



## Environmental Law

One of the first firms in the state to develop an Environmental practice, Foster Swift has advised clients and litigated a wide range of federal and state environmental matters. We have advised municipalities on contamination issues and assisted municipal clients in obtaining reimbursement of their environmental response costs.

Serving another need, we have represented clients in matters involving permitting and licensing under the:

- Hazardous Waste Management Act (Part 111);
- Solid Waste Disposal Act (Part 115);
- Michigan Water Resources Act (Part 31);
- Michigan Air Pollution Control Act (Part 55);
- Michigan Inland Lakes and Streams Act (Part 301);
- Michigan Wetlands Act (Part 303);
- Michigan Sand Dune Mining Act (Part 637); and
- Michigan Oil and Gas Act (Part 615).

Foster Swift attorneys have represented a number of clients throughout the state with sites listed under two National Priorities Lists or facilities subject to Part 201, Environmental Remediation, and Part 213, Leaking Underground Storage Tanks of two Natural Resources and Environmental Protection Act, as amended. We have also assisted municipalities in the redevelopment of Brownfield sites, the creation of redevelopment authorities, and the development of strategies to address response costs. On the federal level, we have advised clients about the Resource Conservation & Recovery Act, Right to Know legislation, the Clean Air Act and Toxic Substance Control Act provisions for PCBs.

We regularly consult with municipalities on sewer service, industrial pretreatment, permitting issues, and wet weather strategy. We have worked with townships to address land use issues that may impact a township's natural resources. For example, we have worked with townships on developing and enforcing mineral extraction, on-site sewer systems, open space, wetland and wind energy regulations.

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### ATTORNEYS

#### Shareholder

Frederick D. Dilley  
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#### Senior Attorney

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### RELATED PRACTICES

Administrative Law  
Zoning & Land Use



Foster Swift has been named a Tier 1 firm in **Natural Resources Law, Environmental Law and Environmental Litigation** in Lansing by *U.S. News – Best Lawyers®* "Best Law Firms" in 2014, 2016-2021 and 2023-2024.

#### **PUBLICATIONS & ALERTS**

Dept. of Treasury Changes Course Regarding Biogas Property: Upgrading Equipment Included Again, *Foster Swift Agricultural Law News*, March 20, 2024

Proposed Bills to Affect Energy Facilities, *Foster Swift Municipal Law News E-blast*, November 16, 2023

Michigan EGLE Issues CAFO Consent Order, *Foster Swift Agricultural Law News*, October 3, 2023

Carbon Sequestration Wells: A New Land Use to Consider in Zoning Ordinances, *Foster Swift Municipal Law News*, September 19, 2023

Michigan Appeals Court Rules Invalid New Environmental Regulations, *Foster Swift Agricultural Law News*, September 5, 2023

Proposed Changes to PACE: What You Need to Know, *Foster Swift Municipal Law News*, June 14, 2023

Agricultural Groups Seek Extension to Commenting Period Regarding Proposed SEC Rule, *Foster Swift Agricultural Law News*, May 9, 2022

Bio-Digesters: A New solution for a New Era, *Foster Swift Agricultural Law News*, September 17, 2021

Michigan Agricultural Law Updates, *Foster Swift Agricultural Law News*, May 13, 2021

Dead Pigs Win in the Michigan Court of Appeals, *Foster Swift Agricultural Law News*, May 11, 2021

Pollutant Discharges to Groundwater May Fall Within the Clean Water Act, *Foster Swift Agricultural Law News*, June 10, 2020

Legislature Passes Significant Changes to Environmental Remediation Statute, *Foster Swift Commercial Litigation News*, February 16, 2015

Michigan Court of Appeals holds owner and operator of an underground storage tank liable, *Foster Swift Commercial Litigation News*, September 10, 2014

Updates to Michigan's Clean Corporate Citizen Program, *Foster Swift Environmental Law Update*, February 7, 2013

Hazardous Materials and Transfer Agreements, *Foster Swift Business & Corporate Law Report*, August 2010

Hazardous Waste Regulation and Recycling Revisited in 2008, *Foster Swift Construction Law News*, January 2009

Fines up to \$10,000 per day for Impacting a Wetland can Ruin your Construction Project, *Foster Swift Construction Law News*, March 2008

