



Resolving Environmental Regulatory Disputes

Susskind, Lawrence

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Resolving Environmental Regulatory Disputes

Carrie Menkel-Meadow



Resolving Environmental Regulatory Disputes:

Resolving Environmental Regulatory Disputes Lawrence Susskind, 1983 Prepared for the United States Environmental Protection Agency *Resolving Environmental Regulatory Disputes* Lawrence Susskind, Lawrence S. Bacow, Michael Wheeler, 1983 Prepared for the United States Environmental Protection Agency **Resolving Environmental Disputes** Roger Sidaway, 2013-06-17 Thought provoking important and instructive this is a masterly guide to dealing with environmental conflicts PROFESSOR DES THOMPSON Scottish Natural Heritage This is a long awaited book Many of us in the environmental policy management and decision making business have been struggling along to make environmental values and developmental values fit This book helps us to have a better means for finding the shared values and actions that most environmental issues entail It has the heft of sound scholarship and the street sense of someone who has actually been there and done that WILLIAM R *Resolving Environmental Disputes* Gail Bingham, 1986 *Environmental Dispute Resolution* Lawrence S. Bacow, Michael Wheeler, 2013-06-29 This book has its origins in an M I T research project that was funded by the U S Environmental Protection Agency EPA Our immediate objective was to prepare a set of case studies that examined bargaining and negotiation as they occurred between government environmental advocates and regulatees throughout the traditional regulatory process The project was part of a larger effort by the EPA to make environmental regulation more efficient and less litigious The principal investigator for the research effort was Lawrence Susskind of the Department of Urban Studies and Planning Eight case studies were prepared under the joint supervision of Susskind and the authors of this book Studying the negotiating behavior of parties as we worked our way through an environmental dispute proved enlightening We observed missed opportunities for settlement negotiating tactics that backfired and strategies that appeared to be grounded more in intuition than in thoughtful analysis At the same time however we were struck by how often the parties ultimately managed to muddle through People negotiated not out of some idealistic commitment to consensus but because they thought it better served their own interests When some negotiations reached an impasse people improvised mediation These disputants succeeded in spite of legal and institutional barriers even though few of them had a sophisticated understanding of negotiation **Resolving Development Disputes Through Negotiations** Timothy J. Sullivan, 2012-12-06 In the last decade disputes between developers and local communities over proposed construction projects have led to increasing litigation Environmental legislation in particular has greatly enhanced the rights and powers of organized groups that desire to participate in local development decisions These powers have allowed citizen groups to block undesired and socially unacceptable projects such as highways through urban areas and sprawling suburban developments At the same time these powers have produced a collective inability to construct many needed projects that produce adverse local impacts Prisons airports hospitals waste treatment plants and energy facilities all face years of litigation before a final decision At times prolonged litigation has produced especially high costs to all participants Despite

these new powers citizen action has often been limited to participation in public hearings or adjudicatory proceedings Typically this occurs so late in the decision process that citizen input has very little affect in shaping a project s design Those who dislike some element of a project often have little choice other than to oppose the entire project through litigation

Promise and Performance Of Environmental Conflict Resolution Rosemary O'Leary,Lisa Bingham,2003-08-01 Environmental conflict resolution ECR is a process of negotiation that allows stakeholders in a dispute to reach a mutually satisfactory agreement on their own terms The tools of ECR such as facilitation mediation and conflict assessment suggest that it fits well with other ideas for reforming environmental policy First used in 1974 ECR has been an official part of policymaking since the mid 1990s The Promise and Performance of Environmental Conflict Resolution is the first book to systematically evaluate the results of these efforts The Promise and Performance of Environmental Conflict Resolution presents empirical research along with insights from some of ECR s most experienced practitioners Beginning with a primer about concepts and methods the book describes the kinds of disputes where ECR has been applied making it clear that despite the faith of proponents in the power and usefulness of ECR it is not applicable to all environmental conflicts The contributions that follow critically investigate the record and potential of ECR drawing on perspectives from political science public administration regional planning philosophy psychology anthropology and law ECR is being extended to almost every area of environmental policy Rosemary O Leary and Lisa Bingham argue that truly effective use of ECR requires something more than advocacy The Promise and Performance of Environmental Conflict Resolution provides scholars policymakers students and practitioners with critical assessments so that ECR can be used to its best advantage *Environmental Dispute Resolution* Ann L. MacNaughton,Jay G. Martin,2002 This anthology provides a treatment of environmental dispute resolution for the practitioner along with practical guidance for those wishing to focus on particular aspects It offers a toolkit of diagnostics systems strategies and methodologies proven effective in diverse substantive contexts **Conflict Resolution Theory and Practice** Dennis J. D. Sandole,Hugo Van der Merwe,1993 *Negotiated Rulemaking Sourcebook* David M. Pritzker,Deborah S. Dalton,1995 *Multi-Party Dispute Resolution, Democracy and Decision-Making* Carrie Menkel-Meadow,2017-05-15 The articles selected for this volume draw on game theory political science psychology sociology and anthropology to consider how the process of dispute resolution is altered challenged and made more complex by the presence of multiple parties and or multiple issues The volume explores issues of coalition formation defection collaboration commitments voting practices and joint decision making in settings of increasing human complexity Also included are examples of concrete uses of deliberative democracy processes taken from new applications of complex dispute resolution theory and practice The selected essays represent the latest theoretical advances and challenges in the field and demonstrate attempts to use dispute resolution theory in a wide variety of settings such as political decision making and policy formation regulatory matters environmental disputes healthcare community disputes constitutional formation and in many other

controversial issues in the polity
Marguerite S. Millhauser, 1987

**Sourcebook, Federal Agency Use of Alternative Means of Dispute Resolution
Conflict Management Guidebook** United States. Bureau of Reclamation, 1998

