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**9th Annual Conference!**

# Land Use Law

**Substantive Information and Practice Tips**

**September 14-15, 2006 • Hyatt Regency Hotel • Tampa**

**\$100 Discount for  
Government Employees!**

**Featuring Speakers From:**

- Florida League of Cities
- Florida Department of Community Affairs
- Alachua County Attorney's Office
- Florida Gulf Coast University
- ... and some of Florida's top land use law practitioners!

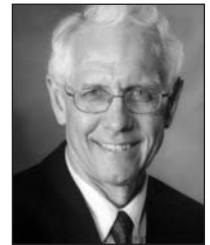
Dear Colleague,

Whether you are an attorney, developer, consultant, planner or government official, your success in the field of land use requires preparation, practical "know-how" and a current knowledge of the law and government policies. Any person involved in land use in Florida will benefit from this year's speakers' experiences and insights.

For this Land Use Law Conference, we have assembled a group of professionals to discuss what's new in legislation, municipal discretion in decision making, the latest on Florida's new "pay-as-you-grow" requirements for transportation and school concurrency.

The information and practice tips that you will learn at the Conference will be invaluable to you. This is a professional opportunity you won't want to miss!

We look forward to seeing you there.



**Robert C. Apgar, Esq.**  
Program Co-Chair



**Charles L. Siemon, Esq.**  
Program Co-Chair

**Robert C. Apgar, Esq.**  
Program Co-Chair  
Greenberg Traurig, Tallahassee

**Charles L. Siemon, Esq.**  
Program Co-Chair  
Siemon & Larsen, Boca Raton



Visit our website at [cle.com](http://www.cle.com) for a complete listing of MCLE requirements in all states. You will also find a schedule of our upcoming conferences and a listing of available homestudy courses.

Register Online at [www.cle.com](http://www.cle.com) or Call (800) 873-7130  
Conference Schedule and Speaker Biographies Inside



**Thursday, September 14****Friday, September 15**

- 8:30 Registration and Continental Breakfast
- 9:00 **Introduction and Overview**  
Current Issues and Trends  
**Robert C. Apgar, Esq., Program Co-Chair**  
*Greenberg Traurig, Tallahassee*  
**Charles L. Siemon, Esq., Program Co-Chair**  
*Siemon & Larsen, Boca Raton*
- 9:15 **Land Use and the 2006 Legislature**  
A Review of Land Use and Growth Management Issues Addressed in the 2006 Legislative Session, Including Growth Management Glitches and Reform, Affordable Housing, DRI Changes, Eminent Domain and Redevelopment  
**Rebecca A. O'Hara, Esq., Deputy General Counsel**  
*Florida League of Cities, Tallahassee*
- 10:00 Morning Break
- 10:15 **Developments of Regional Impact—  
New Tune or the Same Old Song?**  
An Overview of the DRI Process; In-Depth Discussion of Statutory Amendments; Case Law Update  
**David L. Powell, Esq.**  
*Hopping Green & Sams, Tallahassee*
- 11:00 **Comprehensive Plans, Plan Amendments  
and Challenges**  
An Overview and Case Law Update  
**David Jordan, Esq., Deputy General Counsel**  
*Florida Department of Community Affairs, Tallahassee*
- 11:45 Q&A Panel  
*Members of the Faculty*
- 12:00 Lunch Break

- 1:30 **Featured Presentation:  
Implementing the 2005 and 2006  
Growth Management Legislation**  
A Progress Report on School Concurrency, Proportionate Share, Capital Improvements Elements, and More  
**Valerie J. Hubbard, AICP**  
**Director of Community Planning Division**  
*Florida Department of Community Affairs, Tallahassee*

- 2:30 **Everything You Always Wanted  
to Know About School Concurrency**  
Learn How Public School Level of Service Standards Will Be Adopted and Implemented  
**Linda Loomis Shelley, Esq.**  
*Fowler White Boggs Banker, Tallahassee*
- 3:15 Afternoon Break
- 3:30 **Transportation Concurrency**  
The New World of Proportionate Share; An Overview of the New Statutory Process and the Alternatives  
**Kenneth B. Metcalf, AICP, Director of Planning  
Environmental and Land Development Practices**  
*Greenberg Traurig, Tallahassee*
- 4:15 **Chapter 163 Development Agreements**  
A Quasi-Permitting Process for a Negotiated Solution to Land Development Issues  
**Robert C. Apgar, Esq., Program Co-Chair**
- 5:00 Q&A Panel  
*Members of the Faculty*
- 5:15 Adjourn

