

# Zoning and Land Use in Pennsylvania

Pittsburgh, PA • May 1, 2012 • ID# 389304



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## Use inventive techniques to get through the zoning and land development process successfully.

Adhering to zoning laws and development regulations is a delicate and often complex process. At this seminar, you will go beyond the basics and learn what you need to know to succeed. You will learn techniques to get through all the red tape of the entitlement process – while still fulfilling your goals.

Register today and discover new strategies for handling applications, approvals and disputes. You will also get the latest on legal issues that affect your practices – including state and federal laws. We will share valuable tips on making permitting and entitlement less frustrating. Don't miss this opportunity to get your most important zoning concerns addressed.

### Benefits for You

- Hear an up-to-date review of current case law
- Build a strong framework for ethical practice in land use and zoning
- Improve your efficiency in developing site plans that will be approved
- Comply with the myriad of zoning and land development regulations

### Faculty

Priority Code 15999

#### Moderator:

**Dusty Elias Kirk, Esq.,** *Reed Smith LLP*

**George J. Haberman, P.E., P.L.S.,** *Civil & Environmental Consultants, Inc.*

**Mark J. Magalotti, P.E.,** *Trans Associates Engineering Consultants Inc.*

**Geoffrey B. Nara, P.E., L.A.,** *Civil & Environmental Consultants, Inc.*

**David F. Toal, Esq.,** *The Toal Law Firm, P.C.*

For more information about our speakers, go to [www.lorman.com/ID389304](http://www.lorman.com/ID389304).

### Continuing Education Credit

- AICP
- CC 1.0
- NJ CLE 8.4/Ethics 1.2
- PA ENG 8.40
- PA CLE 7.00/Ethics 1.00
- AIA 7.00
- PA Surveyors
- PA Landscape Architect (Pending)
- NY CLE 8.00/Ethics and Professionalism 1.00

Lorman is a registered CM provider. CM credits may be available. Please contact Lorman at 1-866-352-9540 prior to your registration for more details.

### Learning Objectives

- You will be able to describe sustainable land development.
- You will be able to discuss traffic studies.
- You will be able to identify impact fees, recreation fees and exactions.
- You will be able to explain preventive and enforcement remedies.

For more detailed CE credit information, visit us at [www.lorman.com/ID389304](http://www.lorman.com/ID389304) or contact us at 866-352-9540.

## REGISTER NOW • [www.lorman.com/ID389304](http://www.lorman.com/ID389304)

|                     |   |  |   |
|---------------------|---|--|---|
| 8:00 AM – 8:30 AM   | <b>Registration</b>   |  |   |
| 8:30 AM – 9:30 AM   | <b>Ethics</b><br>— <i>Dusty Elias Kirk, Esq. and David F. Toal, Esq.</i>                                    | <ul style="list-style-type: none"> <li>• Ethical Obligations of the Lawyers</li> <li>• The Developer's Lawyer and the Municipal Lawyer</li> <li>• Case Study (With Panel Discussion)</li> </ul>  |   |
| 9:30 AM – 10:30 AM  | <b>Sustainable Land Development</b><br>— <i>Dusty Elias Kirk, Esq. and George J. Haberman, P.E., P.L.S.</i> | <ul style="list-style-type: none"> <li>• New Storm Water Management and Controls' Regulations</li> <li>• Erosion and Sedimentation Controls</li> <li>• Clean Water and Streams Law</li> <li>• Endangered Species</li> <li>• Land Recycling and Remediation</li> <li>• Floodplains</li> </ul> |   |
| 10:30 AM – 10:45 AM | <b>Break</b>  |  |   |
| 10:45 AM – 12:00 PM | <b>Developing the Site Plans</b><br>— <i>Geoffrey B. Nara, P.E., L.A.</i>                                   | <ul style="list-style-type: none"> <li>• Site Analysis, Due Diligence, Planning and Design</li> <li>• Considerations for Site Plan Approval</li> <li>• Permits and Permitting Requirements</li> </ul>  |   |
| 12:00 PM – 1:00 PM  | <b>Lunch (On Your Own)</b>  |  |   |
| 1:00 PM – 2:00 PM   | <b>Traffic Studies</b><br>— <i>Mark J. Magalotti, P.E. and Dusty Elias Kirk, Esq.</i>                       | <ul style="list-style-type: none"> <li>• Traffic Access Permitting Process</li> </ul>  |   |
|                     |   |  | <ul style="list-style-type: none"> <li>• Purpose of Transportation Impact Studies</li> <li>• Relationship to State and Municipal Transportation Planning Process</li> <li>• Transportation Impact Study Standards and New PennDOT Requirements</li> <li>• HOP Process New Legal Requirements</li> <li>• Road Bonding for Marcellus Shale Drilling Sites</li> </ul>  |
|                     |   |  | <b>Impact Fees, Recreation Fees and Exactions</b><br>— <i>Mark J. Magalotti, P.E. and David F. Toal, Esq.</i> <ul style="list-style-type: none"> <li>• Transportation Impact Fees and Recreation Fees</li> <li>• Unlawful Municipal Exactions                             <ul style="list-style-type: none"> <li>– Marcellus Shale Update</li> <li>– New DOT Bonding of Roads for Marcellus Shale Fee Update</li> </ul> </li> </ul> |
|                     |   |  | <b>Break</b>  |
|                     |   |  | <b>Presentation of the Plan</b><br>— <i>Dusty Elias Kirk, Esq.</i> <ul style="list-style-type: none"> <li>• Pre-Application Conferences</li> <li>• The Planning Commission and the Governing Body</li> <li>• Plan Denials and Appeals</li> <li>• Conditional Approvals and Modifications</li> <li>• The Developer's Agreement</li> </ul>  |
|                     |   |  | <b>Preventive and Enforcement Remedies</b><br>— <i>David F. Toal, Esq.</i> <ul style="list-style-type: none"> <li>• Abatement and Injunctive Relief</li> <li>• Withholding Permits and Civil Enforcement</li> <li>• Case Update</li> </ul>  |

