



**The Florida Bar Continuing Legal Education Committee and  
the Environmental & Land Use Law Section present**



# **New, Different, Unusual & Uncertain - Environmental & Land Use Law Issues Facing All Floridians**

**Course Classification: Intermediate Level**

**January 28 - 29, 2016**

**Wyndham Resort  
8001 International Drive  
Orlando, FL 32819  
(407) 351-2420**

**Course No. 2110R/2111R/2025R**



# Schedule of Events

## Thursday, January 28, 2016

### **New, Different, Unusual & Uncertain - Environmental Law Issues Facing All Floridians (2110R)**

8:00 a.m. – 8:25 a.m.

#### **Late Registration**

8:25 a.m. – 8:30 a.m.

#### **Opening Remarks/Introduction**

8:30 a.m. – 9:45 a.m.

#### **Session I: Clearer or More Confusing? Final Waters of the US Rule Change Remains Murky**

*Christina D. Storz (U.S. Army Corps of Engineers)*  
*Michelle Diffenderfer (Lewis, Longman, & Walker, P.A.)*  
*Greg Powell P.E. (Golder & Associates)*

9:45 a.m. – 10:35 a.m.

#### **Session II: Environmental Issues with Golf Course Redevelopment**

*C.F. "Trey" Mills (Rogers Towers)*  
*James Oliveros, P.G. (Golder & Associates)*

10:35 a.m. – 10:50 a.m.

#### **Break**

10:50 a.m. – 12:05 p.m.

#### **Session III: Endangered and Managed Species Update: Panthers, Turtles and Bears, Oh My!**

*Ralf G. Brookes*  
*Harold B. "Bud" Vielhauer (Florida Fish and Wildlife Conservation Commission)*  
*Ann Marie Lauritsen (U.S. Fish and Wildlife Service)*

12:05 p.m. – 1:15 p.m.

#### **Lunch (Included)**

1:15 p.m. – 2:05 p.m.

#### **Session IV: Florida's Water and Land Conservation Amendment: Where Are We Now?**

*Preston T. Robertson (Florida Wildlife Federation)*  
*W. Clay Henderson (Institute for Water and Environmental Resilience - Stetson University)*  
*Gregory M. Munson (Gunster Law Firm)*

2:05 p.m. – 2:55 p.m.

#### **Session V: How Clean is Clean Enough: Implications of the Proposed Waste Cleanup Rules**

*Robyn D. Neely (Akerman LLP)*  
*Keith Tolson, Ph.D. (Geosyntec Consultants)*

2:55 p.m. – 3:10 p.m.

#### **Break**

3:10 p.m. – 4:25 p.m.

#### **Session VI: Ethical Implications of Sea Level & Climate Change to the Environmental Practitioner**

*Thomas R. Armstrong, PhD (Madison River Group, LLC)*  
*Keith W. Rizzardi (Jones, Foster, Johnston & Stubbs, P.A.)*

4:25 p.m. – 5:15 p.m.

#### **Session VII: Florida's Developing Oil and Gas Law and Regulation**

*Brian Accardo (Florida Department of Environmental Protection)*  
*Timothy Riley (Hopping Green & Sams)*

5:15 p.m. – 6:45 p.m.

#### **Reception**

## Friday, January 29, 2016

### **New, Different, Unusual & Uncertain - Land Use Law Issues Facing All Floridians (2111R)**

8:25 a.m. – 8:30 a.m.

#### **Opening Remarks**

8:30 a.m. – 9:20 a.m.

#### **Session I: Drones in Land Use: Views from Above**

*Steven Hogan (Ausley McMullen)*  
*Jon Harris Maurer (Hopping Green & Sams)*

9:20 a.m. – 10:10 a.m.

#### **Session II: Ethics in Digital Permitting**

*Carlyn H. Kowalsky (SFWMD)*  
*Christine N. Senne (Senne Law Firm)*

10:10 a.m. – 10:25 a.m.

#### **Break**

10:25 a.m. – 11:15 a.m.

#### **Session III: Recent Trends in Community Development Districts**

*Tucker F. Mackie (Hopping, Green & Sams)*  
*Brett A. Sealy (MBS Capital Markets, LLC)*

11:15 a.m. – 12:05 p.m.

#### **Session IV: Reed v. Gilbert: The Response of Courts, Industry and Governments**

*Susan L. Trevarthen, FAICP (Weiss, Serota, Helfman, Cole & Bierman)*  
*William D. Brinton (Rogers Tower)*

12:05 p.m. – 1:15 p.m.

