

Community Benefits Menu

The goal of this menu is to provide a wide range of concrete community benefit ideas and option that communities can see, adapt and edit to fit their unique context and situation, and include in their community benefit agreements or negotiations.

Most of the benefits listed in this menu were adapted from a previously negotiated Community Benefit Agreement, Good Neighbor Agreement, or Host Agreement, with some additional recommendations from the Beaver County Coalition and other community benefit partners.

The full Community Benefits Menu can also be found in the Community Benefit Cards. The Cards can be a helpful hands-on tool to use while facilitating a community benefits conversation with a coalition or group of community members. (See retreat agenda for additional details.)

Community Benefit Menu Steps:

- 1. Create your community's vision and goals.
- 2. Understand the impact the development will have in your community.
- 3. Identify which of your community's vision and goals are supported or harmed by the development's impact.
- 4. Pull out those benefits for a potential CBA negotiation.
- 5. Use SMARTIES to adapt and edit the benefit to fit your community's context and situation. For example, think about:
 - a. What amount of money is appropriate?
 - b. Who or which organizations should be part of that benefit?
- 6. Add any new benefit needs that will ensure your community's vision and goals are supported and any harm from the development is mitigated or removed.
- 7. Pull into the CBA Template and get support from your legal representation.

Vision		Community Goal	
	THRIVING NATURAL WORLD	 Clean Air Clean Water Healthy Soil Equitable and Accessible Trees, Green Spaces, Forests, Parks Stormwater Management Climate Resiliency + Healthy Buildings 	
MEANINGFUL WORK AND WEALTH		 Thriving Main Street and Businesses Recreational Tourism Good Jobs for Residents Good Benefits for Workers Workforce Development and Vocational Programs 	



LIFELONG LEARNING	 Strong and Equitable K-12 Education Early Childhood Development
BELONGING AND CIVIC MUSCLE	 Opportunities and Activities for Families Capacity Building for the Future Public Art
BASIC NEEDS FOR HEALTH AND SAFETY HUMANE HOUSING	 Emergency Safety and Response Access to Healthy Food Public Healthcare and Services Low Noise, Light, and Smell Pollution Affordable Housing Safe Housing and Weatherization
RELIABLE TRANSPORTATION	 Renewable Energy for Housing Road and Sidewalk Safety Biking and Hiking Trails Alternative Transportation and Electric Vehicles
INCLUSIVE DECISION- MAKING	 Transparency Between Company and Community Public Participation and Collaborative Decision-Making Monitoring and Enforcement





THRIVING NATURAL WORLD

"... is about having clean air, clean water, clean land, and well-functioning ecosystems. A healthy environment is one that is free from environmental hazards, one that is resilient to future changes and threats, and one that fulfills our need to connect with nature."1

Thriving Natural World Community Goals:

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- **Healthy Soil**
- Equitable and Accessible Trees, Green Spaces, Forests, Parks
- **Stormwater Management**
- **Climate Resiliency**

	Clean Air	
Air Monitoring	Company will purchase and provide air monitoring equipment, including but not limited to PM2.5 and VOC, that can also be used by a community-based organization to jointly monitor real-time fence line air quality and provide baseline data, including setting up a platform for data sharing on air monitoring.	Recommendation from the Office of Clean Energy Demonstrations Recommendation (Office of Clean Energy Demonstrations, 2022), adapted by Beaver County Coalition
Air Pollution Monitoring + Transparency	Company agrees to provide more information to residents on activities at the refinery, including: monthly reports concerning various operations; incident investigation reports on significant airborne releases of contaminants; notification of planned maintenance or repairs along with environmental impact studies seven days in advance; and notification of emergency repairs.	Refinery (Kenney, 2004)
Air Pollution Reduction	Company agrees to install a thermal oxidizer; testing and monitoring requirements including documentation of burn efficiency by a third party; a fugitive emission reduction plan; and an independent facility review by an outside consultant selected by all parties.	Chemical Manufacturer (Kenney, 2004)
Air Monitoring – Block-by-Block Mobile Program	Company will screen for local sources of air pollution street-by-street in X communities for one year. Company will use mobile monitoring fleet of air sensor-equipped, low-emissions vehicles to drive on public roads in the study areas at least 20 times across different seasons, different days of the week, and different times of the day over the course of the year. The goal of this effort is to collect block-level air pollution data to help identify sources contributing to disproportionate air	NY State Climate Action Plan (NY State Dept of Environmental Conservation, 2022-2023)

¹ Community Commons. Thriving Natural World as a Vital Condition. https://www.communitycommons.org/collections/Thriving-Natural-World-as-a-Vital-Condition



	pollution burdens and develop strategies to reduce air pollution within these communities,	
	including greenhouse gas emissions contributing to climate change.	- 6
	Company will fund \$1,000,000 to the City to further develop its Climate Action Plan, integrating	Refinery
Climate Action	co-health benefits and greenhouse gas reduction targets for the City. The Plan is the policy	(Columbia Law School Sabin Center for
Plan	vehicle through which the City addresses reduction of greenhouse gases, improvement of air	Climate Change Law, 2014)
-	quality, and protection of health, all of which are in furtherance of the mitigation measures	
	adopted for the Project.	
Citizen Science	Company will fund a five-year air deposition background study at up to 20 locations through City,	Refinery
Air Monitoring	which may be done in conjunction with local high school science departments. This program	(Columbia Law School Sabin Center for
Project with	must be developed and implemented by [School/Community-Based Non-Profit/City].	Climate Change Law, 2014)
High School		
Students		
	Company shall fund \$3,000,000 per year for ten years to support the types of greenhouse gas	Refinery
Greenhouse Gas	reduction programs, which could include: City development of climate action plan; rideshare	(Columbia Law School Sabin Center for
Reduction	programs; biking and bike share programs; electric vehicle infrastructure; urban forestry; rooftop	Climate Change Law, 2014)
Program	solar; and energy retrofits. This funding goes to local organization so that the company funds this	
	program but does not oversee it.	
	Company will contribute at least \$300,000 to the City dedicated to the development of an off-site	Refinery
	emission reduction program targeted to gas and PM2.5, among other air pollutants. Company,	(Columbia Law School Sabin Center for
Off-Site	with the assistance of the City, shall prepare a report detailing the activities that are to be funded	Climate Change Law, 2014)
Emission	by the off-site emissions reduction program, including the cost, timeframes, and anticipated	
Reduction	environmental benefits of the identified projects to be submitted to the City within one year of	
Program	commercial operation of the proposed facility. Such contribution will be made in three equal	
	annual installments of \$100,000 each beginning on the date of the submission of such report to	
	the Siting Board.	
	Company shall retrofit certain tanks with dome to reduceVOC emissions to zero net	Refinery
	increaseto implement this condition, Company shall select one or more floating roof tanks and	(City of Richmond, 2008)
	shall equip such tanks with a dome or fixed roof vented to a vapor recovery system to reduce	
Plant	VOC emissions by at least 12.2 tons per year.	
Modernization	Within six months after approval of this Conditional Use Permit, Company shall provide	
and Protections	documentation identifying the tank or tanks selected for a dome or fixed roof;	
and Protections	 Floating roof of each tanks selected shall comply with BAAQMD Regulation 8, Rule 5, 	
	Section 305;	
	Company shall ensure that the concentration of organic vapor in the vapor space above	
	the floating roof within the fixed roof shall not exceed 30% of its lower explosive limit;	



