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NSGLC News

— August 2023 —

Photo: Paul van de Velde



NSGLC's monthly e-newsletter with publication and research highlights, as well as news alerts on other major activities.

Publications

The NSGLC is pleased to offer the August 2023 issue of the *Ocean And Coastal Case Alert*. **Read** a Fourth Circuit opinion on an environmental organization's claim alleging shrimp trawlers violated the Clean Water Act by throwing bycatch overboard and by disturbing sediment with their trawl nets.

[View Case Alert](#)

Research

Texas Sea Grant reached out to the National Sea Grant Law Center requesting information about the rights of an owner of land along the Bolivar Peninsula to plant, grow, and harvest oysters. Summer Research Associate Alexa Sinha provided a [memo](#) outlining different rights that a riparian landowner in Texas has regarding planting, growing, and harvesting oysters depending on the body of water to which their land is adjacent and the type of oyster operation desired.

Funding

The Great Lakes Aquaculture Collaborative (GLAC), led by Minnesota Sea Grant, was awarded \$425,000 by the National Sea Grant Office. GLAC supports an environmentally responsible, competitive and sustainable aquaculture industry in the Great Lakes region. The Law Center is assisting GLAC 2.0 with compiling and analyzing aquaculture laws in the Great Lakes region.

NSGLC Presents!

U.S. Supreme Court - October 2022 Term R...



In August, the NSGLC Webinar Series covered several significant U.S. Supreme Court cases with potential implications for ocean, coastal, and Great Lakes resources, especially wetlands. NSGLC attorneys discussed the possible ripple effects of six opinions issued by the Court this year on a range of legal issues including states' authority to withdraw from interstate compacts, the scope of federal authority under the Clean Water Act, and Native American rights. The webinar concluded with a preview of the Court's 2023-2024, which includes a case challenging a federal fishery observer program.

Check out the recording [here!](#)

Top Tweet of the Month



Sea Grant Law Center
@SGLawCenter

The August 2023 'Ocean and Coastal Case Alert' is now available. View the complete list of cases for the month:

nsglc.olemiss.edu/casealert

The Case Alert is our monthly newsletter highlighting recent court decisions impacting ocean and coastal resource management. ⚖️

FIRST CIRCUIT

Housatonic River Initiative v. United States Env't Prot. Agency, No. 22-1398, 2023 WL 4730222 (1st Cir. July 25, 2023).

Several environmental groups sought review of a permit issued by the Environmental Protection Agency (EPA) requiring General Electric Company (GE) to clean up polychlorinated biphenyls (PCBs) from the Housatonic River. The groups made procedural and substantive claims, including violation of the Toxic Substances Control Act, the Resource Conservation and Recovery Act, and the Comprehensive Environmental Response, Compensation, and Liability Act. The First Circuit ruled in favor of the EPA, finding that the agency's monitored natural recovery provisions, rejection of alternative treatment for excavated material, and hybrid disposal provisions were not arbitrary or capricious.

National Sea Grant Law Center
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