montanans Against Irresponsible Densification, LLC v. State

Supreme Court of Montana - September 3, 2024 - P.3d - 2024 WL 4023334 - 2024 MT 200

Limited liability company (LLC) formed of interested homeowners brought action seeking declaratory and permanent injunctive relief prohibiting the State and its municipalities from implementing laws requiring cities to permit duplexes in single-family zones and permitting accessory dwelling units.

The District Court granted LLC's motion for a preliminary injunction, and the State appealed.

The Supreme Court held that:

- LLC had standing to seek a preliminary injunction;
- LLC failed to establish that implementation of statutes would lead to irreparable harm; and
- Balance of equities did not tip in favor of grant of preliminary injunction.

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