Company shall conduct quarterly visuals seal inspections and measure the concentration	
of the vapor space within the dome or fixed roof	

	Clean Water	
Groundwater	Company must create a groundwater well system that includes three successive 'rings' of wells to	Mine
Testing +	monitor any potential contaminants moving from the mining facility toward the river. More	(Northern Plains)
Mitigation	aggressive action will be required if levels of contamination increase or move closer to the river.	
	Those actions include more frequent water quality monitoring, completion of independent	
	studies to recommend mitigation and treatment options and - in the vent of exceeding drinking	
	water standards, - required steps to return contamination water to baseline conditions.	
Water Access	Company will grant to the public a marine terminal and rail effects easement. This easement shall	Sports Stadium
Easement	continue in perpetuity.	(Gross, 2005)
Water Supply	If well water contamination in any portion of the Town is determined by either the Health	Wind Turbine Farm
Protection	Department or Department of Environmental Protection to be caused by Company operations,	(Columbia Law School Sabin Center for
Program	the Company shall, at its expense, supply sufficient potable water to the affected properties until	Climate Change Law)
	the contamination is corrected. If water exceeds ambient water quality standards Company	
	shall stop construction activities, report to Grantor test results and remediation plans.	
Water Testing	Company will determine the depth of groundwater by means of field testing at monitoring	Wind Turbine Farm
	wells Company shall test the groundwater for the presence of PFAS.	(Town of East Hampton, 2021)

Healthy Soil			
Contaminated	No contaminated soil will be shipped to treatment facilities operated by licenses with adverse	Sports Stadium	
Soil &	compliance histories. No cost burden shall be placed on anyone other than the polluter.	(Gross, 2005)	
Treatment			
Facilities			
Soil Testing	Company shall perform a continuous soil boring so as to document soil composition at each	Wind Turbine Farm	
	testing location (along with groundwater testing).	(Town of East Hampton, 2021)	

Equitable and Accessible Trees, Green Spaces, Forests, Parks		
Build Green	Company will create a pedestrian hardscape or vegetated space on the ground and/or roof to	Sports Stadium
Space	ensure 20% of the site area is undeveloped and is accessible to the public, including green space,	(Columbia Law School Sabin Center for
	school yards, playgrounds, public seating areas, public plazas, and vacant lots.	Climate Change Law)



Urban Forestry	Company will fund \$2,000,000 toward tree planting, urban agriculture, park access designed to	Refinery
	reduce greenhouse gas emissions and achieve co-benefits, including, improved air quality,	(Columbia Law School Sabin Center for
	stormwater quality and noise levels, reduced crime, improved health, and/or to restoration of	Climate Change Law, 2014)
	biological resources. These programs may include, but are not limited to, outdoor education, job	
	training, youth involvement, and resource maintenance, including funding for City staff (e.g.,	
	gardener, arborist) to coordinate, implement and/or oversee these programs, and other activities	
	related to resource management in City.	

	Stormwater Management			
Stormwater	Company agrees not to oppose any measure that may be submitted to the voters for the purpose	Sports Stadium		
Management	of imposing, generally, a stormwater fee or watershed management fee in the City.	(Gross, Ballpark Village Project		
Fees		Community Benefits Agreement, 2005)		
Stormwater	Company will maximize rainwater and greywater capture for use in its landscape irrigation, toilet	Sports Stadium		
Management	and urinal flushing, and custodial uses. Paving will promote infiltration. Company shall also	(Columbia Law School Sabin Center for		
Using Natural	integrate native plans and stormwater management into streetscape improvements in the	Climate Change Law)		
Infrastructure	immediate vicinity of the Project with input from the Community Advisory Council, in			
	consultation with other local environmental groups.			

	Climate Resiliency + Healthy Buildings	
Climate Resilient	The Company must adequately meet the design criteria listed below:	Industrial Park
Climate Resilient Design Components	 Mitigation measures - Company shall take all mitigation measures required in the Mitigated Negative Declaration for the Project; Storm drainage - the project shall be designed to ensure storm drainage adequate to prevent any runoff from the Site to surrounding streets; Landscaping - Company shall incorporate landscaping elements, irrigation elements, and trees the project shall be designed to ensure adequate irrigation and soil for the health of the trees, shrubs, and other ground cover. The Company shall develop and implement a maintenance plan adequate to maintain the health and appearance of all landscaping elements; 	(Columbia Law School Sabin Center for Climate Change Law, 2001)
	 Lot Coverage - Company shall ensure that no part of the Site shall have as its visible surface bare dirt, except during periods of active construction or landscaping; Truck Routing - the project shall be designed to discourage commercial trucks from utilizing Telfair Street north of Branford Street to access the Site. The project shall not incorporate an entrance from or an exit to Telfair Street north of Branford Street; 	



	 Avoidance of Heat Islands - the project shall be designed so as to minimize the 'heat island' effect by designing roof and parking lot surfaces in a light color; Avoidance of Vehicular Gas Inhalation - the project shall be designed and operated to minimize workers' exposure to smoke inhalation created by commercial trucks congregating at the Site. This shall be done by installing air curtains at doors that are in direct contact with potential sources of smoke inhalation. 	
Healthy	The final design should meet green building standards established by [X Entity]], include carbon	Recommendation by ReImagine
Buildings Design Requirement	mitigating green space and infrastructure, maximize use of efficiency and renewable energy technologies, and incorporate healthy design standards.	Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)
Funding for	Company anticipates that the cost of the environmental and community investments described	Refinery
Environmental Initiatives	in CBA will be up to \$40 million to directly improve air quality and enhance the public health, safety, and welfare of the residents of County and incorporated and unincorporated areas of area around county.	(Columbia Law School Sabin Center for Climate Change Law, 2014)
Funding for	Company will continue to provide funding in the amount of \$50,000 per year for 5 years that will	Power Station
Environmental Initiatives	support the city's existing environmental initiatives.	(Columbia Law School Sabin Center for Climate Change Law, 2014)
LEED Certification	Company shall obtain at least certified status for buildings within the Project under the LEED system, including at least 7 points within the LEED category of Indoor Air Quality.	Sports Stadium (Gross, Ballpark Village Project Community Benefits Agreement, 2005)
Litter Clean-Up	The Company agrees they shall implement a program to mitigate litter along Highway X between exits 1-7, such litter program shall include at least quarterly clean-ups of litter along such route using adequate personnel.	Landfill (Columbia Law School Sabin Center for Climate Change Law)
Post	Following construction Company and its employees and contractors shall restore all areas,	Wind Turbine Farm
Construction Restoration	pavements, curbs, driveways, sidewalks drainage and erosion control structures and measures, vegetation, landscaping, and other features disturbed.	(Town of East Hampton, 2021)
Utility-Scale PV	Following approval of the project, Company shall enter into a lease with X Solar Energy Company	Refinery
Solar Farm	in which Company provides Solar Energy Company sixty acres of Chevron-owned land adjacent to the Richmond Parkway for the development of a utility-scale PV solar farm; the initial term shall	(Columbia Law School Sabin Center for Climate Change Law, 2014)
	be 25 years; Company shall provide the land, which Company values at approximately	
	\$10,000,000 for the life of the lease at a nominal rate of \$1.00 per year; Solar Energy Company shall use its best efforts to use a minimum of 50% resident labor force; a viewing platform and	
	kiosk is planned at the solar field site, promoting public education about the role of solar energy	
	in their community.	





