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THE CENTER FOR AMERICAN
AND INTERNATIONAL LAW
PLANO, TEXAS



JOIN US FOR A SHORT COURSE ON
PLANNING & ZONING
FOR LAWYERS AND PUBLIC OFFICIALS

July 27, 2007

PLUS: A SPECIAL AFTERNOON SEMINAR ON
PLANNING & ZONING 101
AND THE 2007 TEXAS LEGISLATURE
- A QUICK REVIEW

July 26, 2007

*"This is and was
very informative.
It was a good
refresher for a
long-time practic-
ing planner."*

—2006 Planning &
Zoning for Public
Officials and
Attorneys Participant

*"Quality of our
presenter set the
high quality of
the program."*

—2006 Planning &
Zoning 101
Participant



"Outstanding program. Speaker was just super!"

"Excellent speaker-dynamic and able to boil it down to most important points."

"Speaker was excellent and insightful."

—2006
Planning & Zoning
101 Participants

PLANNING & ZONING 101

Thursday July 26, 2007

12:30 - 3:30 PM (including a box lunch)

A Journey through the Jargon and Jungle of Planning and Zoning Law

PROGRAM AGENDA

Presenter: *E. Allen Taylor, Jr.*
Taylor, Olson, Adkins, Sralla & Elam, L.L.P., Fort Worth, Texas

A basic primer on zoning, subdivisions, development exactions and liability issues emphasizing the real world of planning and zoning commissions and city council decision-making. We will focus on such issues as:

- ▶ How to ask the right questions of your city attorney.
- ▶ What liabilities do you face?
- ▶ How to conduct a good meeting.

The presenter is E. Allen Taylor, Jr., of Fort Worth's Taylor, Olson, Adkins, Sralla & Elam. In addition to a law degree, Mr. Taylor has a Masters in urban planning and public administration. He has served as a city planning director, a director of planning and community development and as a city attorney. He has chaired the Fort Worth Planning Commission and been a member of the Fort Worth Zoning Commission. He is also an informative and highly entertaining speaker.

THE PROGRAM

- ▶ Zoning, or "You want to do what with that land?"
- ▶ Subdivisions, or "You want how big a pipe?"
- ▶ Development Exactions, or "You don't really think you can do that, do you?"
- ▶ The basics of liability for government officials, or "Opportunities and pitfalls and the corners in which liability lurks."