#### **Lunch (Included)**

1:15 p.m. – 2:55 p.m.

**Session V: Land Use Issues in Golf Course  
Redevelopment**

*Derek P. Rooney (Gray Robinson)*

*Paula N. C. McMichael, AICP (Hole Montes Engineering)*

*Alexis V. Crespo, AICP (Waldrop Engineering)*

2:55 p.m. – 3:10 p.m.

**Break**

3:10 p.m. – 4:00 p.m.

**Session VI: Charitable Donation Bins, Free Speech  
and Land Use Regulation**

*Patrick W. Krechowski (Gray Robinson)*

*Elisabeth Dang, AICP (City of Orlando)*

4:00 p.m. – 4:50 p.m.

**Session VII: Bert Harris Act Update**

*Gary K. Hunter, Jr. (Hopping, Green & Sams)*

*Michael R. Bray, Jr. (Orange County)*

## CLE Credits

**New, Different, Unusual & Uncertain -  
Environmental Law Issues Facing All Floridians  
(2110R)**

General: 8.5 hours    Ethics: 1.5 hours

**CERTIFICATION PROGRAM**

(Max. Credit: 8.5 hours)

City, County, Local Gov't: 8.5 hours

State & Federal Gov't & Administrative Practice: 8.5 hours

**New, Different, Unusual & Uncertain - Land Use  
Law Issues Facing All Floridians (2111R)**

General: 8.0 hours    Ethics: 1.0 hours

**CERTIFICATION PROGRAM**

(Max. Credit: 8.0 hours)

City, County, Local Gov't: 8.0 hours

State & Federal Gov't & Administrative Practice: 8.0 hours

**New, Different, Unusual & Uncertain -  
Environmental & Land Use Law Issues Facing  
All Floridians (2025R)**

General: 16.5 hours    Ethics: 2.5 hours

**CERTIFICATION PROGRAM**

(Max. Credit: 16.5 hours)

City, County & Local Government: 16.5 hours

State & Federal Gov't & Administrative Practice: 16.5 hours

Seminar credit may be applied to satisfy CLER / Certification requirements in the amounts specified above, not to exceed the maximum credit. See the CLE link at [www.floridabar.org](http://www.floridabar.org) for more information.

Prior to your CLER reporting date (located on the mailing label of your Florida Bar News or available in your CLE record on-line) you will be sent a Reporting Affidavit if you have not completed your required hours (must be returned by your CLER reporting date).

## Refund Policy

A \$25 service fee applies to all requests for refunds. Requests must be in writing and postmarked no later than two business days following the live course presentation or receipt of product. Registration fees are non-transferrable, unless transferred to a colleague registering at the same price paid. \$65 withheld to cover the cost of lunch.

## Hotel Reservations

A block of rooms has been reserved at The Wyndham Resort, at the rate of \$165 single/double occupancy. To make reservations, call The Wyndham Resort directly at (407) 351-2420. Reservations must be made by 1/6/16 to assure the group rate and availability. After that date, the group rate will be granted on a "space available" basis.

## Electronic Course Materials Notice

Florida Bar CLE Courses feature electronic course materials for all live presentations, live webcasts, webinars, teleseminars, audio CDs and video DVDs. This searchable electronic material can be downloaded and printed and is available via e-mail several days in advance of the live presentation or thereafter for purchased products. Effective July 1, 2010.

**TO REGISTER**



**ON-LINE:**

[www.floridabar.org/CLE](http://www.floridabar.org/CLE)



**MAIL:**

Completed form with check



**FAX:**

Completed form to 850/561-9413



# Registration

## Register me for New, Different, Unusual & Uncertain - Environmental & Land Use Law Issues Facing All Floridians

ONE LOCATION: (378), WYNDHAM ORLANDO RESORT, ORLANDO (JANUARY 28 - 29, 2016)

TO REGISTER OR ORDER AUDIO CD OR COURSE BOOKS BY MAIL, SEND THIS FORM TO The Florida Bar, Order Entry Department, 651 E. Jefferson Street, Tallahassee, FL 32399-2300 with a check in the appropriate amount payable to The Florida Bar or credit card information filled in below. If you have questions, call 850/561-5831. ON-SITE REGISTRATION, ADD \$25.00. On-site registration is by check only.