MEANINGFUL WORK AND WEALTH

"Personal, family, and community wealth provides the means for healthy, secure lives. That includes good paying, fulfilling jobs and careers, and financial security that extends across the life span. People's lives and self-worth flourish when doing productive, rewarding work. The ability to accumulate adequate wealth shapes the living standards not only for individual families and communities, but for generations to come."2

Meaningful Work and Wealth Community Goals:

- **Thriving Main Street and Businesses**
- **Recreational Tourism**
- **Good Jobs for Residents**
- **Good Benefits for Workers**
- Workforce Development and Vocational Programs

	Thriving Main Street and Businesses	
Brownfield Redevelopment	As the location of the former power station and bulk oil storage facility, the Project Site is heavily contaminated by oil and hazardous materials requiring extensive environmental remediation. In addition, the power plant and other structures are obsolete and burdened with contaminated materials, leaving a large waterfront parcel critical to the City's economic and waterfront development blighted and under-utilized. As part of the Project, Company shall remediate the existing environmental contamination adversely affecting the Project Site in accordance with Chapter 21E of the Massachusetts General Laws and Massachusetts Contingency Plan (310 CMR40.0000, et. seq). Company shall also diligently decommission and demolish those existing	Casino (Columbia Law School Sabin Center for Climate Change Law, 2015)
	Project Site structures and buildings that will not be used for the Project. Company's environmental consultant has estimated the costs for the foregoing work to be approximately Fifty Million Dollars (\$50,000,000).	
Business- Assistance Program	Company will create a one-stop business assistance shop for small and disadvantaged business enterprises. This includes: • Streamline certification process for small and disadvantaged businesses. • Build a toolkit for contractors, local and disadvantaged businesses to help achieve goals of County's community benefits policy.	Recommendation by ReImagine Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)

² Community Commons. Meaningful Work and Wealth as a Vital Condition. https://www.communitycommons.org/collections/Meaningful-Work-and-Wealth-as-a-Vital-Condition



	 Provide technical assistance, mentoring and networking opportunities for local and disadvantaged businesses to help them grow into successful businesses. Align business and workforce resources to support minority- and female-owned businesses and organizations, such as access to capital and bonding assistance. Promote and support socially responsible bidders, businesses and organizations contracting with the County. Create stamp of approval for socially responsible county businesses, provide marketing support to them, and create an online directory for consumers. Work with organizations in community to connect socially responsible businesses to carbon foot printing, buy-local, and live-near-your work programs. 	
Buy-Local	Ensure that construction and non-construction employers receiving grants or contracts from	Recommendation by ReImagine
Program	the County with total value of \$500,000 or more participate in a buy-local program modeled after Cuyahoga County's existing program.	Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)
Employee-	By [date], Company will transition business into an Employee-Ownership Model, including	Beaver County Coalition
Ownership	working with Advisory Board to create a transition plan and implement that transition plan.	Recommendation
Model (Or Co-	(Employee-Ownership Model, or co-ops, are business structures in which the people who work	
Op)	for the company own the company. Workers add to the company through their labor and the	
	work they do for the organization. Each worker-owner has an equal stake and equal vote in the	
	co-op. All profits are returned to their employee-owners instead of shareholders.)	
Funding for	Company will establish a \$5,000,000 Fund for the benefit of communities in Franklin County. The	Power Line
Community	Fund will provide grant funding to support the charitable mission of the Greater Franklin	(Columbia Law School Sabin Center for
Development	Development Council, a 501(c)(3) economic and community development organization operating	Climate Change Law, 2019)
Corporation	for the benefit of Franklin County residents including the marketing of the Franklin County	
	region, workforce development, business retention, and entrepreneurial support. Company and	
	GFDC will administer the Fund on a collaborative basis, and funds will be disbursed through a	
	grant process that requires applicants to demonstrate the availability of matching funds.	
Local Business	Applications for projects to help low-income citizens of Franklin County will be given a priority. Company will create a Local Procurement Plan to include: identification of goods and services	Sports Stadium
Prioritization	procured for the project; targeted outreach and capacity building funding for local businesses	(Columbia Law School Sabin Center for
FIIOHUZAUUH	and Minority and Women Owned Businesses to provide goods and services to the Company; and	Climate Change Law)
	annual reporting to assess progress toward meeting minimums and targets identified on the	Cilinate Cilatige Law)
	Plan.	
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Low Interest Loan Program for Minority & Women Owned Businesses	Company shall, in coordination with various governmental, private and community organizations, assist to identify and/or develop a low interest working capital revolving loan program to assist minority and women business enterprises seeking to perform work on the project, and in low-income communities.	Sewage System Update, adapted by Beaver County Coalition (Columbia Law School Sabin Center for Climate Change Law, 2013)
Low Interest Loan Program for Businesses Entering into Environmental Justice Neighborhood	Company shall, in coordination with various governmental, private and community organizations, assist to identify and/or develop a low interest working capital revolving loan program to assist small business enterprises seeking to open a business in an identified Environmental Justice Neighborhood.	Beaver County Coalition Recommendation
Volunteering for Small Business	The Company supports local entrepreneurs and desires to support a vibrant entrepreneurship culture in the Region, particularly for racial and socio-economic groups that are underrepresented in the entrepreneurship community. To further that support, the Company will work with the City and assign one or more front office executives within the Company and/or affiliated organizations to periodically (e.g., quarterly) volunteer with local small business and entrepreneurship organizations and/or mentor local small businesses with an identified need.	Sports Stadium (Columbia Law School Sabin Center for Climate Change, 2023)

Recreational Tourism		
Water Access	Company will contribute up to \$75,000 to the City to fund a process to amend the Harbor Plan as	Power Station
Plan	needed to reach public access goals and ensure continuity and comprehensive planning along	(Columbia Law School Sabin Center for
	City's waterfront.	Climate Change Law, 2014)
Recreational	Company will contribute a total of \$75,000 per year for 10 years to the City for the Community	Power Station
Amenities	Preservation Act ("CPA") fund in order to support the construction and maintenance of city	(Columbia Law School Sabin Center for
	recreational amenities.	Climate Change Law, 2014)

