# STEPHEN R. MILLER

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Land Use Prof Blog: lawprofessors.typepad.com/land_use/
Clinic blog: www.idahonext.com

## ACADEMIC APPOINTMENT

**University of Idaho, College of Law – Boise**

Associate Professor of Law, 2011 – present.
Outstanding Faculty Advisor of the Year, *Idaho Law Review* (2013).
Courses: Administrative Law; State & Local Government Law; Urban Development & the Law; Economic Development Clinic.

## EDUCATION

**University of California, Hastings College of Law**

J.D., 2006.

Senior Articles Editor, *Hastings Constitutional Law Quarterly*.
Research Assistant to Prof. Joel Paul. Three years assisting research of *Unlikely Allies: How a Merchant, a Playwright, and a Spy Saved the American Revolution* (Penguin Riverhead). Named a "best book" of 2009 by *The Washington Post.*

**University of California, Berkeley**

M.C.P., Master in City and Regional Planning. 2006.

Thesis: *California Land Use Ballot Measures 2000 – 2005: Review and Analysis.*

**Brown University**

A.B., English & American Literature; A.B., Religious Studies. 1997.

Writing Fellows, Student Director (undergraduate writing program).

## LEGAL PUBLICATIONS

### Book Chapters

*Boundaries of Nature and the American City*, in ENVIRONMENTAL LAW AND CONTRASTING IDEAS OF NATURE: A CONSTRUCTIVIST APPROACH (Keith Hirokawa ed., Cambridge Univ. Press) (forthcoming 2013).

*The Sustainable, Inevitably Exploding City*, in RETHINKING SUSTAINABLE DEVELOPMENT TO MEET THE CLIMATE CHANGE CHALLENGE (Jessica Owley & Keith Hirokawa eds., Environmental Law Institute) (in progress).

### Law Review Articles

*Legal Neighborhoods*, 37 HARVARD ENVIRONMENTAL LAW REVIEW 105 (2013).

*The Sustainable, Inevitably Exploding City*, 43 ENVIRONMENTAL LAW REPORTER 10342 (2013).

*The Visual and the Law of Cities*, 33 PACE LAW REVIEW 183 (2013).

*Commercial Green Leasing in the Era of Climate Change: Balancing Risks, Burdens, and Incentives*, 40 ENVIRONMENTAL LAW REPORTER 10487 (2010).

*Historic Signs, Compelled Speech, and the Limits of Preservation*, 25 JOURNAL OF LAND USE & ENVIRONMENTAL LAW 227 (2010).

### Professional Publications

Contributor, *Constitutional Law Report*, A.B.A SECTION OF ENVIRONMENT, ENERGY AND RESOURCES, 2012 YEAR IN REVIEW (2013).

*Hydraulic Fracturing and the Emergent Dormant Commerce Clause*, A.B.A SECTION OF ENVIRONMENT, ENERGY AND RESOURCES, 9 CONSTITUTIONAL LAW COMMITTEE NEWSLETTER 6 (Feb., 2013).

*Percent-For-Art Programs at Public Art's Frontier*, 35 ZONING & PLANNING LAW REPORTER 1 (May, 2012).

Contributor, *Constitutional Law Report*, A.B.A SECTION OF ENVIRONMENT, ENERGY AND RESOURCES, 2011 YEAR IN REVIEW (2012).

*Integrating Third Party Green Building Rating Systems Into Local Building Ordinances*, 27 CALIFORNIA REAL PROPERTY LAW JOURNAL 54 (2009).

Treatise Chapters

*Administrative Law for Idaho Local Governments*, *in* IDAHO ADMINISTRATIVE LAW (Richard Seamon ed.) (in editing).

Clinical Publications

*Area of City Impact Agreements in Idaho* (2012).

Editorials

*Website's lawyer rankings a challenge for attorneys, clients*, IDAHO STATESMAN, April 8, 2013.

*Three Ways Boise Can Get More Green Into Buildings*, IDAHO STATESMAN, November 7, 2012.

*Can Tourism Bring More Flights For Boise Businesses?*, IDAHO STATESMAN, May 23, 2012.

*It's Time for Idaho's Leaders To Embrace Citizen Hacking*, IDAHO STATESMAN, April 4, 2012.

