

Environmental Justice Bibliography Publications for 1997

Article Name: A Generic Framework for Measuring Success
in Integrated Coastal Management **Type:** Article

Title of Ocean & Coastal Management

Book/Journal:

Publication: 1997

Author(s):	Volume	Issue	Pages	EPA Num	Other Num
Burbridge, Peter R.	37	2	175		

Keyword(s): ASIA-SOUTHEAST
SOUTH AMERICA
CARIBBEAN
NATURAL RESOURCES-COASTAL

Annotation: This article describes the design and development of a framework for evaluating the success of integrated coastal management (ICM) programs. The proposed methodology differentiates between assessments aimed at determining progress in developing ICM programs and assessments conducted to evaluate the success of such programs in meeting larger development goals and objectives. The methods used to evaluate progress in generating and implementing ICM programs and projects are detailed. Sustainable management of coastal resources requires an effective balance between equity, economy, and environmental concerns. Case studies of several different ICM projects carried out in Latin America, the Caribbean, and Southeast Asia are used to highlight components of successful programs.

Article Name: A Model for Teaching Environmental Justice in a
Planning Curriculum **Type:** Article

Title of Journal of Planning Education and Research

Book/Journal:

Publication: Summer 1997

Author(s):	Volume	Issue	Pages	EPA Num	Other Num
Washington, R.O. D. Strong	16	4	280 - 290		

Keyword(s): ECONOMICS
EDUCATION
ENVIRONMENTAL JUSTICE MOVEMENT
LAND USE
POLICY

Annotation: This article describes a course, Environmental Justice Movement, initiated at the College of Urban and Public Affairs at the University of New Orleans in the Spring of 1995. The course was designed to prepare planning students to engage in the environmental policy debate by exposing them to its historical, moral, and technical dimensions. By examining strategies and tactics of planning practice, they learn to apply their analytic and research skills to appropriate advocacy, mediation, and community planning roles. The course seeks to connect the environmental justice movement with social movement theory, concepts of procedural justice, and advocacy and equity planning. It integrates propositions and concepts about the politics of planning, land use policies, and practices with political philosophy, populist beliefs and what Ferry (1994) calls "the street-level Rawlsian approach."

Environmental Justice Bibliography Publications for 1997

Article Name: A Native American Exposure Scenario **Type:** Article
Title of Risk Analysis
Book/Journal:
Publication: 1997

Author(s): Harris, S.G. B.L. Harper	Volume	Issue	Pages	EPA Num	Other Num
	17	6	789 - 796		

Keyword(s): NATIVE AMERICANS
POLICY
RISK ASSESSMENT

Annotation: This article explores the unsuitability of U.S. Environmental Protection Agency's (EPA) Risk Assessment Guidance for Superfund (RAGS) and later documents that provide guidance for estimating exposures received from urban and agricultural activity patterns and lifestyles for typical tribal communities whose members pursue, at least in part, traditional lifestyles. These lifestyles are derived from a long association with all of the resources in a particular region. The authors interviewed 35 members of a Columbia River Basin tribe to develop a lifestyle-based subsistence exposure scenario that represents a midrange exposure that a traditional tribal member would receive.

Article Name: A Plan for Livable Communities **Type:** Article
Title of American Forests
Book/Journal:
Publication: Autumn 1997

Author(s): Et al: Edward Macie Judy Corbett	Volume	Issue	Pages	EPA Num	Other Num
	103	3	28		

Keyword(s): CALIFORNIA
ECONOMICS
SUSTAINABILITY

Annotation: In this article, three experts address means of increasing the attraction and sustainability of growing urban environments. Jim Schwab recommends addressing the problems of social equity, environmental health, and economic well-being in developing a sustainable growth plan. Edward Macie argues that the environmental consequences of urbanization must be addressed at each stage of development. To this end, technology can be adapted to improve land use planning. Judy Corbett invokes the principles developed by California's Local Government Commission in 1991, which identify the needs of communities, regional principles, and implementation strategies.

