ES 125B: LAND USE AND PLANNING LAW  
Spring 2018 – Linda Krop

This course is a continuation of ES 125A: Introduction to Environmental Law. Whereas ES 125A focused primarily on constitutional principles and federal environmental laws, this course will provide an overview of the role of state and local agencies in environmental law and regulation. The course will cover California land use and planning constitutional and legal principles, general plans, zoning, subdivisions, environmental review, coastal development and resource protection, initiatives and referenda. We will also address the administrative and judicial processes that apply to land use and planning functions, and limitations on the exercise of agency regulatory power. Class discussions and guest speakers will provide an opportunity to relate course readings to current topics and issues.

Instructor: Linda Krop, lkrop@cox.net, 805-636-3345
Office hours: Wednesdays, 5:00 – 6:00 p.m., Bren 4015

Schedule: Wednesday evenings from 6:00 – 8:50 p.m., in the Bren Seminar Room 4016, from April 4 – June 6, 2017
Final Exam: Friday, June 14, 7:30 – 10:30 p.m., Bren 4016

Reading Materials: California Land Use and Planning Law (“CLUPL”), Cecily Talbert Barclay and Matthew Gray (Solano Press, 35th Edition, 2016) (available online in paperback or ebook, and on reserve in the library)

Supplemental materials are posted on GauchoSpace. These materials include both required and optional readings.

Grading: Students will be graded on a midterm, final exam and a writing assignment. In addition, class attendance and participation will be considered in assigning final grades for the class.

Syllabus: Students should read each assignment prior to class to facilitate an informed discussion.

CLUPL, Chapters 1, 17
Guest Speaker: James Joyce, District Director, State Senator Hannah-Beth Jackson

Week 2 (4/11/17) General Plans, Specific Plans
CLUPL, Chapters 2, 3
Video: This is our Land

Week 3 (4/18/17) Zoning, Initiatives and Referenda
CLUPL, Chapter 4, pp. 41-50, 56-72; Chapter 13, pp. 371-388
Week 4 (4/25/17) Subdivision Map Act
CLUPL, Chapter 5, pp. 73-126
Guest Speaker: Kyle Richards, Goleta City Council

Week 5 (5/2/17) Midterm

Week 6 (5/9/17) California Environmental Quality Act
CLUPL, Chapter 6
“The California Environmental Quality Act: On the Front Lines of California’s Fights Against Global Warming,” Center for Biological Diversity
Writing Assignment: Comment letter (due May 23)
Guest Speaker: Laurel Perez, Suzanne Elledge Consulting

Week 7 (5/16/17) Coastal Act
CLUPL, Chapter 9, pp. 269-275
California Coastal Commission handouts
Bolsa Chica Land Trust v. Superior Court

Week 8 (5/23/17) Takings
CLUPL, Chapter 11, pp. 299-323
Writing Assignment due

Week 9 (5/30/17) Exactions
CLUPL, Chapter 12, pp. 331-356

Week 10 (6/6/17) Land Use Litigation
CLUPL, Chapter 19, pp. 511-557, 573-576

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