*Initiative Shows How Small Businesses Can Build Exports*, IDAHO STATESMAN, March 7, 2012.

*Idaho Missing Out on Investment Tax Credits*, IDAHO STATESMAN, December 21, 2011.

*Idaho Plans For Growth With Old Tools*, IDAHO STATESMAN, September 14, 2011.

Social Media

Co-Editor, *Land Use Prof Blog* (Jan., 2012; May, 2012 - present), *available at* http://lawprofessors.typepad.com/land_use/.

Editor, *Idaho NEXT: Economic Development in Idaho and the Mountain West* (August, 2012 – present), *available at* http://idahonext.com/ (written by students in my Economic Development Clinic).

## AWARDS & HONORS

Outstanding Faculty Advisor of the Year, *Idaho Law Review*, University of Idaho College of Law (2013)

Clagett Memorial Fund Research Scholar, University of Idaho College of Law (2013)

Burton Ellis Research Scholar, University of Idaho College of Law (2012, 2013)

Idaho "Accomplished Under 40" List, *Idaho Business Review* (2012)

Thomas Church Prize, College of Environmental Design, University of California, Berkeley (2006)

McVickar Prize, Brown University (1997) (Religious Studies senior thesis prize)

Preston Gurney Literary Prize, Brown University (1997) (English Dept. senior essay honor)

Phi Beta Kappa, Brown University (1997)

Dean of the College Travel Scholarship, Brown University (1993)

## SELECTED PUBLIC ENGAGEMENT

Presenter, *Climate Change Impact Fees and Voluntary Assessments*, Association for Law, Property and Society Conference, Minneapolis, MN (April, 2013)

Faculty Advisor, Organizer & Moderator, *Legal Aspects of Hydraulic Fracturing: An* Idaho Law Review *Symposium* (March, 2013) (Online at: http://www.uidaho.edu/law/law-review/symposium)

Presenter, *Legal Structures of Boise's 8th Street: A Model for Neighborhood Commercial Districts?*, Boise State University Urban Lunch Series (March, 2013)

Presenter, *Administrative Law for Idaho Local Governments*, Idaho State Bar Government & Public Sector Lawyers Section (December, 2012)

Guest lecturer, *Legal Aspects of Environmental Review, Transportation Planning, and Climate Change Planning*, Land Use and Transportation Planning Course, Boise State University Department of City and Regional Planning (November, 2012)

Moderator, *Preservation and Environmentalism: Bridging the Gap*, National Trust for Historic Preservation Annual Conference, Spokane, WA (November, 2012)

Presenter, *Boom Town and Wilderness in the Mountain West*, Realizing Sustainable Communities in a Post-Recession West Conference, University of Idaho College of Law - Boise (November, 2012)

Presenter, *Ideas and Lessons from the University of Idaho College of Law Economic Development Clinic*, Realizing Sustainable Communities in a Post-Recession West Conference, University of Idaho College of Law - Boise (November, 2012)

Presenter, *New Challenges to* Metromedia, ABA Section of Real Property, Trust & Estate Law's Professor's Corner (August, 2012)

Presenter, *Deconsecrated Space and the Dwelling Ethic*, The Association for the Study of Law, Culture and the Humanities, Fort Worth, TX (March, 2012)

Presenter, *Building Legal Neighborhoods*, Albany Law School – Sharing Scholarship, Building Teachers Junior Scholars Conference, Albany, NY (February, 2012)

Presenter, *Lessons and Ideas from the University of Idaho College of Law Economic Development Clinic*, Idaho Municipal Attorneys Association, Winter Workshop, Boise, ID (January, 2012)

Conference organizer, *Constructing Green Building's Legal Foundation: Regulatory Approaches and Practical Solutions for a Sustainable Future*, U.C. Hastings College of Law, San Francisco, CA (September, 2009)

## MEDIA APPEARANCES

*Economic Enablers*, IDAHO LAW MAGAZINE, November, 2012

*Accomplished Under 40*, IDAHO BUSINESS REVIEW, June 15, 2012

*A DIY law approach to economic issues: University of Idaho law students staff a new clinic*, IDAHO BUSINESS REVIEW, September 30, 2011

## CLINICAL ACCOMPLISHMENTS

In September, 2011, I became the first director of the new Economic Development Clinic at the University of Idaho, College of Law's Boise campus. Major accomplishments from the Clinic include:

- *Area of City Impact Agreements in Idaho* (2012), an 800-page review of 125 agreements negotiated by Idaho cities and counties governing the growth of cities, which also provides drafting guidance for new agreements.

