

2013 LAND USE UPDATE

Co-sponsored by the Arizona Planning Association and Rocky Mountain Land Use Institute



Programs past explored the world of “zombie subdivisions” and how Arizona’s local governments were coping with lots of lots and no buyers. More recently, the scarcity of infrastructure financing led one owner of an existing subdivision to sue an Arizona county for refusing to seek payment on the assurance bond posted by the original subdivider.

The first session examines subdivision assurances generally, including common types, the pros and cons of each and an alternative form of assurance used by many jurisdictions south of the Gila. The defendant county’s counsel will give an update on the ongoing litigation over assurances.

Sequester or no, it’s unlikely that the federal and state role in land use regulations will soon disappear. The second session draws on the expertise of the Arizona Land Department, Corps of Engineers and Arizona Department of Water Resources for an update on state assured water supply rules, and federal wetlands and endangered species regulations.

Our luncheon speaker, *Patricia Salkin, dean of the Touro College Jacob D. Fuchsberg Law Center and author of the Law of the Land blog*, moves ethics in land use front and center in this year’s program.

In the ever-popular “Stump the Experts” section, program attendees enjoy a free-ranging question and answer opportunity with the faculty.

Return to SB 1598, the “Regulatory Bill of Rights”, and explore its impacts on planning and zoning administration. Panelists will discuss how Arizona communities are implementing the law and fixes now under consideration in the Legislature.

This seminar may qualify for 6.5 hours, including 1 hour of ethics credits.

Fri., June 7, 2013
9 a.m. to 5 p.m.

Chaparral Suites
Scottsdale

5001 N. Scottsdale Rd.
Scottsdale, AZ
*Easiest access to the
Conference Center off
Chaparral Road*

Seminar Chairs:

Frank Bangs,
*Lazarus, Silvyn &
Bangs, PC*

Doug Jorden,
*Jorden
Bischoff & Hiser, PLC*

Joy Rich,
*Maricopa
County Planning and
Development*

| Time | Topic | Faculty |
|--------------------|---|--|
| 8:30 - 9 a.m. | Registration/Continental Breakfast | |
| 9 - 9:10 a.m. | Welcome | Co-Chairs |
| 9:10 - 10:30 a.m. | Subdivision Assurances – Who Will Pay the Piper When the Developer Won’t? <ul style="list-style-type: none"> Common Types of Assurances, and Their Problems Alternative Mechanisms from South of the Gila River Coconino County Litigation-Is Government Responsible? | Frank Bangs, Moderator Frank Cassidy, Town of Marana Carolyn Williams, Gammage & Burnham Jim Holway, Director, Western Lands and Communities |
| 10:30 - 10:45 a.m. | Break | |
| 10:45 a.m. - Noon | Not All Land Use is Local: Federal/State Impacts <ul style="list-style-type: none"> Endangered Species Act-Might the Pima County Experience Migrate North? Section 404 Permits-Yes, Mildred, Arizona has Wetlands Assured Water Supply: Changing Rules | Doug Jorden, Moderator Vanessa Hickman, State Land Commissioner Sallie McGuire, Chief of Arizona Regulatory Branch, Corps of Engineers Michael J. Lacey, Deputy Director, Arizona Department of Water Resources |
| Noon - 1:15 p.m. | Lunch Presentation (lunch provided) It’s a Criming Shame: Ethical-Criminal Considerations in the Land Use Game | Patricia Salkin, Dean, Touro College Jacob D. Fuchsberg Law Center; Nationally Recognized Land Use Scholar; Author of Law of the Land Blog |
| 1:15 - 2:15 p.m. | Stump the Experts: Everything You Wanted to Know But Were Afraid to Ask Your Attorney | Faculty Members |
| 2:15 - 2:30 p.m. | Break | |
| 2:30 - 3:30 p.m. | Update: SB 1598 – Regulatory Bill of Rights <ul style="list-style-type: none"> Implementation Experience This Year’s Legislative Fixes Are Findings in Land Use Matters Required? | Joy Rich, Moderator Cindy Stotler, City of Phoenix Spencer Kamps, Homebuilders Association of Central Arizona Wayne Peck, Maricopa County Attorney’s Office |
| 3:30 - 4:30 p.m. | Legislative and Case Law Update <ul style="list-style-type: none"> US Supreme Court Upcoming “Takings” Case Recent Arizona cases 2013 Legislative Session | Frank Bangs, Moderator Tom Dorn, Dorn Policy Group Linus Kafka, City of Tucson Zoning Examiner |
| 4:30 p.m. | Adjourn | |