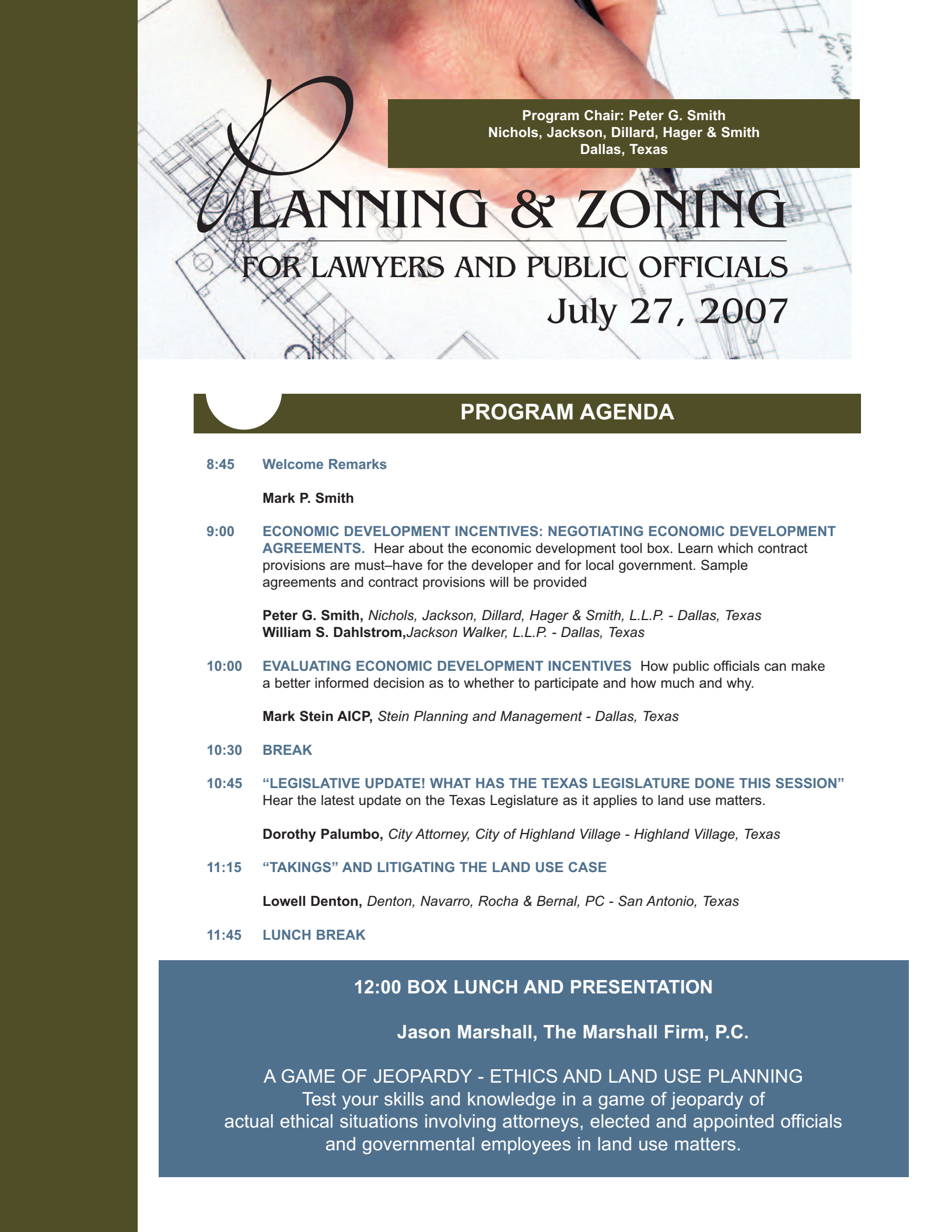
This session also serves as a "bridge" to the June 9 program.

AND A SPECIAL PRESENTATION

*A Quick Review of What
the 2007 Texas Legislature
Did and Didn't Do in Planning
and Zoning*

3:45 - 5:00 on July 26





Program Chair: Peter G. Smith
Nichols, Jackson, Dillard, Hager & Smith
Dallas, Texas

PLANNING & ZONING

FOR LAWYERS AND PUBLIC OFFICIALS

July 27, 2007

PROGRAM AGENDA

8:45 Welcome Remarks

Mark P. Smith

9:00 **ECONOMIC DEVELOPMENT INCENTIVES: NEGOTIATING ECONOMIC DEVELOPMENT AGREEMENTS.** Hear about the economic development tool box. Learn which contract provisions are must-have for the developer and for local government. Sample agreements and contract provisions will be provided

Peter G. Smith, *Nichols, Jackson, Dillard, Hager & Smith, L.L.P. - Dallas, Texas*
William S. Dahlstrom, *Jackson Walker, L.L.P. - Dallas, Texas*

10:00 **EVALUATING ECONOMIC DEVELOPMENT INCENTIVES** How public officials can make a better informed decision as to whether to participate and how much and why.

Mark Stein AICP, *Stein Planning and Management - Dallas, Texas*

10:30 BREAK

10:45 **"LEGISLATIVE UPDATE! WHAT HAS THE TEXAS LEGISLATURE DONE THIS SESSION"**
Hear the latest update on the Texas Legislature as it applies to land use matters.

Dorothy Palumbo, *City Attorney, City of Highland Village - Highland Village, Texas*

11:15 **"TAKINGS" AND LITIGATING THE LAND USE CASE**

Lowell Denton, *Denton, Navarro, Rocha & Bernal, PC - San Antonio, Texas*

11:45 LUNCH BREAK

12:00 BOX LUNCH AND PRESENTATION

Jason Marshall, The Marshall Firm, P.C.

A GAME OF JEOPARDY - ETHICS AND LAND USE PLANNING
Test your skills and knowledge in a game of jeopardy of actual ethical situations involving attorneys, elected and appointed officials and governmental employees in land use matters.



“Very applicable knowledge for my work within 8+ cities.”

—2006 Participant

1:00 WHAT IS ROUGH PROPORTIONALITY AND WHY SHOULD I CARE?

