

Eminent Domain Attorneys File Lawsuit to Prevent Pipeline Company From Taking Public Park Land

Sends a clear message that eminent domain abuse will not go unchallenged

Columbus, OH (April 20, 2016) — [Goldman & Braunstein, LLP](#) recently filed a lawsuit at the Sandusky County Court of Common Pleas in Fremont, Ohio, against Kinder Morgan Cochin, LLC. The suit alleges that the pipeline company induced the Ballville Township Trustees into breaching its contractual obligations to Goldman & Braunstein clients, Gary and Ruth Chudzinski.

In 2006, the Chudzinskis sold approximately 75 acres of land in Sandusky County to Ballville Township. The purchase, made primarily with funds from a Clean Ohio Conservation Grant, was substantially discounted as a gift to the Township. The land was sold with the understanding that it was to be used as a public park, and the deed conveying title contained a restrictive clause prohibiting use of the land for commercial development.

Kinder Morgan plans to construct its longer than 40 -mile, 12-inch “UTOPIA” pipeline from the Utica shale region of eastern Ohio to a large plastics manufacturer in Ontario, Canada. The Chudzinskis’ complaint alleges that, even though Kinder Morgan knew of this deed restriction, it induced Ballville Township to grant an easement for construction of the pipeline.

“We filed this lawsuit to ensure that the scenic park the Chudzinskis granted to Ballville Township will continue to be used for recreational, and not commercial, purposes,” said Michael Braunstein, a partner with Goldman & Braunstein. “We are sending a clear message to pipeline companies that they cannot simply ignore land deeds that prohibit use of that land for business reasons.”

Goldman & Braunstein, on behalf of the Chudzinskis, is seeking to invalidate Ballville Township’s sale of the easement, and to prevent Kinder Morgan from exercising eminent domain authority to take the parkland for its pipeline.

To read the motion filed by Goldman & Braunstein in its entirety, and to learn more [go here](#).

TWEET THIS: Goldman & Braunstein file lawsuit alleging pipeline company is breaching contract in Sandusky County.

About Goldman & Braunstein:

Goldman & Braunstein are recognized legal experts for Ohio property owners facing potential eminent domain issues. They are dedicated to exclusively representing landowners. Our attorneys have extensive backgrounds in development, zoning and construction. For more information, visit www.GBlegal.net or www.Ohiopipelineresults.com.