

Bond Case Briefs

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ZONING & LAND USE - RHODE ISLAND

Preston v. Zoning Board of Review of Town of Hopkinton

Supreme Court of Rhode Island - February 27, 2017 - A.3d - 2017 WL 752600

After town zoning officer issued a notice of violation to property owners for keeping four alpacas on their property, property owners appealed.

The Zoning Board of Review determined alpacas were domestic animals, were not prohibited, but imposed four conditions.

Neighbor appealed. The Superior Court affirmed. Neighbor petitioned for a writ of certiorari.

After granting certiorari, the Supreme Court held that the Zoning Board could not impose, as a "condition" in its ruling, that "[t]he right to keep alpaca on this property does not run with the land."