Environmental Problem-Solving: Balancing Science and Politics Using Consensus Building Tools Lawrence Susskind, Bruno Verdini, Jessica Gordon, Yasmin Zaerpoor, 2020-10-31 Environmental Problem Solving presents short excerpts from carefully selected readings expert commentaries on those readings assignments and the best MIT student responses to the assignments and exam questions with excellent student response The book presents four main models of environmental policy making competing theories of environmental ethics tools for environmental assessment and environmental decision making and techniques for public engagement and group decision making The book covers the material presented in the semester long course required of all students enrolled in MIT's Environmental Policy and Planning Specialization

L' Avenir Du Droit International de L'environnement Renée Jean Dupuy, 1985-11-04 German Environmental Law addresses scholars lawmakers administrators investors protectionists from outside Germany who do not read German but wish to have access to the sources of German environmental law The major law texts concerning nature conservation air quality control water protection waste management road planning environmental impact assessment environmental liability are reproduced Also included are the Technical Instructions on Air Quality Control an administrative guideline of great practical importance which is often taken as a point of reference for the construction of industrial plants even outside Germany The law texts are accompanied by a case related introduction to German environmental law While there are numerous introductions to editions of German environmental law in the German language this book is the first to outline German environmental law reproduce the basic law texts in the English language

Place-making and Urban Development Pier Carlo Palermo, Davide Ponzini, 2014-12-05 The regeneration of critical urban areas through the redesign of public space with the intense involvement of local communities seems to be the central focus of place making according to some widespread practices in academic and professional circles Recently new expertise maintains that place making could be an innovative and potentially autonomous field competing with more traditional disciplines like urban planning urban design architecture and others This book affirms that the question of making better places for people should be understood in a broader sense as a symptom of the non contingent limitations of the urban and spatial disciplines It maintains that research should not be oriented only towards new technical or merely formal solutions but rather towards the profound rethinking of disciplinary paradigms In the fields of urban planning urban design and policy making the challenge of place making provides scholars and practitioners a great opportunity for a much needed critical review Only the substantial reappraisal of long standing technical cultural institutional and social premises and perspectives can truly improve place making practices The pressing need for place making implies trespassing undue disciplinary boundaries and experimenting a place based approach that can innovate and integrate planning regulations strategic spatial visioning and urban development projects Moreover the place making

challenge compels urban experts and policy makers to critically reflect upon the physical and social contexts of their interventions In this sense facing place making today is a way to renew the civic and social role of urban planning and urban design

Recommendations and Reports Administrative Conference of the United States, **Spatial Planning and Urban Development** Pier Carlo Palermo, Davide Ponzini, 2010-06-25 Urban planning is a complex field of knowledge and practice Through the decades theoretical debate has formed an eclectic set of possible perspectives without finding in our opinion a coherent paradigmatic framework which can adequately guide the interpretation and action in urban planning The hypothesis of this book is that the attempts of founding an autonomous planning theory are inadequate if they do not explore two interconnected fields architecture and public policies The book critically reviews a selected set of current practices and theoretical founding works of modern and contemporary urban planning by highlighting the continuous search for the epistemic legitimization of a large variety of experiences The distinctive contribution of this book is a documented critique to the eclecticism and abstraction of the main international trends in current planning theory The dialogic relationship with the traditions of architecture and public policy is proposed here in order to critically review planning theory and practice The outcome is the proposal of a paradigmatic framework that in the authors opinion can adequately guide reflections and actions A pragmatic and interpretative heritage and the project orientated approach are the basis of this new spatial planning paradigm

The Ecological Modernisation Reader Arthur P.J. Mol, David A. Sonnenfeld, Gert Spaargaren, 2020-11-25 Structural environmental reform by firms and industries governmental and intergovernmental agencies non governmental organisations NGOs and others is a worldwide phenomenon and the focus of this definitive collection Includes a comprehensive introduction to and overview of Ecological Modernisation Theory original state of the art review essays by distinguished international scholars a selection of the best published works and debates from a quarter century of related social science scholarship an emphasis on environmental issues in Asian and other emerging economies and an agenda for continued scholarship policymaking and practice Accessible to students policymakers professionals executives and others interested in deeply understanding contemporary environmental issues and taking effective action for environmental solutions Rigorous and sophisticated for use in graduate and advanced studies Appropriate for courses in Sociology Political Science Policy Studies Geography Environmental Studies Environmental Planning Business Economics Asian Studies Development Studies and other fields

The Deliberative Practitioner John Forester, 1999 Citizen participation in such complex issues as the quality of the environment neighborhood housing urban design and economic development often brings with it suspicion of government anger between stakeholders and power plays by many as well as appeals to rational argument Deliberative planning practice in these contexts takes political vision and pragmatic skill Working from the accounts of practitioners in urban and rural settings North and South John Forester shows how skillful deliberative practices can facilitate practical and timely participatory planning processes In so doing he provides a window

onto the wider world of democratic governance participation and practical decision making Integrating interpretation and theoretical insight with diverse accounts of practice Forester draws on political science law philosophy literature and planning to explore the challenges and possibilities of deliberative practice

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