	Good Jobs for Residents		
Create Healthy,	To fulfill the OSHA guarantee, workers must be engaged in the design and execution of all safety	Recommendation from Labor and	
Safe, and Secure	and health, workplace violence, and anti-harassment programs. These programs and the worker-	Environmental Alliance	
Conditions	led, employer-engaged health and safety committees that manage them, should include a	(BlueGreen Alliance, 2023)	
	comprehensive analysis and a management plan for all risks. They should also address how a		
	strong safety culture will be built and maintained, how open communication about safety and		



	health and lessons learned will be encouraged, how workers will be protected from harassment and discrimination, how retention rates will be measured, and how all worker and workplace concerns will be addressed.	
First-Source Local Hiring	The purpose of this First Source Hiring Policy is to facilitate the employment of targeted job applicants to the Development. It is the goal of this agreement that this policy benefit employers by providing a non-exclusive referral system. The First Source Hiring Policy shall apply to hiring by Commercial Tenants and Contractors for all on-site jobs, except for jobs for which the hiring procedures are governed by a bona fide collective bargaining agreement Targeted Jobs Applicants should include the following three categories: first priority (individuals whose residence or place of employment has been displaced by the Development; second priority (low-income individuals living within one mile of the site; third priority (low-income individuals living in census tracts throughout the City for which household income is no greater than 80% of the median household income for the county.	Mixed Use Development Project (Gross, Hollywood and Vine Mixed-Use Development Project Community Benefits Agreement, 2004)
Local Hiring in Project Construction	During construction, Company shall make all diligent efforts to ensure 25% of its employees are individuals from the Targeted Project Area and shall award 25% of funds spent on employees performing construction of the project to Minority and Women Owned Businesses located in the Bronx. Company will make this requirement part of any contract or agreement with any third party.	Sports Stadium (Columbia Law School Sabin Center for Climate Change Law)
Local Hiring with Priority Targeted Applicant Areas	Company shall employ at least 51% of its employees from the Targeted Job Applicants. Each Employer shall make this requirement part of any contract or agreement with any third party that will operate business at the project. First Priority: Residents of the following geographic areas: all of Bronx Community board 7, 5, and 8 who are underemployed, unemployed, or individuals from the Targeted Population. Second Priority: Residents of the following geographic areas: Bronx Community Board 6 who are underemployed, unemployed, or individuals from the Targeted Population. Third Priority: All other residents of the Bronx.	Sports Stadium (Columbia Law School Sabin Center for Climate Change Law)
Local Action Hiring Plan	Company will draft a local hiring plan that outlines how it will achieve the level of local hiring set forth in other sections. Company will present the Local Action Hiring Plan to the Community Advisory Council at least 6 months before construction of the Project commences. Community Advisory Council must raise any objections or questions at least 4 months before construction of the Project. If there are any objections or questions, Company must make modifications to the Plan at least 2 months before construction of the Project.	Sports Stadium (Columbia Law School Sabin Center for Climate Change Law)
Local Hiring Process	During major new hire-up periods, company will work with [local nonprofit] to host a job fair; for three weeks, only applicants referred to Company from [local nonprofit] will be considered for open positions. Company will make every effort to hire workers through this referral.	Recommendation by ReImagine Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)



Local Hiring Reporting + Transparency	For ongoing hiring, Company gives [local nonprofit] applicants a 3-day lead time period. During that time, the Company only considers applicants referred through [local nonprofit] and makes every effort to hire them. After 3 days, any applicant may be considered. For both construction and non-construction job, Company shall prepare monthly reports detailing: the number of hires for employment relating to the Project during the month; what percentage of hires were City residents; a description of project jobs filled by City residents and others; the amount of total monthly wages for both Hires and City Resident Hires; and compliance with local hiring outcomes. Company shall also describe the measures taken to implement local hiring at such level of detail such that compliance can be ascertained and assured. Reports shall begin once construction begins. City staff will assist Company by preparing	Refinery (Columbia Law School Sabin Center for Climate Change Law, 2014)
Project Labor and/or Community Workforce Agreements	forms to be completed for this purpose. The Company will negotiate a Project Labor Agreement or Community Workforce Agreement with the appropriate entities, and all conditions will be accepted within this Community Benefit Agreement. (A Project Labor Agreement is a type of collective bargaining agreement between construction union(s) and employers that dictate the terms of employment for projects that all contractors and subcontractors have to agree to, including: wage and benefits, grievance processes, and other conditions. Community Workforce Agreements often has the same conditions as the Project Labor Agreement and also community conditions such as equitable workforce development and small business supports.) Project Labor Agreement should promote quality construction and use of a skilled, local, and	Recommendation from Labor and Environmental Alliance, and adapted by Beaver County Coalition (BlueGreen Alliance, 2023) Recommendation by ReImagine Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)
	diverse workforce and targeted hiring policy on all multi-trade County-owned projects that have a total construction value of \$500,000 or more. All contractors are eligible to work on covered projects, so long as they agree to abide by requirements of the Project Labor Agreement and targeted hiring policy. The Project Labor Agreement and hiring policy should include the following: • A commitment to pay prevailing wages to all workers. • Project-wide requirements that 40% of all worker hours be performed by workers residing in [X] County; and that 20% of all hours be performed by disadvantaged workers. • Project-wide requirements that at least 20% of all work hours be completed by registered apprentices; and that half of the apprentice hours be performed by disadvantaged workers or graduates of any pre-apprentice training program recognized by the State Apprenticeship Council and designated by the [X] County as serving primarily targeted populations and residents of low-income areas.	



	 Commitments by building trades unions: (i) to promptly resolve jurisdictional disputes; (ii) to refrain from strikes or other work stoppages; (iii) to refer targeted workers on a priority basis, when contractors need such workers in order to comply with local hire requirements; (iv) to coordinate with apprenticeship programs to help contractors satisfy requirements for use of targeted new apprentices. Requirements that developers, contractors, and subcontractors take specified steps to comply with various elements of the Construction Careers Program. Certified payroll reports will identify disadvantaged workers and document disadvantaged worker hours. Contractors who meet the numerical hiring requirements are automatically in compliance. Contractors and subs who do not meet the hiring requirement must document their effort to do so, including: written requests to hiring halls to refer local workers; documenting why those workers were not hired (if pertinent). 	
Responsible Contracting	Responsible contractor status is a best practice and industry standard for construction. All construction contractors and subcontractors on County-owned projects are not covered by a Project labor Agreement must document they are responsible contracts, with regard to expertise, quality of training, and conditions of employment. contractors must show that: • Workers are classified as employees and not misclassified as independent contractors; • Workers are paid prevailing wages and the contractor has had no prevailing wage or wage/hour violations for the past 3 years; • Workers receive 10 OSHA safety training; supervisory workers receive 30-hour safety training; • The contractor agrees to participate in a targeted hiring program and submits a written plan for how compliance will be ensured, which may include contractor sponsorship of grades from any pre-apprenticeship program registered with the State Apprenticeship Council as a mechanism for ensuring compliance; • County will establish the document requirements and process, and maintain the list of contractors deemed responsible.	Recommendation by Relmagine Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)
Re-Entry Programs	Provide stabilizing jobs for 200 formally incarcerated people by the year 2013 creating a re-entry hiring program, eliminating discrimination for hiring based on criminal record.	Mixed-Use Development (Housing Coalition for Equiptable Development without Displacement)