Article Name: A Social Critique of Environmental Justice **Type:** Article
Title of Journal of the American Planning Association
Book/Journal:
Publication: Winter 1997

Author(s): Harris, G.R.	Volume	Issue	Pages	EPA Num	Other Num
	63	1	149 - 149		

Keyword(s): URBAN
SITING

Environmental Justice Bibliography Publications for 1997

Article Name: A Taxing Problem for Environmental Justice: The Tax Money from Hazardous Waste Facilities, Where it Goes, and What it Means **Type:** Article
Title of Stanford Environmental Law Journal
Book/Journal:
Publication: May 1997
Author(s): Kirk, Marie A. Christine L. Wade **Volume** **Issue** **Pages** **EPA Num** **Other Num**
16 2 201

Keyword(s): ECONOMICS
HAZARDOUS WASTE
LAW-TAX

Article Name: Abstracts (Volume 12) **Type:** Article
Title of Journal of Land Use & Environmental Law
Book/Journal:
Publication: Spring 1997
Author(s): **Volume** **Issue** **Pages** **EPA Num** **Other Num**
12 447

Keyword(s):

Article Name: Access to Environmental Justice Before the European Court of Justice **Type:** Article
Title of European Business Law Review
Book/Journal:
Publication: 1997
Author(s): Gale, L. **Volume** **Issue** **Pages** **EPA Num** **Other Num**
8 5/6 132 - 136

Keyword(s): EUROPE
LAW

Environmental Justice Bibliography Publications for 1997

Article Name: Against a Wintry Sky, a Few Swallows

Type: Article

Title of Ecodecision

Book/Journal:

Publication: Spring 1997

Author(s): Sachs, Ignacy

Volume
24

Issue
20

Pages

EPA Num

Other Num

Keyword(s): NATURAL RESOURCES
UNITED NATIONS

Comments: United Nations Conference on Environment and Development CED

Article Name: An Analysis of the Compatibility of Quantitative Risk
Assessment with the Principles of Environmental Justice in the
United States

Type: Article

Title of Risk Decision and Policy

Book/Journal:

Publication: 1997

Author(s): Kuehn, R. R.

Volume
2

Issue
3

Pages
259 - 276

EPA Num

Other Num

Keyword(s): RISK ASSESSMENT

Article Name: An Ethical Reflection Upon " Environmental Racism" in the
Light of Catholic Social Teaching

Type: Article

Title of Challenge of Global Stewardship: Roman Catholic Responses Conference

Book/Journal:

Publication: 1997

Author(s): Massingale, B.

Volume

Issue

Pages
234 - 252

EPA Num

Other Num

Keyword(s): EDUCATION
RELIGION
RACISM

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Article Name: An Inapt Fiction: The Use of the Ex Parte Young Doctrine for Environmental Citizen Suits against States After Seminole Tribe **Type:** Article

Title of Environmental Law - Atlanta

Book/Journal:

Publication: 1997

Author(s): Flora, C. E.

Volume	Issue	Pages	EPA Num	Other Num
27	3	935 - 966		

Keyword(s): LAW-CASE LAW
LAW-CIVIL
NATIVE AMERICANS-SEMINOLE

Article Name: Are Citizen Suits CERCLA Section 113(h)'s Unintended Victims? **Type:** Article

Title of Environmental Law Reporter

Book/Journal:

Publication: January 1997

Author(s): Dugan, Marianne

Volume	Issue	Pages	EPA Num	Other Num
27	1	10003		

Keyword(s): LAW-FEDERAL
CERCLA
LAW-LITIGATION
LAW-LITIGATION-BAD FAITH
RESOURCE CONSERVATION AND RECOVERY ACT (RCRA)

Annotation: This article describes how Section 113(h) of CERCLA effectively limits public legal challenges directed against response actions until after cleanup activities at a Superfund site are finished. The section was originally created to restrict the use of such challenges by financially responsible parties to delay their financial responsibilities. However, a number of federal courts have determined that Section 113() also prohibits citizen suits initiated to enforce RCRA, and other environmental laws at sites undergoing Superfund cleanup activities. The current analysis in this article asserts that application of Section 113() 's jurisdictional prohibition against citizen suits may prevent most environmental enforcement of the most problematic pollution cases in the nation.

