



Discretionary Land Use Controls: Avoiding Invitations to Abuse of Discretion, 2015 Ed.

By Brian W. Blaesser

This practice-oriented handbook provides clear guidance on discretionary land use controls.

The 18th edition of *Discretionary Land Use Controls* gives you a step-by-step explanation of how to limit government abuse of discretion and provides a critical explanation of new legal developments, including:

- The California Supreme Court's decision in *California Building Industry Association v. City of San Jose* upholding mandatory inclusionary housing regulations
- Climate change regulations and constitutional limitations on "rolling easements" and other government adaptation and mitigation techniques.
- Findings of fact requirement in administrative discretionary decisions
- Concept approval as technique to avoid need for local legislative body to reapprove PUD

Features & Benefits:

- Explains the types of abuse of discretion in discretionary land use decision making
- Provides a critical explanation of the complex array of discretionary approval mechanisms used by local governments to address growth, preserve natural resources, provide for infrastructure needs, preserve community character and achieve sustainable design and development
- Provides litigation strategies for asserting constitutional protections against local government abuses in discretionary decision making
- Provides *Practice Tips* after each chapter on how to avoid or prevent local government abuses of discretion in land use and development controls

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About the Author: Brian W. Blaesser, partner, Robinson & Cole LLP, heads the real estate development practice in the firm's Boston office, where he practices in the areas of commercial real estate development and leasing, multi-family residential development, land use and environmental law, condemnation law, and litigation. Mr. Blaesser is an appointed member of the Urban Redevelopment Forum of the Commercial Real Estate Development Association (NAIOP) and serves on the National Environmental Subcommittee of the International Council of Shopping Centers (ICSC). He has been listed in *The Best Lawyers in America*® in the area of Real Estate Law since 2010 (Copyright by Woodward/White, Inc., Aiken, SC) and is ranked in the 2015 *Chambers USA: America's Leading Lawyers for Business* in the Commonwealth of Massachusetts in the area of Real Estate: Zoning/Land Use, and is an elected member of Lambda Alpha International, the honorary land economics society. He has served as a Lecturer at the Harvard Graduate School of Design, with an appointment at the Kennedy School of Government, and is a LEED® Accredited Professional (AP BD+C).



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*Indicates critical new developments in the law.



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