Name \_\_\_\_\_ Florida Bar # \_\_\_\_\_

Address \_\_\_\_\_ City/State/Zip \_\_\_\_\_

Phone # \_\_\_\_\_ E-mail\* \_\_\_\_\_

\*E-mail address is required to receive electronic course material and will only be used for this order. CLB: Course Nos. 2025R/2110R/2111R

**ELECTRONIC COURSE MATERIAL NOTICE:** Florida Bar CLE Courses feature electronic course materials for all live presentations, live webcasts, webinars, teleseminars, audio CDs and video DVDs. This searchable electronic material can be downloaded and printed and is available via e-mail several days in advance of the live presentation or thereafter for purchased products. Effective July 1, 2010.

### REGISTRATION FEE (CHECK ONE):

#### Thursday, 1-28-16 (2110R)

- ☐ Member of the Environmental & Land Use Law Section: \$235
- ☐ Non-section member: \$275
- ☐ Full-time law college faculty or full-time law student: \$170
- ☐ Persons attending under the policy of fee waivers: \$65

#### Friday, 1-29-16 (2111R)

- ☐ Member of the Environmental & Land Use Law Section: \$225
- ☐ Non-section member: \$265
- ☐ Full-time law college faculty or full-time law student: \$165
- ☐ Persons attending under the policy of fee waivers: \$65

#### Thursday & Friday 1-28 & 1-29, 2016 (2025R)

- ☐ Member of the Environmental & Land Use Law Section: \$410
- ☐ Non-section member: \$450
- ☐ Full-time law college faculty or full-time law student: \$290
- ☐ Persons attending under the policy of fee waivers: \$130

*Members of The Florida Bar who are Supreme Court, Federal, DCA, circuit judges, county judges, magistrates, judges of compensation claims, full-time administrative law judges, and court appointed hearing officers, or full-time legal aid attorneys for programs directly related to their client practice are eligible upon written request and personal use only, complimentary admission to any live CLE Committee sponsored course. Not applicable to webcast. (We reserve the right to verify employment.)*

### METHOD OF PAYMENT (CHECK ONE):

- ☐ Check enclosed made payable to The Florida Bar
- ☐ Credit Card (Fax to 850/561-9413; Email to [registrations@flabar.org](mailto:registrations@flabar.org))
  - ☐ MASTERCARD ☐ VISA ☐ DISCOVER ☐ AMEX Exp. Date: \_\_\_\_/\_\_\_\_ (MO./YR.)



- ☐ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

Signature: \_\_\_\_\_

Name on Card: \_\_\_\_\_ Billing Zip Code: \_\_\_\_\_

Card No. \_\_\_\_\_

## Course Book — Audio CD

Private recording of this program is not permitted. Delivery time is 4 to 6 weeks after 1/29/16. TO ORDER AUDIO CD OR COURSE BOOKS, fill out the order form above, including a street address for delivery. Please add sales tax. Those eligible for the above mentioned fee waiver may order a complimentary audio CD in lieu of live attendance upon written request and for personal use only.

Please include sales tax unless ordering party is tax-exempt or a nonresident of Florida. If tax exempt, include documentation with the order form.

### New, Different, Unusual & Uncertain - Environmental Law Issues Facing All Floridians (2110R) (Thursday Session)

- ☐ **AUDIO CD (2110C)** (includes Electronic Course Material)

\$240 plus tax (section member); \$280 plus tax (non-section member)

+ TAX \$ \_\_\_\_\_ TOTAL \$ \_\_\_\_\_

#### ☐ **COURSE BOOK ONLY (2110M)**

Cost \$60 plus tax

+ TAX \$ \_\_\_\_\_ TOTAL \$ \_\_\_\_\_

### New, Different, Unusual & Uncertain - Land Use Law Issues Facing All Floridians (2111R) (Friday Session)

- ☐ **AUDIO CD (2111C)** (includes Electronic Course Material)

\$240 plus tax (section member); \$280 plus tax (non-section member)

+ TAX \$ \_\_\_\_\_ TOTAL \$ \_\_\_\_\_

#### ☐ **COURSE BOOK ONLY (2111M)**

Cost \$60 plus tax

+ TAX \$ \_\_\_\_\_ TOTAL \$ \_\_\_\_\_

### New, Different, Unusual & Uncertain - Environmental & Land Use Law Issues Facing All Floridians (2025R) (Both Sessions)

- ☐ **AUDIO CD (2025C)** (includes Electronic Course Material)

\$455 plus tax (section member); \$495 plus tax (non-section member)

+ TAX \$ \_\_\_\_\_ TOTAL \$ \_\_\_\_\_

#### ☐ **COURSE BOOK ONLY (2025M)**

Cost \$60 plus tax

+ TAX \$ \_\_\_\_\_ TOTAL \$ \_\_\_\_\_