

Fourth Annual Conference

March 5, 2018 • Omni Hotel • Los Angeles



Publications and MCLE Conference Programs
for the California Bar since 1989

California Land Use Law & Policy

Rarely does so much change occur in such short a time. Only two years ago, the United States was still in the Paris Climate Agreement, the Obama Administration had adopted its Clean Water Rule, and the Clean Power Plan was just beginning to pick up steam. The new federal administration is packed with policymakers who promise even more change.

What do California land use practitioners need to understand about how California fits into this rapidly shifting legal and political landscape? Our state has its own unique and pressing land use issues. The state is suffering from a severe housing supply crisis, and land use policies and planning will be instrumental in solving this crisis. The state has legalized the recreational use of marijuana, and regulations and policies related to the location of dispensaries and grow areas will become relevant and important for land use practitioners to understand. Maybe even more significant is the state's pushback against the new federal administration's environmental pullback. We'll likely see wetland regulations from the State Water Resources Control Board that will do more than fill the regulatory gap created by the federal government's decision to rescind the Clean Water Rule.

We've also seen recently the power and potential of Mother Nature herself. We're now out of a drought that lasted long enough to create some real changes in land use planning practices and the management of water supply. Fire storms have ravaged portions of both the northern and southern state. Sea level is still on the rise. How will state policymakers regulate land use issues created by these natural disasters?

This comprehensive, practice-oriented conference is a streamlined one-day excursion through some of the most important land use law, planning and policy issues facing practitioners today. And to guide you through these issues, we've assembled the best and most knowledgeable faculty in the state.

Finally, we are proud this year to have as our **Keynote Speaker California Senator Scott Wiener**, the lead author of SB 35, one of the marquee pieces of legislation in the overall housing supply legislation enacted in 2017.

Who should attend:

- Land Use, Environmental and Municipal Attorneys
- City and County Planners
- Landowners and Developers
- Engineering and Environmental Consultants
- City Council and County Board of Supervisors Members and Staff
- State and Local Agency Representatives
- Public Interest Group and Advocacy Personnel

Be ready, be prepared, be successful in your practice. If you attend only one California MCLE or AICP accredited land use conference this year, make it this one!



Scott Birkey, Esq.
Cox, Castle & Nicholson
San Francisco



Michelle Ouellette, Esq.
Best, Best & Krieger
Riverside

The only California Land Use Law & Policy conference produced by the California-based Publishers of the *California Land Use Law & Policy Reporter* and co-sponsored by many of the state's top law firms.



Conference Co-Sponsors:



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REGISTER TODAY!

800-419-2741

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Monday, March 5

- 7:30 REGISTRATION AND CONTINENTAL BREAKFAST
- 8:15 **Welcome Remarks with Critical Detail**
Michelle Ouellette, Esq., Best, Best & Krieger, Riverside
- 8:30 **KEYNOTE ADDRESS: California and Its Unique Housing Needs**
Senator Scott Wiener (D-Dist. 11), California State Senate, Sacramento
- 9:15 **Housing 2018: Will the Legislature's Housing Package Have a Meaningful Impact?**
- **Update on State Housing Bills Package**
Nedda Mahrou, Esq., Jackson Tidus, Irvine
 - **The Building Industry Perspective**
Paul Campos, Senior Vice President of Governmental Affairs & General Counsel, Building Industry Association-Bay Area, Walnut Creek
- 10:15 BREAK
- 10:30 **Land Use Challenges Facing Local Government—A Long-Term View**
Christi Hogin, Esq., Jenkins and Hogin, LLP, Manhattan Beach
- 11:00 **Living with an Angry Mother Nature: Land Use Development, Fire, Storms, and Sea Level Rise**
David Smith, Esq., Stice Block, Los Angeles
- 11:30 **Feast or Famine: What the Last Few Years Have Taught Us about Land Use, Water Supply and Scarcity**
Stefanie Morris, Esq., Best, Best & Krieger, Riverside
- 12:00 LUNCH (On Your Own)