Article Name: Article: "Environmental Racism" and Locally Undersirable Land Uses: A Critique of Environmental Justice Theories and Remedies **Type:** Article

Title of Villanova Environmental Law Journal

Book/Journal:

Publication: 1997

Author(s): Kevin, Daniel

Volume	Issue	Pages	EPA Num	Other Num
8		121		

Keyword(s):

Environmental Justice Bibliography Publications for 1997

Article Name: Article: Knights at the Roundtable: Public Participation Joins the Battle to Clean-Up Cold War Waste **Type:** Article
Title of Fordham Environmental Law Journal
Book/Journal:
Publication: Spring 1997
Author(s): Jones, Eileen Gay **Volume** **Issue** **Pages** **EPA Num** **Other Num**
8 277

Keyword(s):

Article Name: Assessing the Impact of Segregation on Environmental Equity Using GIS **Type:** Article
Title of GIS/LIS '97 Annual Conference
Book/Journal:
Publication: 1997
Author(s): Chakraborty, J. M.P. Armstrong **Volume** **Issue** **Pages** **EPA Num** **Other Num**
 766

Keyword(s): EQUITY
GLOBAL INFORMATION SYSTEMS [GIS]
MINORITY COMMUNITIES

Article Name: Assessment of Environmental and Health Benefits from the Implementation of the United Nations-ECE Protocols on Long Range Transboundary Air Pollution **Type:** Article
Title of RISK '97. International Conference on Mapping Environmental Risks and Risk Comparison
Book/Journal:
Publication: October 1997
Author(s): **Et al:** R. Friedrich **Volume** **Issue** **Pages** **EPA Num** **Other Num**
T. Heck 61 1-3 401
P. Mayerhofer

Keyword(s): AIR POLLUTION
EUROPE
HEALTH
UNITED NATIONS

Annotation: Following a detailed bottom-up impact pathway approach, this article describes environmental and health benefits in Europe resulting from the reduction of sulfur dioxide and nitrous oxide emissions according to the current United Nations protocols are quantified. As far as possible, the physical impacts are transformed into monetary terms, thus allowing a direct comparison of batement costs and environmental benefits. Compared to 1990 emission levels, the reduction scenario results in avoided damage costs of about 100 billion euros per year. The analysis of geographical variation of benefits shows that benefits and emission reduction efforts are unevenly distributed across countries.

Environmental Justice Bibliography Publications for 1997

Article Name: Battery and Beyond: A Tort Law Response to Environmental Racism **Type:** Article
Title of William and Mary Environmental Law and Policy Review
Book/Journal:
Publication: Summer 1997
Author(s): Northern, Kathy Seward **Volume** **Issue** **Pages** **EPA Num** **Other Num**
21 485

Keyword(s): LAW-LITIGATION

Article Name: Bayes Methods For Combining Disease and Exposure Data in Assessing Environmental Justice **Type:** Article
Title of Environmental and Ecological Statistics
Book/Journal:
Publication: December 1997
Author(s): Et al: T.A. Louis **Volume** **Issue** **Pages** **EPA Num** **Other Num**
B.P. Carlin 4 4

Keyword(s): RISK ASSESSMENT
HEALTH-RESEARCH
PENNSYLVANIA-ALLEGHENY COUNTY
EQUITY

Annotation: The authors propose a statistical framework for assessing environmental justice. The framework includes a quantitative assessment of environmental equity based on the cumulative distribution of exposure within population subgroups linked to disease incidence through a dose-response function. This approach avoids arbitrary binary classifications of individuals solely as 'exposed'. The authors present a Bayesian inferential approach, implemented using Markov Chain, Monte Carlo methods, that accounts for uncertainty in both exposure and response. They illustrate this method using data on leukemia deaths and exposure to toxic chemical releases in Allegheny County, Pennsylvania.

