

# MCLE PROGRAMS

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NEW ENGLAND  
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## 20th Annual Environmental, Land Use & Energy Law Conference 2019

*Comprehensive coverage and updates*

Serious environmental and land use attorneys know that MCLE's Annual Environmental, Land Use & Energy Law Conference is "the place to be" on February 7th. Join your colleagues at this premier event to learn what happened in the legislature, state agencies, and courts, and what's new at the municipal level. Find out what you need to know for your clients and your career, and catch up on what you missed during this busy year.

The *Conference* is designed for veteran environmental attorneys who specialize and those who are brand new to the field, as well as attorneys who occasionally encounter these issues in their practices. The panelists survey the critical new developments in each of the major fields of environmental law, energy law, land use, and related litigation. For those who have attended the *Conference* in prior years, attending annually refreshes your knowledge and helps keep you up-to-date on the latest developments. And for those new to the *Conference*, attending is a great way to broaden and deepen your knowledge by learning from well-known experts who have been tracking trends, cases, and statutory changes of which you need to be aware. Keep track of court decisions, current regulations, and pending bills—and spot new ideas for your federal, state, or local practice. Among the topics covered this year are surveys of important court decisions, new programs at EPA and the Massachusetts Attorney General's Office, and presentations on key energy law trends of practical note to attorneys. Hear Keynote Speaker, Martin J. Suuberg, Esq., Commissioner of the Massachusetts Department of Environmental Protection, discuss recent and pending initiatives. The agenda concludes with a roundup of significant evolving practice areas affecting environmental and land use clients. Leading practitioners in the field and accomplished MCLE speakers and authors share their practical expertise. The plenary format gives you the latest information on a variety of hot topics. Get what you need directly from the experts.

Come EARLY to meet and reconnect with colleagues at the NETWORKING BREAKFAST!



### Agenda

- 8:45 am– 9:15 am , Networking Breakfast—Come Early!
- 9:15 am–9:20 am , Welcome and Introduction
- 9:20 am–11:20 am, Survey of Cases: Significant Jurisprudence for Massachusetts Attorneys
- , Environmental Permitting Litigation  
Environmental and land use litigation, including jurisdiction, standing, procedure, discovery, expert witnesses, remedies, and important holdings
- , Zoning & Subdivision Cases  
The leading Supreme Judicial Court, Appeals Court, Land Court, and Superior Court decisions dealing with the *Zoning Act* and *Subdivision Control Act*, including standing, board powers, and enforcement
- , DEP & Home Rule Cases  
An annual compilation of state environmental agency rulings, DEP administrative cases, and court decisions on wetlands and other topics, plus court rulings under municipal Home Rule environmental bylaws
- , Zoning, Subdivision, and 40B Cases  
The most important appellate and trial court cases related to affordable housing projects under G.L. c.40B, selected rulings of the state Housing Appeals Committee (HAC), and related land cases of note
- 11:20 am–11:30 am, Networking and Refreshment Break

- 11:30 am–12:30 pm , Government Updates: U.S. Environmental Protection Agency and the Massachusetts Office of the Attorney General
- , EPA Update  
New agency regulations, policies, procedures, and program initiatives at the US Environmental Protection Agency (EPA), including air, water, hazardous waste, and climate change
- , Attorney General's Office  
Current civil enforcement, litigation, and advocacy priorities, including notable federal, energy-related, and defensive matters
- 12:30 pm–1:30 pm, Lunch (on your own)
- 1:30 pm–2:15 pm , Featured Presentation: Massachusetts Department of Environmental Protection—The Year Behind and the Year(s) Ahead
- 2:15 pm–3:00 pm , Energy Law
- , Clean Energy Projects  
An update on incentives and challenges for development of clean energy projects, including the new Massachusetts SMART program and upcoming Clean Peak Energy Standard, as well as various other federal and state law and policy developments
- , Energy Resources  
The changing landscape of energy resources and facilities in Massachusetts, from wind power and solar power to other traditional and alternative energy sources and installations
- 3:00 pm–3:10 pm, Networking and Refreshment Break
- 3:10 pm–5:00 pm , Significant Evolving Practice Areas
- , Trends in Municipal Law  
A municipal update which includes seawalls and projects proposed for climate issues, new legislation on taxes for short term rentals, community solar gardens, and a takings case before the Supreme Court where an amicus brief asks the Court to look at tax foreclosures
- , Brownfields Redevelopment & 21E Update  
The latest in practice for hazardous waste cleanup and brownfields redevelopment, including important policy updates
- , Alternative Dispute Resolution of Environmental and Land Use Controversies  
When to consider the use of ADR to resolve disputes, government and private resources for using ADR, and tips for successful resolution of controversies
- , Climate Change: Update on Mitigation and Adaptation  
An update on the federal context for regulations and programs relative to climate change, adaptation and resilience and highlights of new and emerging laws and initiatives at the state and local level in Massachusetts

## Cochairs

- Pamela D. Harvey, Esq., Brookline
- Gregor I. McGregor, Esq., McGregor Legere & Stevens, PC, Boston

## Faculty

- Julie P. Barry, Esq., Prince Lobel Tye LLP, Boston
- Mark Bobrowski, Esq., Blatman, Bobrowski, Haverty & Silverstein LLC, Concord
- Christophe G. Courchesne, Esq., Environmental Protection Division, Office of the Attorney General, Comm. of MA, Boston
- Erin Flannery-Keith, Esq., EPA Region 1 New England, Boston
- Martin R. Healy, Esq., Goodwin Procter LLP, Boston
- Aladdine D. Joroff, Esq., Commonwealth of Massachusetts, Boston
- Jonathan S. Klavens, Esq., Klavens Law Group, PC, Boston
- Richard A. Nysten, Jr., Esq., Lynch, DeSimone & Nysten LLP, Boston
- Michelle N. O'Brien, Pierce Atwood LLP, Boston
- Kathleen M. O'Donnell, Esq., Law Office of Kathleen M. O'Donnell, Milton
- Mary K. Ryan, Esq.,
- Dylan Sanders, Esq., Boston
- Martin J. Suuberg, Esq.,

## Dates

## Tuition

- \$275.00
- \$275.00 Members
- \$275.00 New Lawyers
- *FREE* for MCLE OnlinePass Subscribers
- Email [scholarships@mcle.org](mailto:scholarships@mcle.org) to apply for a need-based scholarship.

## Materials Included with Your Tuition

- *Massachusetts Real Estate Law Sourcebook & Cimator* ebook (In-person attendees receive a complimentary print copy!)
- All presentation materials, including faculty slides and handouts, in electronic format
- Transcript emailed 2 weeks post-program

## **CLE Credits**

- Earn up to 6.5 substantive

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