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- Anchor Environmental L.L.C.
- Ater Wynne LLP
- Charles R. Wolfe, Attorney at Law
- City of Seattle
- City of Tacoma
- Columbia Bank
- Foster Pepper PLLC
- Houlihan Law
- Marsh Inc.
- Port of Bellingham
- Sound Environmental Strategies
- Stoel Rives LLP
- Washington State Department of Ecology

Who Should Attend:

Lawyers, developers, contractors, business owners, corporate managers, engineers, architects, city and county officials, and anyone involved with developing contaminated property

An Advanced One-Day Workshop on

Residential & Mixed-Use Redevelopment of Contaminated Property

Legal developments, current issues and practical solutions

March 30, 2007

Seattle, Washington

Washington State Convention and Trade Center

Credits: WA CLE 7 | WA Appraiser, Real Estate & AICP credits pending (call about others)

Quick when/where: 8:30 a.m., 800 Convention Place

Redevelopment of Contaminated Property Workshop

March 30, 2007 | Seattle, Washington
Washington State Convention and Trade Center

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8:00 Registration and Continental Breakfast

8:30 Introduction and Overview
Charles R. Wolfe, M.R.P., Esq., *Program Co-Chair*
 Attorney at Law ~ Seattle, WA

Mark Larsen, *Program Co-Chair*
 Senior Scientist and Project Manager
 Anchor Environmental L.L.C. ~ Seattle, WA

8:45 Washington Regulatory Updates
 Residential and mixed-use projects: updates to Washington's voluntary cleanup program

Michael N. Feldcamp, Esq.
 Senior Legal and Policy Analyst, Toxics Cleanup Program
 Washington State Department of Ecology ~ Olympia, WA

Response of the lending community

Michael Wearne, Vice President, Environmental Services
 Columbia Bank ~ Tacoma, WA

9:45 Break

10:00 Urban Mixed-Use and Residential Challenges: Dealing with Right-of-Way Contamination
 Private liability on public property, cleanup beyond property lines, municipal role in permitting and relationship to State Department of Ecology

Seattle

Marya J. Silvernale, Esq., Senior Assistant City Attorney
 City of Seattle—Law Department ~ Seattle, WA

Tacoma

Douglas F. Mosich, Esq.
 Assistant City Attorney—Civil Division
 City of Tacoma ~ Tacoma, WA

Bellingham

Michael Stoner, Director of Environmental Programs
 Port of Bellingham ~ Bellingham, WA

11:30 Lunch (on your own)

12:45 Trends in Deal-Structuring
 Options for mixed-use and residential property

Thomas A. Newlon, Esq.
 Stoel Rives LLP ~ Seattle, WA

Risk management: the attorney/residential developer's perspective

John J. Houlihan, Jr., Esq.
 Houlihan Law ~ Seattle, WA

Insurance tools for risk management

Edward M. Belsky, CPCU, ARM, Senior Vice President
 Marsh Inc. ~ Seattle, WA

2:15 Urban Residential Redevelopment Case Studies
 Evolving technical and cost issues relevant to unrestricted cleanup levels; innovative technologies applied to specific sites

Mark Larsen, Program Co-Chair

John R. Funderburk, III, M.S.P.H., Principal
 Sound Environmental Strategies ~ Seattle, WA

3:15 Break

3:30 Evolving Legal Issues
 Cost-recovery case law and statutes of limitation

Gillis E. Reavis, Esq.
 Foster Pepper PLLC ~ Seattle, WA

Potential issues arising at multi-parcel urban sites, and potential avenues for dispute resolution

Thomas M. Kilbane, Jr., Esq.
 Ater Wynne LLP ~ Seattle, WA

Differentiating development and remediation costs and other key mixed-use and residential issues

Charles R. Wolfe, Esq., Program Co-Chair

5:00 Evaluations and Adjourn



About the Workshop

LAW SEMINARS INTERNATIONAL

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“As the “Brownfields” movement matures and growth management legislation increasingly realizes its goal of encouraging the reuse of urban land at higher density, more and more contaminated properties are subject to purchase, sale and redevelopment for residential and mixed use.

Join an experienced faculty of lawyers, consultants, architects, agency representatives, developers and appraisers to learn the current, specific issues which govern the successful redevelopment of such properties, including discussion of the latest legal developments and practical tools and solutions important to the marketplace and stakeholders such as lenders, future residents and governmental agencies.”

~ Program Co-Chairs: Charles Wolfe, Esq. and Mark Larsen



Charles R. Wolfe, M.R.P., J.D., Program Co-Chair, opened his own law offices in 2005 after a career at larger law firms. He focuses his practice on redevelopment and Brownfield issues and related due diligence, permitting, negotiation and administrative advocacy. He currently represents many leading regional developers, municipalities and other private parties, and has negotiated several prospective purchaser agreements and related environmental resolutions. Mr. Wolfe is former chair of Environmental and Land Use section of WSBA and the Planning and Law Division of the American Planning Association. He has been named a *Washington Law and Politics Super Lawyer* for the last six years.

