

Richard J. Grosso
954-801-5662
Plantation, FL.
grosso.richard@yahoo.com

CURRICULUM VITA

Biographical Sketch

Richard Grosso is a lawyer, and a full- time Professor of Law at the Shepard Broad College of Law at Nova Southeastern University in Ft. Lauderdale, Florida, where he teaches in the areas of administrative, environmental, energy, land use, appellate practice and federal and state constitutional law. Professor Grosso is a widely recognized legal expert, practicing lawyer and policy advocate, with 32 years of experience litigating and advocating on state - wide and south Florida environmental issues. His teaching and legal practice specializes in land use, growth management and environmental policy and permitting issues.

Professor Grosso is the former Executive Director and General Counsel of the Everglades Law Center, Inc., (ELC) a public interest law firm, which represents citizens and environmental interests in environmental and land use matters concerning the Florida Everglades, Florida Keys and the south Florida ecosystem in general. He is also a former Legal Director for 1000 Friends of Florida, and attorney for the Florida departments of Community Affairs and Environmental Regulation. He has represented numerous public interest clients and the state of Florida in federal and state administrative and judicial proceedings. He has appeared frequently before local governments, state and federal agencies, concerning land use and environmental issues.

Professional Experience

SHEPARD BROAD COLLEGE OF LAW, NOVA SOUTHEASTERN UNIV.

Ft. Lauderdale, Fla.

Professor of Law – 2007 to present

Assistant Professor of Law 1998 - 2007

Teaches constitutional law (US & Fla), administrative law, environmental, energy and land use law, and appellate practice. Directed Environmental & Land Use Law Practice Clinic from 1995-2014.

EVERGLADES LAW CENTER, INC.

Ft. Lauderdale, Fla.

Executive Director\ General Counsel - March 1996 to December 2010

Responsible for administrative and legal activities of non-profit, public interest law firm which represents clients in litigation, appeals and administrative public advocacy on major legal cases and public policy decisions impacting the south Florida ecosystem. Extensive state and federal trial and appellate practice on cases of significant precedential value. Lectures and writes frequently on legal and policy issues concerning environmental and land use law and policy. Clients include the major environmental organizations.

1000 FRIENDS OF FLORIDA, Tallahassee & Ft. Lauderdale, Fla.
Legal Director - August 1990 to March 1996

Responsible for all legal activities of growth management advocacy NGO.

FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS, Tallahassee, Fla.
Assistant General Counsel - June 1989 to August 1990

Represented state agency in administrative challenges to local government comprehensive plans and policy plans of regional planning councils.

FLORIDA DEPARTMENT OF ENVIRONMENTAL REGULATION, Tallahassee, Fla.
Assistant General Counsel - December 1986 to June 1989

Duties included trial and appellate work as well as advisory duties relating to environmental permitting. Heavy emphasis in administrative law and inverse condemnation defense. Extensive trial and appellate practice.

Education

Legal **FLORIDA STATE UNIVERSITY COLLEGE OF LAW**
Tallahassee, Florida
Juris Doctor, April 1986, Honors
Law Review
Legal Writing Faculty-Student Committee
Supreme Court Role-Playing Seminar
Book Award-Coastal Zone Law

Undergraduate **FLORIDA STATE UNIVERSITY**
B.S. Political Science, 1983
GPA: 3.47 (4.0 scale)
Pi Sigma Alpha Honor Society
Vice President, Government Studies Association
MIAMI-DADE COMMUNITY COLLEGE
A.A. 1981 - Dean's List

Significant Litigation

Mr. Grosso has successfully litigated a number of significant and precedent setting cases, including:

- *1000 Friends of Florida v. Palm Beach County*, which strictly enforced the Palm Beach County land use plan, and protected the Everglades Agricultural area from wide-spread limerock mining, thus preserving its environmental restoration potential;
- *Fla. Wildlife Fed. & Sierra Club v. US Army Corp of Engineers*, which halted construction of the Scripps Research Institute on the fringe of the Everglades in western Palm Beach

County and resulted in the relocation of the project to an urban infill area.

- *Pinecrest Lakes v. Shidel*, where demolition of buildings built in violation of a local comprehensive plan was ordered by the courts;
- *1000 Friends of Florida v. Monroe County*, the precedent - setting case on the issue of carrying-capacity - based planning;
- *Sierra Club, et al v. Miami-Dade County*, which overturned the state approval for a commercial airport at the former Homestead Air Force Base, and
- *Poulos v. Martin County*, which guaranteed citizens the right to a de novo trial in plan consistency challenges.
- *McKay v. DER* and *Namon v. DER*, which rejected inverse condemnation claims and strengthened the state of Florida's ability to protect wetlands on private property;
- *DCA v. Withlacoochie Regional Planning Council*, which upheld the state's authority to require Regional Policy Plans to be consistent with the State Comprehensive Plan;
- *Homebuilders and Contractors v. Dept. of Community Affairs*, which upheld the state's ability to discourage urban sprawl through the state land use planning process.

Mr. Grosso also co-authored an influential amicus curie brief in the ground -breaking case of *Brevard County v. Snyder*, Florida's leading land use case.

