

OCEAN AND COASTAL LAW - 2020

Tim Eichenberg, Sarah M. Reiter, Caroline Park, and Donald Baur
Environmental Law Center
Vermont Law School, Summer Session Term 1
May 26 – June 11, 2020
9:00 am – 12:00 pm

Required Reading: Advance reading and volunteers asked to present cases for first class

May 26-May 29/ Tim Eichenberg

CLASS I:

Tuesday, May 26: State Ownership and Control of Marine Resources and the Public Trust Doctrine

Required Reading:

The Submerged Lands Act and the Tidelands Controversy – **OCL pp. 125-147**

The Public Trust Doctrine – **OCL pp. 270-295**

SM 00001-00005 *U.S. v. California*, 332 U.S. 19 (1947)

SM 00006-00013 *National Audubon Society v. Superior Court*, 33 Cal. 3d 419 (1983)

SM 00014-00021 *San Francisco Baykeeper v. California State Lands Commission*, California Court of Appeals (2018)

Recommended Reading:

RR Gary Kinder, *Ship of Gold in the Deep Blue Sea*, pp. 366-373 and Epilogue (1998)

RR Marc Reisner, *Cadillac Desert: The American West and Its Disappearing Water*, Chapter Two, The Red Queen (1993)

RR S. Rody, “The Public Trust Doctrine,” *Ocean and Coastal Law and Policy*, Chapter 2 (2008)

RR Susan Steimile, *Corporate Sand Mining in SF Bay Sparks ‘Sand Wars,’* KPIX CBS SF Bay Area, December 3, 2018, <https://sanfrancisco.cbslocal.com/2018/12/03/corporate-sand-mining-in-sf-bay-sparks-sand-wars/>