

# COURSE SYLLABUS

RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY

Edward J. Bloustein School of Planning & Public Policy

**Environmental and Land Use Law**  
971:463:01, CL 970:523:01

**Daniel A. Greenhouse, Esq.**  
**Spring 2017**

**Wednesday Evenings, 6:10 P.M. to 8:40 P.M.**

**Civic Square Building, Room 253**

This course will provide an introduction to the major legal principles involved in protecting the environment, as well as associated policy implications. Theoretical and practical applications are covered throughout a variety of topics. Subjects include: legal theories and procedures in environmental law; the evolution and administration of environmental law; legal authority of environmental agencies; the public trust doctrine; wetlands regulation; global warming; constitutional property rights; regional land-use and environmental laws and beach access in New Jersey; as well as major federal environmental laws. You are expected to read and reflect upon the materials carefully before coming to each class, be prepared to answer questions about the material in a meaningful way. You are also expected to review this entire syllabus and complete the assignments listed for each class, which requires you to submit printed essays to me at the beginning of each class (be sure you put your name on your assignment when you hand it in).

## SYLLABUS

<b>Day 1, Jan 18, 2017</b>	<b>OVERVIEW &amp; INTRO TO ENVIRONMENTAL LAW</b>
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Chapter 1      An Introduction to Environmental Law and Policy

Assignment - Due at the beginning of class on Day 1, submit a printed (one-page maximum) double spaced essay in response to question number 4 at the end of Chapter 1.

<b>Day 2 – Jan 25, 2017</b>	<b>PERSPECTIVES ON ENVIRONMENTAL LAW</b>
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Chapter 2      Perspectives on Environmental Law and Policy

Assignment - Due at the beginning of class on Day 2, submit a printed (one-page maximum) double spaced essay in response to question number 2 at the end of Chapter 2.

**Day 3 – Feb 1, 2017 THE PRACTICE OF ENVIRONMENTAL PROTECTION**

Chapter 3 The Practice of Environmental Protection

Assignment - Due at the beginning of class on Day 3, submit a printed (one-page maximum) double spaced essay in response to question number 4 at the end of Chapter 3.

**Day 4 – Feb 8, 2017 ENFORCEMENT**

Chapter 4 Enforcement

Assignment - Due at the beginning of class on Day 4, submit a printed (one-page maximum) double spaced essay in response to question number 8 at the end of Chapter 4.

**Day 5 – Feb 15, 2017 THE CLEAN AIR ACT**

Chapter 5 The Clean Air Act

Assignment - Due at the beginning of class on Day 5, submit a printed (one-page maximum) double spaced essay in response to question number 1 at the end of Chapter 5.

**Day 6 – Feb 22, 2017 GLOBAL AIR POLLUTION**

Chapter 6 Global Air Pollution

Assignment - Due at the beginning of class on Day 6, submit a printed (one-page maximum) double spaced essay in response to question number 5 at the end of Chapter 6.

**Day 7 – Mar 1, 2017 WATER POLLUTION**

Chapter 7 Water Pollution

Assignment - Due at the beginning of class on Day 7, submit a printed (one-page maximum) double spaced essay in response to question number 2 at the end of Chapter 7.

**Day 8 – Mar 8, 2017 *MID-TERM EXAMINATION***

**Note: *Mar 15, 2017 NO CLASS - Spring Break***

**Day 9 – Mar 22, 2017****TOXIC SUBSTANCES CONTROL ACT**

Chapter 8      Regulating Toxic Substances

Assignment - Due at the beginning of class on Day 9, submit a printed (one-page maximum) double spaced essay in response to question number 4 at the end of Chapter 8.

**Day 10 – Mar 29, 2017****WASTE MANAGEMENT**

Chapter 9      Waste Management

Assignment - Due at the beginning of class on Day 10, submit a printed (one-page maximum) double spaced essay in response to question number 4 at the end of Chapter 9.

**Day 11 – Apr 5, 2017****WETLANDS & PUBLIC TRUST**

Chapter 10      ONLY READ PARTS I, II, III: Wetlands & Public Trust  
[SKIP PART IV.]

Assignment - Due at the beginning of class on Day 11, submit a printed (one-page maximum) double spaced essay in response to question number 3 at the end of Chapter 10.

**Day 12 – Apr 12, 2017****ENERGY**

Chapter 11      Energy

Assignment - Due at the beginning of class on Day 12, submit a printed (one-page maximum) double spaced essay in response to question number 2 at the end of Chapter 11.

**Day 13 – Apr 19, 2017****NEPA**

Ch. 12          National Environmental Policy Act

Assignment - Due at the beginning of class on Day 13, submit a printed (one-page maximum) double spaced essay in response to question number 6 at the end of Chapter 12.

No reading or assignments – This class will consist of a lecture and associated discussion of New Jersey’s laws, policies, and issues regarding the complexities of providing beach access to the public while preserving private property rights.

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**REQUIRED READING:**

**Textbook** – Salzman and Thompson, Environmental Law and Policy, Fourth Edition, Thomson Reuters/Foundation Press (2014), ISBN: 978-1-60930-305-1.

**Sakai@Rutgers Course Website**, <https://sakai.rutgers.edu/portal>.

**COURSE REQUIREMENTS and OTHER ADVICE:**

1. **PREPARING FOR CLASS:** You are expected to have read all of the assigned reading material *prior to* class, and be prepared to discuss issues meaningfully *during* class.
2. **CLASS PARTICIPATION:** This does account for a portion of your final course grade (see below). Accordingly, attendance is very important. “Participation” means meaningful input, not mere recitation of personal opinions, and not simply repetition of information or knowledge you’ve acquired elsewhere.
3. **ASSIGNMENTS:** You are required to prepare written responses to questions in the textbook, as set forth on this Syllabus. You are required to submit printed essays to me at the beginning of each class (be sure you put your name on your assignment when you hand it in). There is no minimum length of your response, but each assignment may not exceed one printed page, double spaced. Please use Times New Roman, at the font size of 12, with normal page margins. I will return your assignment and provide you with comments on your assignments the following class. Each individual assignment will not be graded, but 20% of your final course grade will be based on the collective thoroughness and thoughtfulness of your assignments. I expect you to use college-level essay writing skills, including theme sentences, appropriate paragraph breaks, and conclusions based on evidence.
4. **GRADING:** 30% Mid-term exam/paper; 30% Final exam; 20% Assignments; 20% class participation.
5. **PHONES and OTHER DEVICES:** . . . must be **silenced** during class. No use of laptops or any device for any purpose other than taking notes during class.