- 8:30 Continental Breakfast
- 9:00 **Overview of Day Two**  
**Charles L. Siemon, Esq., Program Co-Chair**
- 9:15 **Cell Towers**  
Federal and State Mandates, E911 Wireless Caller Location and Local Home Rule  
**David W. Wagner, Esq., County Attorney**  
*Alachua County Attorney's Office, Gainesville*
- 10:00 **Quasi-Judicial Land Use Proceedings**  
The Pressing Need for Reform in Florida  
**Robert K. Lincoln, Esq.**  
*Icard, Merrill, Cullis, Timm, Furen & Ginsburg, Sarasota*
- 10:45 Morning Break
- 11:00 **The Bert J. Harris Act**  
Recent Cases and Hot Topics  
**Ronald L. Weaver, Esq.**  
*Stearns Weaver Miller Weissler Alhadeff & Sitterson, Tampa*
- 11:45 Q&A Panel  
*Members of the Faculty*
- 12:00 Lunch Break
- 1:30 **Contract Zoning**  
*The Status of Florida Law; Practical Drafting Suggestions to Avoid Claims in Settlement Agreements*  
**Mark A. Rothenberg, Esq.**  
*Siemon & Larsen, Boca Raton*
- 2:15 Afternoon Break
- 2:30 **Water Use Issues**  
Meeting Supply Needs or Stopping Development?  
**Eric T. Olsen, Esq.**  
*Hopping Green & Sams, Tallahassee*
- 3:15 **From Quicksand to Solid Ground**  
Avoiding Ethics Traps  
**Pamella A. Seay, Esq., Professor of Law**  
*Florida Gulf Coast University, Fort Myers*
- 4:15 Q&A Panel  
*Members of the Faculty*
- 4:30 Evaluations and Adjourn

Save  
These  
Dates!

Land Use Law  
September 14-15, Reston

Commercial Leases  
September 18, Dallas

Eminent Domain  
September 18-19, Charleston

Texas Water Law SuperConference  
September 28-29, Austin

Eminent Domain SuperConference  
October 26-27, Tampa

Litigating Land Use  
December 11-12, Tampa

For more information about these and other programs, visit our website at [www.cle.com](http://www.cle.com).

# faculty

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## Land Use Law

<p><b>Program Co-Chairs</b></p> <p><b>Robert C. Apgar</b> practices primarily in land development and growth management law. In his 26 years of practice, he has represented landowners and developers seeking a full range of land development approvals, from local zoning and site plan approvals to comprehensive plan amendments and developments of regional impact.</p> <p><b>Charles L. Siemon</b> is a planning and planning law consultant who has provided professional services to public and private sector clients in more than 25 states and in the Commonwealth of Puerto Rico. He has extensive experience in state and federal trial and appellate courts on takings issues, civil rights, impact fees, condemnation of open space and other matters.</p>	<p><b>Robert K. Lincoln</b> concentrates his practice on land use permitting and litigation, and administrative law. He formerly served as an Assistant Professor of Urban Planning at Michigan State University, a Senior Research Associate at the Cantanese Center for Urban and Environmental Solutions, and an Associate Planner with Sarasota County.</p> <p><b>Kenneth B. Metcalf</b> assists developer and governmental clients with project planning and growth management strategies, including concurrency solutions. He previously worked with the Department of Community Affairs for 16 years.</p> <p><b>Rebecca A. O'Hara</b> represents her firm before Florida's legislature, courts and executive agencies on a variety of municipal matters, particularly land use and environmental issues. Before joining the League in 1999, she practiced environmental and land use law in the private sector.</p> <p><b>Eric T. Olsen</b> has practiced in the area of wetland regulation since 1990. He has been involved in the development of regulations governing environmental resource permitting, mitigation banking, wetland delineation and consumptive use.</p> <p><b>David L. Powell</b> practices land use and growth management, endangered and threatened species protection, and facility siting. He is involved in state and local land use approvals, including comprehensive planning, Development of Regional Impact review and approval, subdivision platting and other property rights issues. He is an adjunct professor at the Florida State University College of Law.</p>	<p><b>Mark A. Rothenberg</b> advises both municipal and private sector clients regarding compliance with local zoning codes, their rights as to the development of neighboring properties, and their development entitlements. He frequently represents developers in obtaining approvals before municipal zoning boards.</p> <p><b>Pamella A. Seay</b> is the Chair for the Charlotte County Airport Authority, and is a member of the Charlotte County Punta Gorda Metropolitan Planning Organization. She served six years on the Florida Bar Professional Ethics Committee and is the author of "Ethics: New Meaning for an Old Idea."</p> <p><b>Linda Loomis Shelley</b> specializes in governmental, environmental and land use law and represents a variety of public and private sector clients before state, federal and local agencies. She was formerly the General Counsel for Governor Bob Graham and for the Department of Community Affairs, where she later served as Secretary.</p> <p><b>David W. Wagner</b> has held his position since 1999. Previously, he practiced in the area of local government law with special emphasis on land use law for approximately seven years. He also has a variety of legal experience, as a result of 20 years in the U.S. Army and two years in private practice in Gainesville.</p> <p><b>Ronald L. Weaver</b> has extensive experience advising landowners, development companies, and local governments on environmental, land use law and property rights. Significant accomplishments include representing 100 Florida developers on zonings, DRIs, plan amendments, concurrency, property rights and local governments in NEPA projects, including a \$1.3 billion roadway and a \$56 million people mover.</p>
<p><b>Featured Presenter</b></p> <p><b>Valerie J. Hubbard</b> oversees a variety of state planning initiatives, including state review of local comprehensive plans and DRIs, as well as implementation of growth management legislation. She worked extensively on the formulation of SB 360 (Infrastructure Planning and Funding Act) during the 2005 Florida Legislative Session.</p>		
<p><b>David Jordan</b> has represented the Department of Community Affairs since 1984. He presently supervises the Growth Management section of the Office of the General Counsel and serves on the executive council of the Environmental and Land Use Law Section.</p>		

