

Bay Planning Coalition

CEQA AND ENVIRONMENTAL REGULATIONS UPDATE

California State East Bay Conference Center

Oakland, California

Tuesday, January 30, 2024

8:35 – 9:35 a.m.

Panelists: Arielle Harris, Cox Castle & Nicholson LLP
Amy Higuera, Downey Brand LLP
Todd Williams, Fennemore

PUBLISHED CEQA CASES (JANUARY 1, 2023 – JANUARY 28, 2024)

A. Scope of CEQA

- 1) *Robinson v. Superior Court of Kern County* (2023) 88 Cal.App.5th 1144*

B. Categorical and Statutory Exemptions

- 1) *Arcadians for Environmental Preservation v. City of Arcadia* (2023) 88 Cal.App.5th 418*
- 2) *Committee to Relocate Marilyn v. City of Palm Springs* (2023) 88 Cal.App.5th 607*
- 3) *Pacific Palisades Residents Assn., Inc. v. City of Los Angeles* (2023) 88 Cal.App.5th 1338
- 4) *Coalition for Historical Integrity v. City of San Buenaventura* (2023) 92 Cal.App.5th 430
- 5) *Los Angeles Waterkeeper v. State Water Resources Control Bd.* (2023) 92 Cal.App.5th 230*
- 6) *Lucas v. City of Pomona* (2023) 92 Cal.App.5th 508
- 7) *United Neighborhoods for Los Angeles v. City of Los Angeles* (2023) 93 Cal.App.5th 1074
- 8) *Anderson v. County of Santa Barbara* (2023) 94 Cal.App.5th 554*
- 9) *Historic Architecture Alliance v. City of Laguna Beach* (2023) 96 Cal.App.5th 186
- 10) *California Construction and Industrial Materials Association v. County of Ventura* (2023) 97 Cal.App.5th 1*

C. Environmental Impact Reports

- 1) *Save Our Capitoll! v. Department of General Services* (2023) 87 Cal.App.5th 655
- 2) *Make UC A Good Neighbor v. Regents of University of California* (2023) 88 Cal.App.5th 656 (Review granted May 17, 2023)*
- 3) *East Oakland Stadium Alliance v. City of Oakland* (2023) 89 Cal.App.5th 1226
- 4) *County of Butte v. Department of Water Resources* (2023) 90 Cal.App.5th 147*
- 5) *Claremont Canyon Conservancy v. Regents of University of California* (2023) 92 Cal.App.5th 474
- 6) *Santa Rita Union School District v. City of Salinas* (2023) 94 Cal.App.5th 298*
- 7) *Tsakopoulos Investments, LLC v. County of Sacramento* (2023) 95 Cal.App.5th 280
- 8) *Yerba Buena Neighborhood Consortium, LLC v. Regents of University of California* (2023) 95 Cal.App.5th 779
- 9) *Planning and Conservation League v. Department of Water Resources* (2024) _ Cal.App.5th _

* Cases covered in accompanying written materials only.

D. Subsequent Environmental Review

- 1) *IBC Business Owners for Sensible Development v. City of Irvine* (2023) 88 Cal.App.5th 100
- 2) *Preservation Action Council of San Jose v. City of San Jose* (2023) 91 Cal.App.5th 517
- 3) *Olen Properties Corp. v. City of Newport Beach* (2023) 93 Cal.App.5th 270
- 4) *Save Our Access v. City of San Diego* (2023) 92 Cal.App.5th 819*
- 5) *Marina Coast Water District v. County of Monterey* (2023) 96 Cal.App.5th 46
- 6) *Natural Resources Defense Council v. City of Los Angeles* (2024) _ Cal.App.5th _

E. Litigation Procedures*

- 1) *Durkin v. City and County of San Francisco* (2023) 90 Cal.App.5th 643 (anti-SLAPP)
- 2) *Tulare Lake Canal Company v. Stratford Public Utility District* (2023) 92 Cal.App.5th 380 (injunctive relief)
- 3) *City of San Clemente v. Department of Transportation* (2023) 92 Cal.App.5th 1131 (attorney's fees)
- 4) *McCann v. City of San Diego* (2023) 94 Cal.App.5th 284 (discharge of writ)
- 5) *Guerrero v. City of Los Angeles* (2024) _ Cal.App.5th _ (statute of limitations)

* Cases covered in accompanying written materials only.