

Undoing the Damages of the Trump Administration and Moving Forward

Questions

1. Are any of the panelists worried about legal services becoming absurdly "unaffordable" in dealing with the future?

Chat Log

Here is the url: <https://www.law.berkeley.edu/research/clee/reversing-environmental-rollbacks/>

The Corps of Engineers is relying on the Trump water quality certification regulation to refuse to include the State's conditions of water quality certification in the permits it issues. If the litigation challenging the regulation is put on hold, what can be done about this?

Great question. I may want to ask some of our memo writers to consider

How does California's governmental environmental infrastructure of agencies compare with other states?

Thank you so much for your presentation. Not many of us deeply consider how California's health and economy affect Baja and Baja Sur and vice versa. Many businesses closed down when the border reduced border entry back to the US state. Thank you all panelist, too!

Climate Change Mitigation and Protecting Disadvantaged Communities

Questions

1. What opportunities can private governance play when public officials implement short-handed policies catered for EJ?

2. Isn't the zoning problem not that we need better zoning, but that we need zoning that isn't just a placeholder that is tossed aside when a developer asked?

A: This is a critical issue - there is a double standard on zoning often. Developers often get what they want.

Chat Log

Doesn't California have a Public Trust Doctrine encoded into its Constitution? Might this be used to get industry to explain themselves?

Warehouse projects are a good example of industry interests getting projects approved without community input. Martha referred to the decide/announce/defend model of government decision-making. Do the panelists have thoughts on best ways to shift government agencies' attitudes to decision making to bring community members in throughout the process?

Isn't the Community already involved? In a lot of "development" theory, the community is just out there waiting to be developed.

Another great example is what is going on in Kern County. Community is opposed to Bd of Supervisors plan to approve 70K new wells over the next 10 years in one ordinance.

CEQA is a critical tool. But, we need CEQA AND additional protections because we have 1.4 billion+ square feet of warehouse space for example in the South Coast Air Basin that has already gone through CEQA.

Yes, we need new tools of governance, community health impacts assessment, community decision panels

<https://oag.ca.gov/environment/sb1000>

OPR Guidelines for SB 1000 EJ element: https://www.pcl.org/media/2021/02/OPR-Guidelines_Chapter_4_EJ.pdf

What do you think of carbon pricing, or carbon fee and dividend to force polluters to pay the social costs of oil drilling?

Is there any future in unconstitutional gifts of public property to individuals?

I think we need to use fines and full cost accounting and stop all subsidies to oil and gas, that will free up lots of revenue.

Attorney General's Office CEQA comment letters, including many on warehouse projects: <https://oag.ca.gov/environment/ceqa/letters>

Please name out a few more of the abbreviations for the Newbies like me. OPB?

In Glendale, a new affordable housing development has been proposed. The developer said a 5-member family can live in a 2-bedroom, 1-bathroom unit

Small idea: Any support among you for getting Amazon and other shipping companies to place and operate convenient recycling facilities for consumers to return the packaging the companies deliver? It might mitigate some environmental impact if their trucks return with recyclables rather than empty. Speaking of the "warehouse goldrush" -- Here in Burbank, Amazon will be the main tenant of an industrial complex called Avion is being built on old Lockheed land off a major road next to the airport. For things like that, how about getting drive-thru recycling for the public?

I like the "stop doing stupid things" legislation!!!!

What about considerations for climate adaptation? Are we increasing intensity of land use in areas that will be much more vulnerable to heat, wildfire, flooding, or inundation from sea level rise.

Is anyone working on that development? The Covid-lung-freeway concerns, alone, need to be dealt with.

Didn't Hawaii say that the "precautionary principle" is inherent in traditional duties of public trustees?

Yes they did it is also the 7 generations principle

In response to a concern about AQ impacts, the planning director said it would be addressed in the CEQA process--which just highlights all the problems with that process the panel has been discussing.

How can we know earlier about these big projects?

California, all Californians have standing to defend public trust interests...

Maybe ask commissions to protect public interests?

To reach the communities we must start with the neighborhood councils. My neighborhood fought off development because we involved the neighborhood council, which involved the community. I realize that not all neighborhood councils are the same, but they can be and are the pulse of the community.

These are all requirements under California Public Trust Doctrine...

We made knowing Popular Education a requirement for the job of the Climate Emergency Mobilization Office Director

CEQA translation requirements keep getting shot down in the legislature. Any ideas for how to finally make them stick?

(EJ aspect of what I wrote above = cleaner communities.)

(full cost of shipping includes dealing with waste materials including packaging)

Can we put that on a billboard? (Do we need to pay these companies to stop poisoning us?)

Regulations are not enough. Carbon fee and dividend uses market forces that will reduce carbon emission 40 percent by 2030.

Something for us to collaborate on with you four. With Channel now at CARB as the EJ Dir. we should evaluate this concept Adrian. I like the billboard idea too!!!!

Sounds like implementing public trust...

We must fight to protect the commons and restore public trust

Why don't lawyers have first do no harm in their ethics?

Regulations MUST have teeth!

This has been an incredibly thought-provoking discussion. Thanks, all!