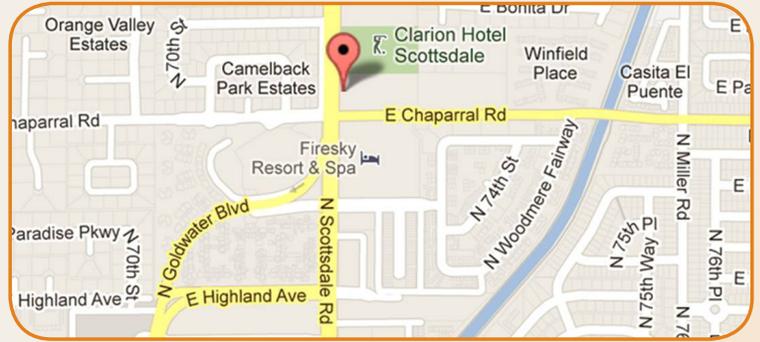
This seminar may qualify for 6.5 hours MCLE, including 1 hour of ethics.

REGISTRATION INFORMATION FOR EVENT #13339-313

(Please use separate form for each participant)

NAME BAR NO. FIRM NAME ADDRESS CITY, STATE, ZIP PHONE E-MAIL

SEMINAR LOCATION



Chaparral Suites Scottsdale 5001 N. Scottsdale Road, Scottsdale

Easiest access to Conference Center is off Chaparral Road

REGISTRATION RATES

- \$249 SBA Member \$229 APA Member \$229 New Attorney (Admitted within 2 years) \$60 Law Student* \$269 Other \$279 At the Door

Registration must be received 24 hours prior to the program. All others will be charged the at-the-door rate. *No MCLE credit will be given to those who attend under the Law Student Rate

BILLING INFORMATION

- CHECK Amount \$ Payable to: State Bar of Arizona. There will be a \$25 charge for returned checks. Always send a copy of the registration form with your check. VOUCHER Amount \$ Note: vouchers must be mailed with registration. CREDIT CARD Amount \$ For credit card transactions, please give the following information: MASTERCARD VISA AMEX DISCOVER

ACCOUNT NUMBER EXPIRATION DATE CARDHOLDER'S NAME STREET ADDRESS CITY/STATE/ZIP DAYTIME PHONE NUMBER CARDHOLDER SIGNATURE

HOW TO SUBMIT YOUR REGISTRATION

Register Online: www.azbar.org/cle (credit card only)

Mail-in your Registration: State Bar of Arizona P.O. Box 53099 Phoenix, AZ 85072

Register over the phone (8:30am to 5 p.m. Monday thru Friday) 602.340.7322 (Phoenix Area) 520.623.9944 (Tucson Area)

CLE PROGRAM POLICIES

Cancellations must be in writing and faxed to the CLE department at 602.271.4930 or email registrations@staff.azbar.org and include "Cancel" in the subject line. Cancellations must be submitted at least 48 hours prior to the seminar. You may choose to receive: (1) a voucher in the amount of 100% of the seminar fee paid, good at most upcoming State Bar of Arizona CLE seminars; OR (2) a refund of the seminar fee paid, minus a \$25 administrative fee. No refunds or vouchers will be given for cancellations less than 48 hours prior to the seminar.

Last-minute registrations will only be accepted by telephone up until 24 hours prior to the program. Payment must be made in advance or at seminar check-in (except government registrations, see below). At-the-door registrations will be accepted if space is available. Seminar dates, times and locations are subject to change. Please consult the website (www.azbar.org/CLE) or call 602.340.7322 for questions.

Government registrations should be accompanied by a copy of the purchase order or warrant which begins the payment process. If registering by phone, the purchase order or warrant must be brought to the seminar.

If you have a disability, please call ahead to let us know how we may accommodate your needs.

CLE PROGRAM QUESTIONS

Phoenix: 602.340.7322 | Tucson: 520.623.9944 www.azbar.org/CLE



In compliance with the State Bar of Arizona's Go Green initiative, course materials are electronic. For more information, visit our electronic materials FAQs at www.azbar.org/cleandmcle/cle/electronicmaterialsfaqs.