	Good Benefits for Workers		
Avoid Worker Misclassification	The Fair Labor Standards Act (FLSA) provides minimum wage and overtime pay protections to nearly all workers in the U.S. Some employers incorrectly treat workers who are employees under this federal law as independent contractors. The Internal Revenue Service uses three criteria to determine if employees are being misclassified; behavioral control; financial control; and relationship of the parties. Employers must pay social security, Medicare, and unemployment (FUTA) taxes and withhold their employees' income tax, social security, and Medicare taxes. Independent contractors are responsible for their own taxes.	Recommendation from Labor and Environmental Alliance (BlueGreen Alliance, 2023)	
Job Sustainability	At least 20% of the total employees employed by the Company during the first 2 years of operation shall work Full Time and at least 40% of the total employees shall work Full Time during all other years of operation of the project.	Recommendation from Beaver County Coalition	
Living wage Provision	Company shall pay employees a wage of no less than \$10.00 per hour if the Health Benefits Rate is paid, or no less than \$12.00 per hour if the Health Benefits Rate is not paid. This can be superseded by a valid collective bargaining agreement.	Sports Stadium (Gross, Ballpark Village Project Community Benefits Agreement, 2005)	
Sick & Vacation Time	Company shall provide each employee a minimum of ten compensation days off per year for sick leave, vacation, or personal necessity leave. This can be superseded by a valid collective bargaining agreement.	Sports Stadium (Gross, Ballpark Village Project Community Benefits Agreement, 2005)	
Union Card Check	Company will recognize union intention or willingness through card check (as opposed to requiring union elections).	Recommendation from Labor and Environmental Alliance (BlueGreen Alliance, 2023)	

Workforce Development and Vocational Programs		
Apprenticeship Programs – hiring from apprenticeship programs	Provide funding for at least 25% of contractors and subcontractors to provide US Department of Labor certified apprenticeship readiness programs.	Mixed-Use Development (Housing Coalition for Equiptable Development without Displacement)
Apprenticeship Programs – funding apprenticeship programs	Company will support pre-apprenticeship training programs to strengthen the workforce pipeline into construction trades for disadvantaged workers. Company will provide \$X toward pre-apprenticeship training programs to strengthen the workforce pipeline into construction trades for disadvantaged workers. This includes: • Support related outreach and recruitment of targeted populations and the provision of soft skills.	Recommendation by Relmagine Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)



	 Fund pre-apprentice students for stipends, bus passes, books, and supplies for pre-apprentices during in-school training periods. Provide matching dollars to employers for pre-apprentice students and graduates to gain paid on-the-job work experience. Support work to identify disadvantaged workers; refer good candidates to pre-apprentice programs; help pre-apprentice students and graduates identify union apprenticeship and job opportunities; and help pre-apprentices secure related work experience. 	
Career Growth Tracking	Company will acquire monitoring and compliance software system for long-term tracking of race, gender, and residency status of employees to identify methods to track long-term career progress of disadvantaged residents and businesses, particularly the progress of disadvantaged workers in the trades.	Recommendation by Relmagine Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)
Job Training Program in Partnership with Local Organization	Beginning within six months after the effective date of this agreement, and continuing through 2017, Company shall provide annual funding of \$150,000 for job training for sewer related occupational titles, which could also include Pre-Apprenticeship Programs or other support services the need to continue a job training program will be evaluated prior to the end of year 2016 to determine if adjustments are needed as detailed in the Company Disparity Study.	Sewage System Update (Columbia Law School Sabin Center for Climate Change Law, 2013)
Workforce Resource Center	The Coalition will work cooperatively to establish a model first source referral center to provide or coordinate job preparation, counseling, training and supportive services, and to serve as a first source referral of qualified County residents to employers connected with the development, and to other employers and jobs as appropriate. The resource center will include a coalition of schools, training centers, community organizations, and private industry.	Sports Stadium, adapted by Beaver County Coalition (One Hill Neighborhood Coalition, 2008)
Workforce Projection Reports	Company will develop and release a report which provides projections of workforce needs going forward, particularly for skill development purposes.	Recommendation by ReImagine Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)



LIFELONG LEARNING

...is all about providing a good education for all that ensures all people, regardless of age, background, or ability, are set up for success, and have the opportunities to reach their full potential. It's about an education that launches people into meaningful careers, with ongoing opportunities to learn and grow."³

Lifelong learning Community Goals:

- Strong and Equitable K-12 Education
- Early Childhood Development

Strong and Equitable K-12 Education		
Company will continue community education efforts designed to inform the public about its	Sewage System Update	
various activities, such as, collaborating with the Public Schools' Community Education Program.	(Columbia Law School Sabin Center for	
This education shall include prospective career opportunities arising out of its various programs.	Climate Change Law, 2013)	
Company shall provide to the City \$6,000,000 over the first seven years of annual payments to	Refinery	
fund community programs and non-profits focused on communities, youth and youth sports	(Columbia Law School Sabin Center for	
programs, which may include but are not limited to:	Climate Change Law, 2014)	
 (a) Summer camp programs, collaboratively with the School District and the Education Fund, to make structured, academically focused, out-of-school-time programs available so that neighborhood youth might be better prepared to eventually secure meaningful employment. (b) Implementation of the City's Health in All Policies Strategy and Ordinance, which aims to eliminate health disparities and work towards health equity through a collaborative approach by addressing the social determinants of health and integrating health into the decision making process across all departments of the City. (c) Implementation of Full Service Community Schools in School District, particularly those elementary schools nearest to the Facility, to support: coordination and delivery of support services for school sites; career academies; 		
	Company will continue community education efforts designed to inform the public about its various activities, such as, collaborating with the Public Schools' Community Education Program. This education shall include prospective career opportunities arising out of its various programs. Company shall provide to the City \$6,000,000 over the first seven years of annual payments to fund community programs and non-profits focused on communities, youth and youth sports programs, which may include but are not limited to: • (a) Summer camp programs, collaboratively with the School District and the Education Fund, to make structured, academically focused, out-of-school-time programs available so that neighborhood youth might be better prepared to eventually secure meaningful employment. • (b) Implementation of the City's Health in All Policies Strategy and Ordinance, which aims to eliminate health disparities and work towards health equity through a collaborative approach by addressing the social determinants of health and integrating health into the decision making process across all departments of the City. • (c) Implementation of Full Service Community Schools in School District, particularly those elementary schools nearest to the Facility, to support: • coordination and delivery of support services for school sites;	