- 1:15 **Los Angeles' Measure S and the Use of Anti-Development Initiatives and Referendum**
- **A Development Lawyer's Perspective on Ballot Box Planning**
David Waite, Esq., Cox, Castle & Nicholson, Century City
 - **The Political Strategies behind Ballot Box Planning**
Jeff Flint, President & CEO, FSB Core Strategies, Sacramento
- 2:15 **The Cannabis Connection—A Panel Discussion on Land Use Regulations and Recreational Marijuana**
- **Legal Challenges to Cannabis Sales in California**
Victor Ponto, Esq., Best, Best & Krieger, Riverside
 - **A Working Business Model for Cannabis Sales**
Pamela Epstein, Founder and Managing Partner, Green Wise Consulting, LLC, Los Angeles
- 3:15 BREAK
- 3:30 **California Land Use—In a Head-On Collision with Pending Federal Policy**
Scott Birkey, Esq., Cox, Castle & Nicholson, San Francisco
- 4:00 **Essential Changes to CEQA Law and Guidelines You Must Know to Be Effective**
- **Recent CEQA Decisions**
Arthur Coon, Esq., Miller Starr Regalia, Walnut Creek
 - **CEQA Guideline Update**
Jonathon Shardlow, Esq., Gresham Savage Nolan and Tilden, San Bernardino
- 5:15 CONFERENCE ADJOURNMENT

Chairs:

Michelle Ouellette is a land use attorney with more than 25 years of experience helping cities, counties, special districts, and developers to navigate the requirements of CEQA, NEPA, and state and federal Endangered Species Acts.

Scott Birkey is a land use and natural resources lawyer who handles entitlement, compliance, and litigation matters for residential and commercial developers, educational and health-care institutions, and public agencies throughout California.

Keynote Speaker:

Senator Scott Wiener (D-Dist 11), elected in 2016, represents all of San Francisco, Broadmoor, Colma, and Daly City, as well as portions of South San Francisco. During his first year in the Senate, Senator Wiener passed 11 bills that were signed into law, including a landmark bill to streamline housing approvals in cities not meeting their housing goals. The bill, Senate Bill 35, was central to a broad housing package that will make it easier to build housing and generate billions in new funding for affordable housing. Senator Wiener serves as Chair of the Senate Human Services Committee, and also serves on the Transportation and Housing Committee, the Energy, Utilities and Communications Committee, the Appropriations Committee, and the Public Safety Committee.

Faculty:

Paul Campos oversees governmental affairs staff, manages an association's litigation activities, and acts as a resource for members on land use law, planning and environmental law issues.

Arthur Coon represents clients through a broad range of real property, land use and environmental law matters and actively litigates at the trial and appellate levels of both federal and state courts, and before the U.S. Supreme Court.

Pamela Epstein provides a full range of legal, land use consulting and business development services to the cannabis industry and entrepreneurial investors, guiding them through every aspect of compliance.

Jeff Flint oversees all aspects of his political consulting firm, including client services, project management, and business development, and has extensive experience in public relations and political campaigns.

Christi Hogin is a land use and municipal law attorney and currently serves as City Attorney for the Cities of Lomita, Malibu and Palos Verdes Estates and serves as Assistant City Attorney in West Hollywood.

Nedda Mahrou is a land use and real estate lawyer who represents commercial and residential real estate developers, businesses, and other entities in a variety of land use, environmental, and business-related matters.

Stefanie Morris is a water and natural resources attorney who works on complex Sacramento Delta water issues, surface water rights, groundwater rights and helped draft portions of California's historic Sustainable Groundwater Management Act.

Victor Ponto is a municipal and land use attorney, and provides legal services to cities, school districts, municipal water agencies and other government entities with an emphasis on public contracting, internal investigations and compliance with open government laws.

