

Carbon Dioxide Removal and Communities:
Benefits, Negotiations, Oversight and Enforcement

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Law Office of Julian Gross San Francisco, California

Community Benefits - Ongoing Refinement

- 25+ years of "community benefits" advocacy
- Land use development: transformation of politics and community benefits outcomes
- Public infrastructure construction: refinement of employment, contracting, and career development policies
- Labor/Community Coalitions
- Sea change in understandings and priorities

Community Benefits Movement: Core Values

- Inclusivity
- Transparency
- Public Leverage
- Accountability
- Equity

Private CBA

Definition: A legally-enforceable contract between a developer and a coalition of community-based organizations, regarding a proposed development project.

- Developer's commitment: the project will provide specified community benefits
- Coalition commitment: Support of project approval

Values: Inclusivity, Transparency, Public Leverage, Accountability, Equity

Public CBA

Definition: a legally-enforceable contract between a private developer and a local government entity centered on community benefits commitments regarding a proposed project

- a.k.a. Host Community Agreement; Good Neighbor Agreement)
- More common on clean energy projects
- Can be integrated with coalition campaign (or can displace it!)

Community Benefits Plan (CBP)

- Definition: a set of community benefits requirements incorporated into a grant agreement or other contract or permit awarded by a public entity; binding on the developer or project proponent receiving the grant agreement, contract, or permit.
- USDOE drove development of this tool
- Local leverage will take center stage

Community Benefits in *Public Infrastructure*

- Focus on procurement, rather than permitting; no private developer
- Targeted employment policies
- Targeted contracting policies
- Project labor agreements (a.k.a. PLAs, CWAs)
- Workforce development investments

Community Benefits in Clean Energy Transition

- Large projects combining dynamics of both land use and infrastructure
- Many projects in one
- Broad public benefit heavy local impacts

Thank you!

More in the Q&A!

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