³ Community Commons. Lifelong Learning as a Vital Condition. https://www.communitycommons.org/collections/Lifelong-Learning-as-a-Vital-Condition



	 health and wellness education; 	
	 science, technology, arts, engineering and mathematics and applied learning 	
	partnerships;	
	 student and parent engagement and education in academic and career pathways 	
	(culturally relevant and linguistically appropriate);	
	(vii) environmental and health applied learning partnerships.	
Funding for	Company will contribute the following amounts to support County's educational goals: (A)	Power Station
Digital, Athletic,	\$50,000 per year for 15 years to support Schools District's digital initiative, and (B) \$25,000 per	(Columbia Law School Sabin Center for
and Enrichment	year for 15 years to support Schools District's athletic and enrichment programs.	Climate Change Law, 2014)
Programs		
Scholarship	Company will fund \$35,000,000. This program will provide scholarship money for any resident	Refinery, adapted by Beaver County
Program	when they graduate high school to continue their education. This program will be modeled on	Coalition
	the Kalamazoo or the El Dorado Promise which provide a similar service to young people in those	(Columbia Law School Sabin Center for
	communities. The County Promise will guarantee the ability of County residents to pursue higher	Climate Change Law, 2014)
	education and secure meaningful employment, including pursuing careers in research and	
	development, engineering, and renewable energy fields. This program will be limited to students	
	who live in County and graduate from a public high school in the County district. The program	
	will be administered through a private 501(c)(3) non-profit or foundation formed or selected by	
	the County and Company. Company shall work with the City and partnering Coalition members	
	and use its best efforts to raise additional funds to benefit this program.	
Youth Internship	Company will establish an internship program for local youth. This program would provide, to the	Power Station, adapted by Beaver
Program	extent permitted by law, paid internships for 4 college and 2 high school interns per year to	County Coalition
	participate in 12-week internships focusing on skills and industries related to Company's	(Columbia Law School Sabin Center for
	operations (power generation, alternative energy development, etc.).	Climate Change Law, 2014)

Early Childhood Development		
Childcare Facility	Company will reserve no less than 4,000 sq. ft. within or in close proximity of the Project to a childcare location. Company and County will identify party to provide such services and a business plan will be developed for the childcare location with Childcare Tennessee, which includes tuition (including an income-based sliding scale), operating practices, curriculum, and other relevant matters.	Sports Complex (Columbia Law School Sabin Center for Climate Change Law, 2018)





BELONGING AND CIVIC MUSCLE

"...is about having fulfilling relationships and social support that people need to thrive. It's about being part of a community and contributing to its vibrancy. Social support through friends, family, and other networks contributes to our practical and emotional needs, enhances mental well-being, helps us navigate the challenges of life, and reinforces healthy behaviors."4

Belonging and Civic Engagement Community Goals:

- **Opportunities and Activities for Families**
- Capacity Building for the Future
- **Public Art**

Opportunities and Activities for Families		
Community Events	Company shall pay the City \$10,000 each year to defray a portion of the costs for the annual Independence Day fireworks, or for other recreational or related purposes.	Power Station (Columbia Law School Sabin Center for Climate Change Law, 2014)
Community Space	Company will develop and build-out, in conjunction with community partners, a Community Space and provide, or hire Contractors to provide services in connection with such development, including conducting environmental studies, designing, and engineering, purchasing equipment for the Community Space, making improvements to the Community Space, including capital or expense expenditures inside the project and vicinity.	Sports Stadium, adapted by Beaver County Coalition (Columbia Law School Sabin Center for Climate Change Law)

Capacity Building for the Future		
Community	Company will provide to the City up to \$28,000 per year for two years during demolition and	Power Station
Education	construction to assist with communication and distribution of information related to the project	(Columbia Law School Sabin Center for
	through the City's Building initiative.	Climate Change Law, 2014)
Future Planning	The City and Company shall secure funding for the development of a strategic planning	Sports Stadium
	document The Plan shall be developed with extensive community input, including the use of	(One Hill Neighborhood Coalition,
	focus groups. A planning professional will facilitate the development of the Plan through a	2008)

⁴ Community Commons. Belonging and Civic Muscle as a Vital Condition. https://www.communitycommons.org/collections/Belonging-and-Civic-Muscle-as-a-Vital-Condition



	request for proposals, subject to the approval of the Steering Committee. The Plan will include: land use; community facilities and services; parks and recreation; open green spaces; capital improvements; conservation of housing; sociological and environmental impacts; urban design; educational facilities; commercial development; traffic and transportation; infrastructure; arts and culture; improvements of physical elements and geographic attributes of the community;	
	historic preservation; vacant property review; and economic development.	
Working	The Parties acknowledge that they will use their commercially reasonable business efforts to	Recommendation from Beaver County
Together on	create a plan which will allow for the creation of a waterfront biking and hiking trail and	Coalition
Future Activities	community gathering space. The plan will include a timeline for activities such as seeking	
	funding for all required activities, purchasing or leasing properties for activities within the plan,	
	having joint meetings with appropriate business developers and elected officials, letters of	
	support for grant funding	

	Public Art	
Living History	A portion of the Benefits Fund may be used to support a new initiative which would document	University Expansion, adapted by
Project	the history of X community. The Living History Project will be researched and developed by long-	Beaver County Coalition
	term members of the Local Community. This project would strive to preserve the legacies,	(Columbia Law School Sabin Center for
	traditions, and history of the people in X community, while introducing the emerging melting-pot	Climate Change Law, 2009)
	community. This includes ongoing engagement of the community; including and elevating	
	marginalized voices in the community, including the history of those who have been displaced	
	from the region.	
Public Art	Company will work with the City to support and fund public art initiatives on the waterfront and	Power Plant
Funding	the power plant site and will contribute \$40,000 a year toward that effort for a period of three	(Columbia Law School Sabin Center for
	years.	Climate Change Law, 2014)
Resident Artist	Fund a team of Third Ware residents or legacy resident artists, architects, and designers to create	Mixed-Use Development
Program	murals, signage, displays, and marketing materials that celebrate third Ward's Black history and	(Housing Coalition for Equiptable
	future.	Development without Displacement)





BASIC NEEDS FOR HEALTH AND SAFETY

"Physical and mental well-being starts with access to fresh air and water, nutritious food, and the security of a stable home. People also need healthy relationships - with freedom to express gender and sexuality - and a life free from violence, injury, and toxic stress. Access to routine and critical health care is also an important factor to maintaining health and well-being." 5

Basic Needs for Health and Safety Community Goals:

- Emergency Safety and Response
- Access to Healthy Food
- Public Healthcare and Services
- Low Noise, Light, and Smell Pollution

	Emergency Safety and Response	
Emergency	In the event of an emergency which requires the Company to notify the State Department of	Wind Turbine Field
Notifications	Environmental Protection, the State Department of Health, the County Department of Health, or	(Columbia School of Law Sabin School
	any federal, county, or local emergency service or agency, the Company will immediately	of Climate Change law, 2016)
	thereafter notify the Town Supervisor of the circumstances and events requiring the initial	
	reporting to the previously referenced entities. All written reports and documents regarding such	
	notifications will be made available to the Town Board, along with any responses or further	
	written directions received from the entities to which the Company initially reported.	
General Funding	Company shall pay to County, on annual basis, a payment to the County's General Fund ("General	Solar Field
for Emergency	Fund Payment") equaling Twenty Five Thousand Dollars and no cents (\$25,000.00) per year for	(Columbia School of Law Sabin Center
Responders	twenty years. If the project is constructed with a Lithium-ion Battery Energy Storage System, the	for Climate Change Law, 2015)
	annual payment shall increase to Thirty Thousand Dollar and no cents (\$30,000). The General	
	Fund Payment shall be used by County to offset any and all impacts to County services including,	
	but not limited to, public safety services provided by the County Sheriff and County Fire	
	Department.	