Article Name: Beyond Fairness to Generations: An Intragenerational Alternative to Intergenerational Equity in the International Environmental Arena **Type:** Article
Title of Tulane Environmental Law Journal
Book/Journal:
Publication: 1997
Author(s): Barresi, P.A. **Volume** **Issue** **Pages** **EPA Num** **Other Num**
11 1 59 - 88

Keyword(s): EQUITY
INTERGENERATIONAL
INTERNATIONAL

Environmental Justice Bibliography Publications for 1997

Article Name: Bioregionalism: A Comparative Study of the Adirondacks and the Sierra Nevada

Type: Article

Title of Society & Natural Resources

Book/Journal:

Publication: January/February 1997

Author(s): Diffenderfer, M. D. Birch

Volume	Issue	Pages	EPA Num	Other Num
10	1	3 - 16		

Keyword(s): NATURAL RESOURCES
LOCAL GOVERNMENT
POLICY

Annotation: This paper discusses how the traditional approach to resource management emphasizes local autonomy in regulatory policy, sustained yield in resource allocation, and management by single resource. While maintaining consistency with this paradigm, a number of states have expanded their regulatory and management responsibility as resource issues and problems have outpaced the capabilities of local government to resolve them. This paper contrasts such state efforts with a new paradigm in resource management-ecosystem management. The authro argues that the requirement of a fundamental change in beliefs attitudes, and values concerning the interaction of humans with their natural environment distinguishes bioregionalism from traditional resource management approaches.

Article Name: Book Review: Foundations of Environmental Law and Policy

Type: Article

Title of South Carolina Environmental Law Journal

Book/Journal:

Publication: Spring 1997

Author(s):

Volume	Issue	Pages	EPA Num	Other Num
5		207		

Keyword(s):

Article Name: Book Review: Lost Gospel of the Earth: A Call for Renewing Nature, Spirit, & Politics, By Tom Hayden. San Francisco: Sierra Club Books, 1996

Type: Article

Title of Stanford Environmental Law Journal

Book/Journal:

Publication: May 1997

Author(s): Eady, Veronica

Volume	Issue	Pages	EPA Num	Other Num
16		331		

Keyword(s):

Environmental Justice Bibliography Publications for 1997

Article Name: Book Review: Uproar at Dancing Rabbit Creek: Battle Over Race, Class and the Environment **Type:** Article
Title of Stanford Environmental Law Journal
Book/Journal:
Publication: May 1997
Author(s): Page, Anthony

Volume	Issue	Pages	EPA Num	Other Num
16		338		

Keyword(s):

Article Name: Broadening the Definition of Environmental Equity: A Framework for States and Local Governments **Type:** Article
Title of Population Research and Policy Review
Book/Journal:
Publication: August 1997
Author(s): Greenberg, Michael R. M. Cidon

Volume	Issue	Pages	EPA Num	Other Num
16	4	397 - 413		

Keyword(s): NEW JERSEY
LAW-FEDERAL
LAW-STATE
LOCAL GOVERNMENT

Annotation: In this article, the authors propose a framework for evaluating environmental inequity. The authors propose that state governments analyze whether inequities exist on the local government scale (boroughs, cities, and townships). The 567 local governments of the state of New Jersey are used to illustrate the framework. The authors identify three important issues that each state will need to confront: selecting and weighting characteristics for analysis; choosing the most appropriate geographical units to use as a basis for decisions; and developing a process that will not be misused by groups seeking to avoid responsibility for their actions. The authors suggest that the results of these analyses be used to make initial decisions about local governments that warrant investigation at the neighborhood scale.

Article Name: Brownfields, Environmental Federalism, and Institutional Determinism **Type:** Article
Title of William and Mary Environmental Law and Policy Review
Book/Journal:
Publication: Winter 1997
Author(s): Buzbee, William W.

Volume	Issue	Pages	EPA Num	Other Num
21		1		

Keyword(s): BROWNFIELDS
LAW-FEDERAL

Environmental Justice Bibliography Publications for 1997

Article Name: Chicana Strategies for Success and Survival: Cultural Poetics of Environmental Justice from the Mothers of East Los Angeles **Type:** Article

Title of Frontiers: A Journal of Women Studies

Book/Journal:

Publication: 1997

Author(s): Platt, K.