Mark Larsen, Program Co-Chair, is a Senior Scientist and Project Manager with Anchor Environmental L.L.C. and specializes in the redevelopment of contaminated properties. He has managed notable waterfront and urban Brownfield redevelopment projects on the west coast. He assists in identifying and quantifying environmental liabilities, and in developing strategies to manage those liabilities in the context of property transfers and redevelopment projects.

Edward M. Belsky, CPCU, ARM, is Senior Vice President at Marsh Inc. and a senior member of the Seattle Client Executive Practice as well as the Environmental Practice Leader for the Pacific Northwest Zone of Marsh. He works with clients involved in a wide variety of industries to design practical, cost-effective, and innovative risk transfer and financial funding programs.

Michael N. Feldcamp is a Senior Legal and Policy Analyst for the Toxics Cleanup Program at the Washington State Department of Ecology, responsible for implementing the Model Toxics Control Act.

John R. Funderburk, III, M.S.P.H., a Principal at Sound Environmental Strategies, focuses on environmental and real estate development feasibility issues on Brownfield sites for developers. He identifies site environmental issues, prepares cleanup approaches, and plans the integration of remedial activities with site redevelopment work.

John J. Houlihan, Jr., founder of Houlihan Law, is an environmental and real estate attorney, experienced in the varied aspects of contaminated property including acquisitions, divestitures, clean-up management and cost recovery. He has considerable expertise in environmental cost recovery under both federal and state law as well as insurance coverage for environmental exposures and the negotiation, drafting and placement of new environmental insurance products.

Thomas M. Kilbane is an attorney and principal with Ater Wynne LLP, where he advises clients on a wide range of environmental issues. His practice focuses on the complex issues associated with contaminated property, including hazardous waste cleanup and allocation of liability. Mr. Kilbane also has experience in permitting and development of facilities, with a particular interest in cleanup and redevelopment of Brownfields. He has repeatedly been recognized as a *Washington Super Lawyer* in environmental law.

Douglas F. Mosich, Assistant City Attorney, Civil Division, for the City of Tacoma, advises and represents the City in environmental cleanup and land use matters. Previously, he worked for the Department of Ecology in policy and project management, primarily in the mixed and low level radioactive waste area.

Thomas A. Newlon practices in Stael Rives LLP's Environmental Practice Group. His expertise includes issues related to contaminated sediments, aquatic cleanup, the acquisition and redevelopment of Brownfield properties, and administrative matters for cleanup projects. Mr. Newlon has also worked on significant regulatory reform efforts involving state programs in hazardous waste management, contaminated sites, ESA-related permitting issues and changes to the federal Superfund program.

Gillis E. Reavis, member of Foster Pepper PLLC, focuses on environmental litigation, including hazardous waste cleanup, water quality, insurance coverage for policyholders, toxic torts and class action litigation.

Marya J. Silvernale is a Senior Assistant City Attorney in the City of Seattle Law Department. She practices in the Environmental Protection Section where she focuses on MTCA and CERCLA issues, sediment cleanups, environmental compliance, and environmental due diligence.

Michael Stoner, Director of Environmental Programs at the Port of Bellingham, manages state-listed MTCA sites and performance of compliance audits at the Port's facilities and tenant operations. He focuses on marine sediment cleanup, habitat restoration and commercial property redevelopment including partnerships with other agencies, businesses, and non-governmental groups. A current priority is the redevelopment of inactive industrial waterfront property for mixed use, including new public access and residential in-fill.

Michael Wearne, Vice President, Environmental Services, manages environmental risk for Columbia Bank. In addition, he reviews commercial and residential appraisal for the company, and also teaches Real Estate Appraisal at Bellevue Community College.



Registration & Other Workshop Information

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You may substitute another person at any time. We will refund tuition, less a \$50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Friday, March 23, 2007. After that time, we will credit your tuition toward attendance at

another program or the purchase of a Homestudy. There is a \$25 cancellation fee for Course Materials orders and \$50 for Homestudy orders.

Seminar Location: The workshop will be held at the Washington State Convention and Trade Center at 800 Convention Place in Seattle, WA 98101. Sleeping accommodations are available by contacting the Seattle Renaissance Hotel at (206) 583-0300—ask for the Law Seminars International rate of \$159 (promo code: L64)—or the Citywide Concierge Center at (206) 461-5888, located at the Washington State Convention and Trade Center. For a listing of nearby hotels, please see: <http://www.seattlesports.org/uploads/downtown.pdf>

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This program qualifies for 7 WA CLE credits. WA Appraiser, Real Estate and AICP credits are pending. Upon request, we will apply for CLE credits in other states and other types of credits.

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Legal developments, current issues and practical solutions

You Will Learn About:

- Updates to Washington's voluntary clean-up program and response of the lending community
- Dealing with right-of-way contamination issues
- Deal-structuring options and risk management
- Urban redevelopment and cost-recovery case studies
- Mixed-use and residential development and remediation costs
- Avenues for dispute resolution

March 30, 2007
 Seattle, Washington

Washington State Convention and Trade Center
 800 Convention Place
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Water Law	Boise, ID	May 24 & 25
Land Use in Eastern Washington	Quincy, WA	July 9 & 10
Natural Resource Damages Litigation	Santa Fe, NM	July 16 & 17
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