⁵ Community Commons. Basic Needs for Health and Safety as a Vital Condition. https://www.communitycommons.org/collections/Basic-Needs-for-Health-and-Safety-as-a-Vital-Condition.



Training for First	Company will create a first responder stakeholder report to identify all potential first responders	Recommendation by Beaver County
Responders –	that would report to the facility in case of emergency, along with a jurisdictional analysis,	Coalition
Comprehensive	including but not limited to EMS, fire, and police within the city, county, and state. Company will	
Listing	provide no-cost training on an ongoing basis to all identified first responders on facility-specific	
	emergency response protocols, needs, and processes.	
Training for First	Company shall provide emergency management preparedness trainingon an annual basis.	Battery Energy Storage System
Responders –	Company will also provide Town with an Emergency Response Plan that will be provided to Town	(Town of Medway and Medway Grid)
Ongoing and	prior to Company's commissioning of the Project. To the extent that Town identifies additional	
Public Safety	training that is required to render emergency response services to the Project beyond what was	
Funding	provided above, the Town shall describe in writing those additional need and Company shall fund	
	such additional training measures in an amount not to exceed \$15,000 per year. To assist the	
	community with emergency preparedness, Company shall pay the Town the sum of \$20,000	
	annually due each June 30 th to be used by the Town for any public safety or emergency	
	management purposes, exclusive of any other payments under this agreement.	

	Access to Healthy Food	
Community	Company shall provide Coalition exclusive use of the portion of Company-owned land located at	City Re-Development Project, adapted
Gardens	123 X St. for the purpose of Community Garden. Company shall provide group free use of space	by Beaver County Coalition
	in a park building for meeting and educational purposes related to community gardening.	(Change Lab Solutions, 2011)
	Company will pay electric bills associated with use of utilities by Coalition for the purpose of	
	community gardening. Coalition shall assign 25% of gardening plots for primary use by the Senior	
	Center Gardeners. Company shall provide \$X in funding to 501(c)(3) for educational	
	programming around gardening and healthy food preparation.	
Grocery Store	Company will commit up to \$1,000,000 in needed financial assistance for the development of a	Sports Stadium
Establishment	grocery store. The grocery store shall use the Workforce Development Center to secure referrals	(One Hill Neighborhood Coalition,
	of applicants; shall provide a range of healthful and affordable food and a full service pharmacy;	2008)
	and be a minimum 25,000 square feet.	
Grocery Store	Company shall use good-faith efforts to cause the leasing of a Grocery Store Space within the	Sports Stadium
Leasing	project intended for the purpose of a grocery store to either Gelson's, Andronico's, or Draegers's,	(Gross, Ballpark Village Project
	or to other operators identified by Coalition. Grocery store space is between 25,000 and 50,000	Community Benefits Agreement, 2005)
	square feet, high-end grocery store chain whose employees in other locations are unionized.	
Locally Sourced	Company shall make best efforts to contract with Local Businesses for the supply of healthy foods	Sports Stadium
Food	and to discourage the sale of sugary drinks, deep fat fried and highly processed food at the	(Columbia Law School Sabin Center for
	Project. Developer will provide programming for local athletes, their guests, and families to	Climate Change Law)
	understand healthy eating, and provide a nutrition information booth in the food court.	



	Public Healthcare and Services	
Asthma Program	Company will fund established in-home, community-based asthma prevention program(s), in light of local air quality and to improve public health and safety, which may include partnerships with College and other medical providers.	Refinery (Columbia Law School Sabin Center for Climate Change Law, 2014)
Creation and Funding of Community Health Center	Establishment (including planning and building) of an ongoing delivery of health care services by Community Health Centers, that focus on providing direct primary health care services to the residually uninsured populations in Richmond, and to support the wellness of Richmond residents whose health may be affected by local environmental conditions, including air quality from local industrial emissions.	Refinery (Columbia Law School Sabin Center for Climate Change Law, 2014)
Health Outreach Coordinator	Company shall make an annual investment of \$140,000 before July 1 of each year, for a minimum of five years, to fund two new City positions: an asthma outreach coordinator and an uninsured children's outreach coordinator. City shall have sole authority for the selection of the individuals to fill these positions. Such individuals shall coordinate with representatives of Hospital to identify and serve children residing in the City who either suffer from asthma or asthma-related conditions or are not covered by health insurance.	Hospital Development (Columbia Law School Sabin Center for Climate Change Law, 2006)
Health Impact Assessment and Mitigation Requirement	Company shall be required to complete a health impact assessment to determine potential effects of the proposed project on the health of the population and the distribution of those efforts within the population. In addition to public health impacts, including heart, respiratory, and cancer impacts, the assessment should include transportation access and pedestrian environment, air quality, food access, and affordable housing when appropriate. Any negative impact of a project must have a mitigation plan detailing steps the Company will take to ensure the strongest mitigation measures possible. Advisory Committee will approve the assessment with the help of independent advisors.	Recommendation by ReImagine Appalachia, a regional coalition for a Just Economy (Woodrum, n.d.)
Maternal Health Program	Company will fund \$[amount] to established in-home, community-based maternal and reproductive health prevention program(s), in light of local maternal health disparities and to improve public health and safety, which may include partnerships with College and other medical providers.	Recommended by Beaver County Coalition
Mental Health Services	Company will fund \$[amount] to established in-home, community-based mental health program(s), which may include partnerships with College and other medical providers.	Recommended by Beaver County Coalition