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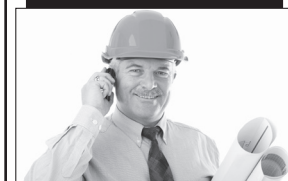
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### Zoning and Land Use



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MAIL: Mail this form with payment information to:

Lorman Education Services  
Dept. 5382, P.O. Box 2933  
Milwaukee, WI 53201-2933

SEMINAR ID: 389304

## Where Is It?

Crowne Plaza Pittsburgh South  
164 Fort Couch Road  
412-833-5300  
Pittsburgh, PA

## Who Will Be There?

This seminar is designed for attorneys, presidents, vice presidents, owners, project managers, engineers, architects, developers, planners, principals, real estate agents and brokers, lenders, surveyors, title officers and land use officials.

## YOUR SEMINAR LEADERS

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### George J. Haberman, P.E., P.L.S.

- Principal with the firm of Civil & Environmental Consultants, Inc., a Pittsburgh-based consulting engineering firm
- Provides civil and geotechnical engineering, landscape architecture and land planning, land survey, ecological sciences, waste management and environmental assessment, investigation and remediation services
- Proven record of performance in the investigation, risk assessment and environmental permitting
- Handles remediation on industrial property redevelopment, and provides design-build services

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### Dusty Elias Kirk, Esq. — Moderator

- Partner, Global Real Estate Practice Group leader with Reed Smith LLP
- Practices real estate law
- Frequent speaker on tax assessments, LEED® ND and TIFs
- Listed in The Best Lawyers in America since 2006, Pennsylvania Super Lawyers 2011 in the area of Real Estate law, and named a 2011 Women of Achievement Honoree by Celebrate & Share for outstanding accomplishments and contributions to the community
- J.D. degree, Dickinson School of Law; B.A. degree, Allegheny College
- Can be contacted at 412-288-5720 or dkirk@reedsmith.com

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### Mark J. Magalotti, P.E.

- Founder and principal-in-charge of Trans Associates Engineering Consultants, Inc.
- More than 30 years of experience in the transportation engineering field
- Adjunct faculty member of the University of Pittsburgh Civil Engineering Department
- Written or co-written nine publications; and has been a guest speaker for various organizations on topics including traffic impact studies, traffic calming, Pennsylvania impact fees and congestion management
- Member of the Institute of Transportation Engineers and is the former president of the Pennsylvania section of the American Council of Engineering Consultants
- M.S. and B.S. degrees in civil engineering, University of Pittsburgh

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### Geoffrey B. Nara, P.E., L.A.

- Principal with the firm of Civil & Environmental Consultants, Inc., a Pittsburgh-based consulting engineering firm
- Provides civil and geotechnical engineering, landscape architecture and land planning, land survey, ecological sciences, waste management and environmental assessment, investigation and remediation services
- Proven record of performance in the investigation, risk assessment and environmental permitting
- Handles remediation on industrial property redevelopment, and provides design-build services

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### David F. Toal, Esq.

- Founder of The Toal Law Firm, P.C.
- Practices in municipal law, tax increment finance, zoning, planning and land use, real estate and transportation
- Drafted and implemented the first Property Tax Diversion Program (prior to enactment of the tax increment financing law)
- Successfully created the first Transportation Partnership District in western Pennsylvania and drafted the first Transportation District Overlay Zoning District in Pennsylvania
- Member of the Allegheny County Bar Associations Municipal Law and Real Estate Sections, and the Pennsylvania Bar Association as well as The Florida Bar Environmental and Land Use Law, Real Property, Probate and Trust Law Sections
- J.D. degree, Duquesne University School of Law; B.S. degree, Georgia Institute of Technology