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EMINENT DOMAIN - NEW JERSEY

Borough of Seaside Park v. Shree Jyoti, LLC

Supreme Court of New Jersey - August 10, 2026 - A.3d - 2026 WL 2288280

Borough filed complaint to condemn property. The Superior Court, Law Division, Ocean County, denied property owner's motion to dismiss on the ground that the condemnation ordinance failed to specify a public use and appointed commissioners to determine just compensation.

Property owner appealed, and the Superior Court, Appellate Division, affirmed. The Supreme Court granted property owner's petition for certification.

The Supreme Court held that as a matter of first impression, borough was not required to state a specific public use in its ordinance authorizing taking of real property.

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