Restrictions on city subdivision requirements for dedications and public infrastructure provisions imposed by courts and legislatures; suggestions for procedures to add to the subdivision ordinance to develop defensible methodology for establishing proportionality at the preliminary plat stage, with other procedural safeguards to avoid litigation to the greatest extent possible; practical problems and unanswered questions concerning the application of proportionality to municipal requirements for public infrastructure.

George Staples, *Taylor, Olson, Adkins, Sralla, & Elam, L.L.P. - Fort Worth, Texas*

1:45 PITFALLS OF CURRENT ANNEXATION LAWS

Charles Zech, *Denton, Navarro, Rocha & Bernal, PC - San Antonio, Texas*

2:15 BREAK

2:30 SEXUALLY ORIENTED BUSINESSES AND THE FIRST AMENDMENT: Regulating Retail-Only Businesses after *Encore Videos v. City of San Antonio*

April Virnig, *Taylor, Olson, Adkins, Sralla, & Elam, L.L.P. - Fort Worth, Texas*

3:15 RETAIL WATER AND SEWER SERVICE: RECENT CHANGES IN CCN LAWS.

Leonard Dougal, *Jackson Walker, L.L.P. - Austin, Texas*

3:45 TO “UDC OR NOT TO UDC THAT IS THE QUESTION” – whether it is better to combine zoning and subdivision regulations into a single code. Hear the pros and cons of consolidating zoning, subdivision and development regulations into a single code.

Dan Sefko, *AICP, Urban Planning Consultants, Dunkin, Sefko & Associates, Inc. - Dallas, Texas*

4:15 HOW TO WORK THE PRIVATE SECTOR/DEVELOPERS THROUGH THE MUNICIPAL/PUBLIC DEVELOPMENT PROCESS.

David Hoover *AICP, Director of Development and Planning, City of Allen - Allen, Texas*

4:45 ADJOURN

*“Great information!
Applicable to my work.”*

—2006 Participant



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PAYMENT MUST ACCOMPANY REGISTRATION

GENERAL INFORMATION

CANCELLATION POLICY: Tuition less a \$50 cancellation fee will be refunded upon receipt of written cancellation received by July 12, 2007. Email cburkel@cailaw.org. After these dates, no refunds, but substitution of attendees for this program will be permitted. Registrants not entitled to a refund will receive the course materials.

HOUSING: The cost of housing is not included in the course registration fee. However, rooms (in limited number) have been reserved at the Hampton Inn Hotel, 4901 Old Shepard Place, Plano, TX 75093. Registrants should call 972-519-1000 and advise them that you are attending the Capital Mitigation for the Defense program. A reduced room rate of \$89 per night plus 13% occupancy tax is available if you advise the hotel that you are attending the Planning and Zoning program. The last day to obtain this special rate is July 12, 2007. Information about additional Plano hotels is available on our website at www.cailaw.org.

NONDISCRIMINATION POLICY: The Center for American and International Law does not discriminate on the basis of race, sex, sexual orientation, color, religion, national origin or ancestry, age or handicap educational programs and activities.

MCLE CREDIT FOR PLANNING AND ZONING: This course has been approved by the State Bar of Texas for 6 hours, including 0 hours of ethics. Course ID Number: 900025020. Sign-in sheets and/or certificates of attendance will be available for ALL states.

Planning and Zoning 101 has no MCLE Credit.

REGISTRATION

PLANNING & ZONING for Lawyers and Public Officials - July 27, 2007

PLANNING & ZONING 101 and 2007 Texas Legislative Update - July 26, 2007

The Center for American and International Law • Plano, Texas

BOTH PROGRAMS

- I am employed by or represent a member of the Institute for Local Government Studies or the Center for American and International Law and I wish to register for both programs, \$165.00 (\$195.00 if received after July 12, 2007.)
- I am not affiliated with a member and wish to register for both programs, \$195.00 (\$225.00 if received after July 12, 2007.)

ONLY - PLANNING AND ZONING 101 AND 2007 TEXAS LEGISLATIVE UPDATE - July 26

- I am employed by or represent a member of the Institute for Local Government Studies or the Center and I wish to register for \$75.00 (\$85.00 if received after July 12, 2007.)
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ONLY - PLANNING AND ZONING FOR LAWYERS AND PUBLIC OFFICIALS - July 27

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