Jonathan Shardlow represents landowners, developers and businesses in a wide array of litigation and transactional matters involving land use law with an emphasis on California Environmental Quality Act compliance and litigation.

David Smith represents individuals, developers, and conservation companies in a broad array of land use issues, and in the areas of climate change, water supply, the ESA, the Clean Water Act, CEQA, NEPA, and Planning and Zoning law.

David Waite has over 25 years of land use and environmental law experience, focusing on CEQA, climate change, development agreements, discretionary permits and entitlements, infrastructure agreements, subdivisions, zoning and environmental compliance.

Location and Lodging:

The site of the program is the The Omni, Los Angeles, 251 S. Olive St., Los Angeles, CA 90012. A block of rooms has been reserved at a special negotiated rate of \$209. To register for your room, call 1-800-THE-OMNI (1-800-843-6664), and ask for the "Argent Communications Group" discount. Space is limited, so register by the February 5, 2018 cut-off date!

Tuition:

Conference tuition is \$645. A discount of \$100 is available for individuals from government agencies, public interest groups, or academia; for current subscribers to the *California Land Use Law & Policy Reporter*; or for each attendee when two or more people from one firm or organization register together.

Tuition includes attendance, program materials, continental breakfast, morning and afternoon refreshment breaks, and a three-month electronic subscription to the *California Land Use Law & Policy Reporter* (a \$215 value).



Five Ways to Register:

Early registration is encouraged. To register: (1) Go to the conference web page, argentco.com/2018CLUconference, and access online registration from there; (2) Mail the completed registration form on the reverse to: Argent Communications Group, PO Box 506, Auburn, CA 95604-0506; (3) Complete the registration form and fax to 530-852-0360; (4) email to regis-ter@argentco.com; or (5) Call 800-419-2741. Full payment or purchase order is due with registration.

MCLE Credit:

MCLE accreditation has been requested for this program. Pending MCLE accreditation approval by the State Bar of California for 6.25 hours. For planners, this program has been approved for AICP CM credits of 6.25 hours.

Cancellation Policy:

Full refunds (less a \$50 processing fee) will be made only if notice is received by February 19, 2018. Substitutions are encouraged. Argent Communications Group reserves the right to cancel any program and assumes no responsibility for personal loss.

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REGISTRATION FORM

Yes! Please register the following:

Name: _____

Email (required): _____

Name: _____

Email (required): _____

Name: _____

Email (required): _____

Firm/Agency: _____

Address: _____

City: _____ St: _____ Zip: _____

Phone: _____

TUITION:

- \$645 per person, or
- \$545 each for two or more from the same firm, or
- \$545 government and nonprofit employees, or
- \$445 each for two or more government and nonprofit employees

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PAYMENT METHOD:

- Check enclosed. Payable to Argent Communications Group
- P.O. attached. OR
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“Making Sense of a New Landscape in California Land Use Law and Policy”

This comprehensive, practice-oriented conference is a one-day journey fleshing out exactly what every land use and planning practitioner needs—the crucial information in the most relevant areas of the practice. Topics include:

- **Housing 2018: Will the Legislature’s Housing Package Have a Meaningful Impact?**
- **Land Use Challenges Facing Local Government—A Long Term View**
- **Land Use Development, Fire, Storms, and Sea Level Rise**
- **What the Last Few Years Have Taught Us about Land Use, Water Supply and Scarcity**
- **Los Angeles’ Measure S and the Use of Anti-Development Initiatives and Referendum**

- **The Cannabis Connection—A Panel Discussion on Land Use Regulations and Recreational Marijuana Legal Challenges**

- **California Land Use—In a Head-On Collision with Pending Federal Policy**

- **Essential Changes to CEQA Law and Guidelines**

and...

A KEYNOTE ADDRESS by Senator Scott Wiener (D-Dist. 11), the author of S.B. 35, on “California and Its Unique Housing Needs”



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