#### **NEWS**

Preparing Women Business Leaders for 2024 Legal Challenges, *Meltwater Newswire*, February 20, 2024

Foster Swift Listed in "Best Law Firms" 2024, *Best Lawyers in America*, November 2, 2023



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Foster Swift Attorneys Named 2024 Best Lawyers in America, *Best Lawyers in America*, August 17, 2023

17 Attorneys Selected to 2023 Michigan Super Lawyers and "Rising Stars", *Michigan Super Lawyers*, August 11, 2023

Foster Swift Listed in "Best Law Firms" 2023, *Best Lawyers "Best Law Firms"*, November 3, 2022

New Video Series Discusses Legal Issues for the Michigan Farmer, *Foster Swift Agricultural Law News*, October 6, 2022

Foster Swift Attorneys Named 2023 Best Lawyers in America®, *Best Lawyers in America*, August 18, 2022

21 Attorneys Selected to 2022 Michigan Super Lawyers and "Rising Stars", *Michigan Super Lawyers*, August 12, 2022

Foster Swift Listed in "Best Law Firms" 2022, *Best Lawyers in America*, November 5, 2021

Foster Swift Attorneys Named to 2022 Best Lawyers in America®, August 19, 2021

16 Attorneys Selected to 2021 Michigan Super Lawyers and "Rising Stars", *Michigan Super Lawyers*, August 13, 2021

Foster Swift Listed in "Best Law Firms" 2021, *Best Lawyers*, November 5, 2020

18 Attorneys Selected to 2020 Michigan Super Lawyers and "Rising Stars", September 18, 2020

Foster Swift Attorneys Named Best Lawyers® 2021 "Ones to Watch", August 20, 2020

Foster Swift Attorneys Named to 2021 Best Lawyers in America®, August 20, 2020

Foster Swift Attorneys Listed in dbusiness 2020 Top Lawyers, November 12, 2019

Foster Swift Listed in Best Lawyers® "Best Law Firms" 2020, November 1, 2019

Collins and Smith Named to SBM Ag Law Council, *Foster Swift Agricultural Law News*, October 4, 2019

23 Attorneys Selected to 2019 Michigan Super Lawyers and "Rising Stars", *Automation Alley*, September 3, 2019

Collins, DeLuca Named to ICBA's Top 5 under 35 Attorneys, *Lansing Regional Chamber*, March 22, 2019

31 Foster Swift Attorneys Selected to 2018 Michigan Super Lawyers and "Rising Stars" Lists, September 10, 2018

Foster Swift Successful in Achieving Settlement for Client in Patent License Dispute, May 22, 2018

30 Foster Swift Attorneys Selected to 2017 Michigan Super Lawyers and Rising Stars Lists, September 8, 2017

21 Foster Swift Attorneys named to 2015 Michigan Super Lawyers and Michigan Rising Stars, September 8, 2015

44 Foster Swift Attorneys Named to 2016 Best Lawyers in America® Roster, August 21, 2015

Moore Receives Golden Gavel Award, May 20, 2015

Seven Foster Swift Attorneys named "Lawyer of the Year", April 9, 2013

State Bar Celebrates 35th Legal Milestone, June 9, 2010

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**EVENTS**

Environmental Impacts to Consider in Business Brokerage Activities, *Michigan Business Brokers Association*, May 4, 2023

Environmental Issues in Government Construction, *Construction Law for Public Projects Seminar: HalfMoon Education Inc.*, November 13, 2019

Understanding Solar Energy Lease Agreements, *Michigan Farm Bureau and MSUE*, March 14, 2018

Public Private Partnerships: What They Can Do for You, February 2, 2016

Environmental Compliance Essentials, *Michigan Manufacturers Association*, November 20, 2014

"Urban Chickens", Zoning and Land Use, *Michigan Townships Association*, June 14, 2011, June 15, 2011

Oil & Gas Leasing and Property Rights, *Half Moon Inc.*, March 19, 2009

Oil & Gas Leasing and Production of Oil & Gas in Michigan, *Hillsdale County Farm Bureau*, February 9, 2008

Recent Developments in Michigan Environmental Law, *Lorman Education Services*, March 2005

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