Volume	Issue	Pages	EPA Num	Other Num
18	2	48 - 72		

Keyword(s): ENVIRONMENTAL JUSTICE MOVEMENT-WOMEN
HISPANICS-CALIFORNIA-LOS ANGELES

Article Name: Childhood Lead Poisoning on the US-Mexico Border: A Case Study in Environmental Health Nursing Lead Poisoning **Type:** Article

Title of Public Health Nursing

Book/Journal:

Publication: 1997

Author(s): Et al: G. Ackall
N. Pingitore
M. Quiroga
B. TerrazasPonce

Volume	Issue	Pages	EPA Num	Other Num
14	6	353 - 360		

Keyword(s): HEALTH-LEAD-CHILDREN
HEALTH-OCCUPATIONAL
HISPANICS
U.S.-MEXICO BORDER

Annotation: This article discusses why human exposure to environmental hazards is a major public health problem along the US-Mexico border due to socioeconomic, cultural and political factors. Childhood lead exposure is endemic in areas of extreme poverty and substandard housing. The author found Hispanic children of indigent, poorly-educated, disenfranchised families are at disproportionate risk and that risk management is contingent upon consideration of the interrelationships between socioeconomics, politics, and culture. This case study explains childhood lead poisoning in a colonial family living at subsistence level from such a perspective. The purpose of the study was to identify, explain, and ameliorate lead exposure pathways. Case study methodology was used to support or refute the proposition that these children were exposed to occupational lead. The children were the study sampling unit and the family a subunit. An embedded single case explanatory design was appropriate. Data were collected from exposure surveys, environmental and blood specimens, and review of medical records. The study is pertinent to public health nurses who work with this population.

Environmental Justice Bibliography Publications for 1997

Article Name: Cities in Our Future: Growth and Form, Environmental Health and Social Equity

Type: Article

Title of Tulane Environmental Law Journal

Book/Journal:

Publication: 1997

Author(s): Barresi, P. A.

Volume	Issue	Pages	EPA Num	Other Num
11	1	59 - 88		

Keyword(s): EQUITY
SOCIAL JUSTICE
URBAN

Article Name: Citizen Suits: Impacts on Permitting and Agency Enforcement

Type: Article

Title of Natural Resources & Environment

Book/Journal:

Publication: Spring 1997

Author(s): MacFarlane, Ross Lori Terry

Volume	Issue	Pages	EPA Num	Other Num
11	4	20		

Keyword(s): LAW-LITIGATION
U.S. CONGRESS

Annotation: This article discusses trends in citizen suits against companies and municipalities that violate environmental laws, agency enforcement, and case law examples. When the major environmental laws were passed in the 1970s, suits were brought to be highly visible, precedent-setting cases. Today, citizen suits are frequent and routine, in part because the U.S. Congress has eliminated many barriers to them and created incentives for private enforcement. The primary driver for citizen suits is the concept of strict liability. Basic limits on citizen suits and the diligent prosecution defense by an agency are explained. Implications for the regulated community and for agency enforcement of the trend toward increasing citizen suits are discussed.

Environmental Justice Bibliography Publications for 1997

Article Name: Citizen Standing to Sue for Past EPCRA Violations

Type: Article

Title of Environmental Law Reporter

Book/Journal:

Publication: November 1997

Author(s): Hecker, Jim

Volume

Issue

Pages

EPA Num

Other Num

XXVII

11

10561

Keyword(s): LAW-FEDERAL

EMERGENCY PLANNING AND RIGHT TO KNOW ACT OF 1986 [EPCRA]

LAW-CASE LAW-SUPREME COURT

LAW-LITIGATION

Annotation: This article addresses whether citizens have standing to bring citizen suits under the Emergency Planning and Community Right-to-Know Act (EPCRA) for wholly past violations an issue presented before the U.S. Supreme Court in 1997 in *Steel Co. v. Citizens for a Better Environment*. The author argues that citizen plaintiffs can satisfy Article III standing requirements even if a defendant comes into compliance before the citizen suit is filed. The author first addresses the injury-in-fact requirement of standing, and concludes that citizens living near a facility subject to EPCRA may suffer informational and environmental injuries if the facility violates the statute. Next, the author asserts that citizen plaintiffs can satisfy the redressability requirement of standing as well. Civil penalties will redress citizen plaintiffs' injuries because penalties deter future violations. The voluntary cessation principle prevents defendants from using standing as a defense by taking corrective action as a means to avoid litigation. Last, the author notes that defendants may be required to pay for environmental projects in lieu of civil penalties, which may benefit the citizens directly.