Publications

Among Professor Grosso's notable publications are:

- ***Planning and Permitting to Reduce and Respond to Global Warming and Sea Level Rise in Florida***, J. Land Use & Env. Law., Vol 30, No. 2, 201 (Spring 2015)
- ***Planning and Permitting to Reduce and Respond to Global Warming and Sea Level Rise***, 6 J. Animal and Environmental L. 41 (2015),
<https://drive.google.com/file/d/0B0gcImiUSq5ETIVZSW1melFzcm8/view?pref=2&pli=1>
- ***Regulating for Sustainability: The Legality of Carrying Capacity – Based Environmental and Land Use Permitting Decisions***, 35 Nova L. Rev. 711 (Summer 2011)
- ***The Public Interest Perspective on SB 360***, FLA. BAR JOURNAL, Oct. 2009, at 24.
- Richard Grosso & Jason Totoiu, ***Planning and Permitting to Protect Wetlands: The Different Roles and Powers of State and Local Government***, FLA. BAR JOURNAL, Apr. 2010, at 39.
- ***Old McDonald Still Has a Farm: Agricultural Property Rights After the Veto of S.B. 1712***, Fla. Bar. J. March, 2005, Volume 79, No. 3 (co-author with Robert Hartsell)
- ***Environmental View of the 50 Year Picture***, Fla. Bar, Env. & Land Use Law Section Annual Update Materials (Aug. 25-27, 2005)
- ***Florida's Burt Harris Act: Does it Protect Third Parties and the Public Interest?*** (Georgetown University Law Center Continuing Legal Education; October 18 - 19, 2001)
- ***Legal Issues Concerning the Water Preserve Areas*** (Fla. Bar. April 20, 2001)
- ***Wildlife Habitat and Land Use in the Florida Keys*** (Fla. Bar, Env & Land Use Law Section) (January 18, 2001).
- ***Quit Exploiting the Everglades***, ENGINEERING NEWS-RECORD, Jan. 11, 1999, at 59 (Co-author)

- *Florida's Growth Management Act: How Far We Have Come, and How Far We Have Yet to Go*, 20 NOVA L. REV. 589 (1996).
- *Carrying Capacity in the Florida Keys: The Implications for Land Use Planning*, A NATIONAL SYMPOSIUM: ASSESSING THE CUMULATIVE IMPACTS OF WATERSHED DEVELOPMENT ON AQUATIC ECOSYSTEMS AND WATER QUALITY (Northeastern Illinois Planning Commission, Natural Resources Department, 1996).
- *Looking for the Middle Ground in Snyder*, 15 ENVTL. & LAND USE LAW SEC. REP. (1993).
- Richard J. Grosso & David J. Russ, *Takings Law in Florida: Ramifications of Takings Clauses*, 8 J. LAND USE & ENVTL. L. 431, 485 (1993).
- *Federal Offshore Leasing: States' Concerns Fall on Deaf Ears*, 2 J. LAND USE & ENVTL. L. 249 (1986).
- *A Return to Sunshine: Florida Sunsets Open Government Exemptions*, 13 F. S. U. L. REV. 705 (1985) (co-author with Barry Richard).

Numerous published Continuing Legal Education and other articles and outlines on growth management, land use, environmental and property rights law.

Awards & Recognition

Mr. Grosso has been widely recognized for his work on behalf of Florida's environment, including:

- Lifetime Achievement Award (2010 Fla. Bar, Environmental and Land Use Law Section's Public Interest Environmental Conference).
- The Urban Environmental League's (Miami-Dade County) Orchid Award for Lawyers Who Make a Difference (2009).
- The Bill Sadowski Memorial Public Service Award by the Florida Bar, Environmental and Land Use Law Section (2008)
- The Tropical Audubon Society's Polly Redford Citizens Service Award for his legal work on behalf of the environment (2008).
- 2005 Most Effective Environmental Lawyer, Daily Business Review
- The Sierra Club Florida chapter's William K. 'Red' Howell Legal Services Award (2005)
- Named Most Effective Environmental Lawyer in south Florida by the Daily Business Review (2004).
- Conservationist of the Year, (Marshall Foundation 2003).
- Conservationist of the Year (Everglades Coalition 2002)
- Conservationist of the Year (Audubon Society of the Everglades 2001)
- Public Service Award (Martin County Conservation Alliance 2000)
- Environmentalist of the Year (CityLink Newspaper [Broward & Palm Beach Counties] 2000)
- Conservationist of the Year. (Florida Wildlife Federation (1999)
- Hal Scott Memorial Award for legal advocacy on behalf of the environment. (Florida Audubon Society 1997)
- Individual of the Year (Key West environmental group Last Stand 1995)

Professional Affiliations

Member, Broward County Planning Council

Former member, Broward County Climate Task Force

Florida Bar Association, Member since 1986.

Licensed to practice in the United States' District Court for the Northern, Middle and Southern Districts of Florida and the Eleventh Circuit Court of Appeals.

Public Interest Committee, Environmental and Land Use Law Section, Fla. Bar.

Florida Bar Local Government Law Section,

Florida Bar Administrative Law Section,

Florida Bar Trial Lawyers Section, Florida Bar