- Drafting an overarching administrative enforcement ordinance, adopted into law by Teton County, Idaho, the first such ordinance in use in Idaho (Teton County Code, Title 1, Chapter 10).

- Assisting rural county in revising its development agreement template for future development.

- Advising a rural city in formation of ambulance taxing district, including sub-issues such as creating a joint powers authority district; budgeting matters in light of statutory restrictions on future revenue increases; and numerous other issues.

- Advising a new rural economic development council on nonprofit corporation formation (e.g., 501(c)(3), (c)(4), (c)(6)).

Other projects have included: advising an urban city on funding sources for redevelopment of a former industrial area; advising a rural county on development agreements related to a legacy of half-built foreclosed subdivisions; and advising an urban city and local businesses in drafting an "exports initiative."

The Clinic students also write a locally popular blog, Idaho NEXT, which can be found at http://idahonext.com.

Learn more at: http://www.uidaho.edu/law/academics/clinicsprofessionalskills/clinics/econ-dev-clinic.

## INTERDISCIPLINARY COLLABORATIONS

**University of Idaho, College of Law – Boise**
Fall semester, 2011.
Collaborated with urban design class at Idaho Urban Research & Design Center to propose redevelopment scheme for urban Idaho city.

## UNIVERSITY SERVICE

**University of Idaho College of Law**
Curriculum Committee, 2011 – 2012
Curriculum Committee, 2012 – 2013
Tenure & Promotions Committee (non-tenured representative), 2012 – 2013
Faculty Advisor, *Idaho Law Review* symposium (by student invitation), 2012-2013
Faculty Advisor, *Idaho Law Review* symposium (by student invitation), 2013-2014

## PUBLIC SERVICE

**Idaho Smart Growth, Urban Policy Working Group, Boise, ID**
Member, Advisory Board, Spring, 2012 - 2013.

**Idaho Municipal Attorneys Association**
Assisted in creation of internship for law students in municipal law, Spring. 2012 – present.

**Joyce Ivy Foundation, Ann Arbor, MI**
Member, Board of Directors, May, 2009 – present.
Volunteer, August, 2007 – May, 2009.
Co-authored report on students' assessment of post-high school options. April, 2009.
Scholarship Selection Committee. 2007-2010.

Negotiated scholarship cost-sharing agreements with Brown University and Harvard University for summer scholarship programs, with total in-kind donations of all partner schools approaching $300,000 annually.

**Center for Resource Efficient Communities, UC Berkeley, Berkeley, CA**
Member, Advisory Board, 2009 - 2011.

## PROFESSIONAL EXPERIENCE

Associate, **Reuben & Junius LLP**, San Francisco, CA, 2007 – 2011 (land use, real estate, environmental law).

Legal Fellow, **Adams Broadwell Joseph & Cardozo**, San Francisco, CA, 2006 – 2007 (land use and environmental law).

Legal Intern, **Shute, Mihaly & Weinberger LLP**, San Francisco, CA, 2004 – 2005 (land use and environmental law).

Legal Intern, **ABA Forum on Affordable Housing and Community Development Law**, Oakland, CA, Summer, 2004 (researched papers and organized panels for ABA panel co-chaired by NEDLC president Roger Clay, held Feb. 24-25, 2005).

Legal Intern, **The Honorable Phyllis J. Hamilton**, U.S. District Court, Northern District of California. (Summer, 2003).

## BAR ADMISSIONS

California (Active: 2006 – 2012; Inactive: 2013 – present)
Idaho (Active: 2011 - present)

## OTHER CREDENTIALS

U.S. Green Building Council, LEED Accredited Professional (2008 – 2011)

## PROFESSIONAL ASSOCIATIONS

Clinical Legal Education Association
American Bar Association
Urban Land Institute

*Updated: May 26, 2013*