# conference information

<p><b>Continuing Education Credit</b></p> <p><b>MCLE:</b> This course is approved by the Florida State Bar for a maximum of 13 hours of MCLE credit, including one hour of legal ethics.</p> <p><b>CLE INTERNATIONAL</b> is an approved sponsor of the Florida State Bar, Sponsor No. 750743.</p> <p><b>Real Estate:</b> This course is approved by the Florida Department of Business and Regulation for up to 11 hours of real estate credit.</p> <p><b>Planning:</b> This course qualifies for up to 13 hours of AICP/CPDP credit.</p> <p><b>CLE INTERNATIONAL</b> is an approved sponsor in all states having mandatory continuing legal education requirements. For accreditation in other jurisdictions or disciplines, please contact Shauna Kraczek at (800) 873-7130 or shauna@cle.com.</p> <p><b>Registration</b></p> <p>Advance registration is recommended, and you are encouraged to mail in your registration early. Or simply call in your registration or homestudy order to (800) 873-7130, fax the Registration/Order Form to (303) 321-6320, email your registration to registrar@cle.com, or register on-line at www.cle.com. Full payment is due at time of registration. Walk-in registrations will be subject to space availability. Please call <b>CLE INTERNATIONAL</b> at (800) 873-7130 if you require any special accommodations.</p>	<p><b>Reserve Your Room Early</b></p> <p>The Conference will be held at the Hyatt Regency Hotel, 211 North Tampa Street, Tampa, FL 33602. To secure your space and get the best rate, please call Community World Travel at (888) 724-0500 or visit www.communityworldtravel.com.</p> <p><b>Tuition: \$795</b></p> <p>The tuition fee of \$795 per person (\$695 for government employees, 501(c)(3) organizations, full-time judges, law students and paralegals) includes attendance at all sessions, course materials, continental breakfasts, and coffee breaks.</p> <p><b>Save When Two or More Register</b></p> <p>Save \$200 or more with our multiple registrant discount! For two or more registering from the same firm, the tuition fee is only \$695 per person (\$595 for government employees, 501(c)(3) organizations, full-time judges, law students and paralegals).</p> <p><b>Sponsorship Information</b></p> <p>Sponsorship and exhibition opportunities are still available. For more information, please contact Shauna Kraczek at (800) 873-7130 or shauna@cle.com.</p>	<p><b>Course Materials</b></p> <p>Each registrant will receive a set of course materials, prepared by the speakers especially for this Conference, which will be a valuable future reference. The course materials alone are available for \$95 plus \$10 shipping and handling.</p> <p><b>Homestudy Package</b></p> <p>If you cannot attend, <b>CLE INTERNATIONAL</b> also offers a complete audio transcript of the Conference (including all course materials) for \$795 plus \$10 shipping and handling. This package may qualify for homestudy credit.</p> <p><b>Cancellation</b></p> <p>Full tuition refunds (less a \$50 administrative charge) will be given only if notice of cancellation is received by 5:00 p.m. MST on the Friday prior to the Conference. Substitutions may be made at any time.</p> <p><b>About CLE International</b></p> <p><b>CLE INTERNATIONAL</b>, a leading provider of continuing professional education, has been presenting high-quality programs nationwide since 1983.</p> <p><b>CLE INTERNATIONAL Managing Program Attorney:</b> Heidi A. Ray, heidi@cle.com.</p>
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September 14-15, 2006 • Hyatt Regency Hotel • Tampa

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# Land Use Law

A "Must Attend" for All Land Use Professionals in Florida

September 14-15, 2006 • Hyatt Regency Hotel • Tampa

"I found this conference excellent, look forward to next year." –2005

"This conference was extremely informative and the speakers were engaging. I would highly recommend it for any land use attorney." –2004

"Excellent conference. I have attended for many years and always find it worth the money and effort. Excellent." –2003

"Good course, great faculty, good materials." –2002

"Top shelf; excellent speakers; good dialogue; very enjoyable and worthwhile." –2002

