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**EMINENT DOMAIN - NEW YORK**

## **City of New York v. 2305-07 Third Avenue, LLC**

**Supreme Court, Appellate Division, First Department, New York - July 5, 2016 - N.Y.S.3d - 2016 WL 3582237 - 2016 N.Y. Slip Op. 05352**

City commenced proceeding to condemn properties in connection with urban renewal project.

The Supreme Court, New York County, denied property owners' motion to dismiss, and they appealed.

The Supreme Court, Appellate Division, held that city's petition was timely.

Three-year time period for city to commence condemnation action commenced on date on which Court of Appeals dismissed property owners' appeal from appellate division's order confirming city's determination and findings to acquire property interests and dismissed condemnee's appeal, rather than on date of appellate court's order.

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