

# DAVIS GRAHAM & STUBBS



## CLEAN ENERGY & SUSTAINABILITY GROUP NEWSLETTER

### October 2021

Contact a DGS attorney in the [Renewable & Alternative Energy Group](#) if you have any questions about the content of this newsletter or if we can assist you with any legal needs.

#### Upcoming DGS Events:

November 11, 2021  
[Energy M&A and Financing Forum](#) at the  
Four Seasons Hotel Denver

January 27, 2022  
**One Year In: What Changed  
& What is Coming Under  
the Biden Administration  
Program**

[Seminar](#) at DGS or via  
[Webinar](#)

### CEQ Proposes First Phase of Revisions to NEPA Regulations

by [Katie Schroder](#)

On October 7, 2021, the Council on Environmental Quality (CEQ) published [proposed revisions](#) to the regulations implementing the National Environmental Policy Act (NEPA) (“Proposed Revisions”). If finalized, these Proposed Revisions would undo certain changes to the NEPA regulations that took effect in September 2020, [85 Fed. Reg. 43,304 \(July 16, 2020\)](#) (“2020 Rule”). [Read more...](#)

### BLM Announces Competitive Lease Sales for Clean Energy on Public Lands

by [Kelsey Johnson](#)

The Bureau of Land Management (the “BLM”) recently announced competitive lease sales for solar and geothermal development on public lands in the western U.S. On November 9, 2021, the BLM will [close the bidding period](#) to lease over 4,800 acres in the Milford Flats South Solar Energy Zone in Beaver County, Utah for solar energy development. [Read more...](#)

# The Superfund Program Goes Green – Part I

by [Kate Sanford](#) & [Betsy Temkin](#)

The Environmental Protection Agency (EPA) is addressing the impact of climate change at Superfund sites through three main initiatives: (1) climate resilience, (2) green remediation, and (3) environmental justice. This article, which is the first of three, provides some background on EPA's focus on Superfund climate resilience and suggests how these initiatives may present an opportunity for better approaches to remedy decision-making. [Read more...](#)

## Recent Wildlife Developments Affecting Clean Energy

by [Katie Schroder](#)

In the last few months, the U.S. Fish and Wildlife Service (USFWS) initiated a variety of regulatory efforts that may affect clean and renewable energy, including an advance notice of proposed rulemaking to streamline the permitting process for incidental take of eagles, a 90-day finding on a petition to list the American bumble bee (*Bombus pensylvanicus*) under the Endangered Species Act (ESA), and a permitting process under the Migratory Bird Treaty Act, as previously described in a [DGS client alert](#). [Read more...](#)

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