	Low Noise, Light, and Smell Pollution	
Diesel Fuel Emissions	During and after the construction, the Company commit themselves to enforcement of all ordinances, regulations, and laws controlling diesel fuel emissions to minimize the impact of such emissions on city residents in general, and nearby residents in particular.	Sports Stadium (One Hill Neighborhood Coalition, 2008)
Dust Prevention	Company shall ensure that the following dust mitigation measures are taken in on all-Site construction: wheel washes for all trucks existing the site; covering of all trucks transporting soil to or from the site; all stockpiles of soil will be covered; and runoff protections will be provided, either through use of berms and sumps to hold runoff water, through use of grading, or though implementation of other BMPs. Company shall fund a dust mitigation plan and update yearly for the first five years of operations to ensure that dust is mitigated appropriately. The plan updates must include interviews or surveys will residents living within one mile of the project.	Sports Stadium, adapted by Beaver County Coalition (Gross, Ballpark Village Project Community Benefits Agreement, 2005)
Lighting Provisions	Company shall include a Lighting Plan, including security lightning needs; exterior equipment; lighting areas needs and proposed lighting; lighting designed to provide safe working conditions; explanation of how all exterior lighting shall avoid off-site lighting effects; using task lighting only as needed; designing and using task lighting that is capable of being activated or shut-off by auto-shut off; requiring full cutoff fixtures, with no drop-down optical elements for exterior security lighting. Company shall update its lighting plan on a yearly plan for the first five years of operations to ensure that lighting plan is updated to ensure no neighbors are unduly burdened by task light. The plan updates must include interviews or surveys will residents living within one mile of the project.	Wind Turbine Field, adapted by Beaver County Coalition (Town of East Hampton, 2021)
Truck Idling	Company shall ensure that trucks on or near the Site for the purposes of construction with the project comply with state laws for heavy-duty diesel idling control measure regarding truck idling. If state laws are exceeded as evidenced and reported by [x], Company will pay \$1,000 per day in which violations occur.	Sports Stadium, adapted by Beaver County Coalition (Gross, Ballpark Village Project Community Benefits Agreement, 2005)





HUMANE HOUSING

"...is about stable, safe places to live, and living in diverse, vibrant communities that lead to full, productive lives. People are able to thrive with access to secure, consistent places to live, homes and neighborhoods that are safe from hazards, and neighborhoods that provide access to food and other basic needs, opportunity, and resources that promote healthy living." 6

Humane Housing Community Goals:

- Affordable Housing
- Safe Housing and Weatherization
- Renewable Energy for Housing

	Affordable Housing	
Cooperative	In addition to development of affordable housing on-site or off-site, Developer shall work	Sports Stadium
Development	cooperatively with community-based organizations to in an effort to provide additional	(Gross, Community Benefits Program
with Housing	affordable housing units. The goal of this program is to identify affordable housing infill	between Los Angeles Sports and
Nonprofits	development opportunities within a 1.5-mile radius of Figueroa and 11th Street and to affiliate	Entertainment District Project and
	with well-established non-profit affordable housing development corporations in the area. As	Figureroa Corridor Community)
	"seed money" for affordable housing development, within 2 years after receiving final	
	entitlement approvals for the Project, Developer will provide interest-free loans in the aggregate	
	amount not to exceed \$650,000 to one or more non-profit housing developers that are active in.	
	the Figueroa Corridor area and are identified in the Section VI.D.3, below, or are mutually agreed	
	upon by the Developer and the Coalition. Repayment of principal repayment shall be due in full	
	within three (3) years from the date the loan is made.	
Development of	Company voluntarily agrees that a minimum of 12% of the residential units within the	Sports Stadium
Affordable	development shall be set aside for households earning 60% of the AMI/MHI (whichever metric is	(Columbia Law School Sabin Center for
Housing	applicable to financing tool) or less. Company acknowledges the existing shortage of 3-bedroom	Climate Change Law, 2018)
	units, and Company will ensure at least 20% of the Affordable Housing Units will be 3-bedroom	
	units Company further voluntarily agrees that an additional 4% of the residential units within	
	the development shall be set aside for households earning between 61% and 80%, and an	

⁶ Community Commons. Humane Housing as a Vital Condition. https://www.communitycommons.org/collections/Humane-Housing-as-a-Vital-Condition.



	additional 4% of the residential units within the development shall be set aside for households	
	earning between 81% and 120%.	
Funding for	Company shall contribute \$1,500,000 toward the construction of an affordable housing project	Sports Stadium
Affordable	that is mutually selected by the Company and Coalition. The project must be within the	(Gross, Ballpark Village Project
Housing	Neighboring Communities, include both for-rent and for-sale affordable housing elements,	Community Benefits Agreement, 2005)
	include affordable housing designated for seniors, and result in the completion of new affordable	
	housing units at the earliest feasible date.	
Legal Assistance	Company will provide funding for one attorney for six years, then two attorneys for 16 more	University Expansion
with Housing	years, at a legal assistance providing serving the Project area to provide landlord tenant legal	(Columbia Law School Sabin Center for
	advice to tenants in the Manhattanville area.	Climate Change Law, 2009)
Property Value	The County acknowledges that siting a Landfill may reduce property values in the vicinity	Landfill
Protection	because of factors beyond the control of the County, Town or property owners. To mitigate any	(Columbia Law School Sabin Center for
Program	potential impacts on property values, the County agrees by means of a Property Value Protection	Climate Change Law, 2011)
	Program as set forth on Appendix D to provide compensation to property owners. The purpose	
	of all the provisions of this program is to compensate the owners of identified properties at the	
	time of the sale of their property in the event of monetary loss as a result of the County's siting	
	of the Landfill and a landfill expansion, if any, in the Landfill Expansion Area.	
Workforce	Company will contribute a total of \$75,000 per year for 10 years to the City for the Community	Power Station
Housing	Preservation Act ("CPA") fund in order to support workforce housing and fund the construction	(Columbia Law School Sabin Center for
	and maintenance of city recreational amenities.	Climate Change Law, 2014)

Safe Housing and Weatherization		
Moving	Company will pay the following expenses to owners or renters who need to move: miscellaneous	Refinery
Allowances	expenses; moving allowance; rent distribution allowance; professional service allowance; clear	(University of Colorado Law School,
	site bonus; equity advance.	2004)

Renewable Energy for Housing		
Solar Panel &	Company will install and use geothermal heating and cooling with the possible addition of solar	Sports Stadium
Heat Pump	panels.	(Columbia Law School Sabin Center for
Installation		Climate Change Law)





RELIABLE TRANSPORTATION

"...is about moving between home, work, school, stores – and more – in daily life. Transportation options influence access to jobs, social mobility, and our health. Active transportation – walking, biking, and transit use – helps us incorporate physical activity into our daily lives. Designing...sustainable transportation systems ensure people are able to get where they need to go no matter a person's means, mode, or ability."⁷

Humane Housing Community Goals:

- Road and Sidewalk Safety
- Biking and Hiking Trails
- Alternative Transportation and Electric Vehicles

	Road and Sidewalk Safety		
Adopt-A- Highway	The owner of the Company shall enroll in the "Adopt a Highway" program for X road.	Solar Field (Columbia School of Law Sabin Center	
		for Climate Change Law, 2015)	
Road Repair	Company will fund \$75,000 per year for ten years to a fund that will be applied toward pavement management and roadway repair on and around surrounding roadways.	Power Station (Columbia Law School Sabin Center for Climate Change Law, 2014)	
Sidewalk Repair	Company will fund and construct an improved sidewalk along X Street for the length of the entire Company site.	Power Station (Columbia Law School Sabin Center for Climate Change Law, 2014)	
Traffic Calming Measures	Company will work with the City and others involved in local development to support and fund traffic calming measures.	Power Station (Columbia Law School Sabin Center for Climate Change Law, 2014)	
Traffic Improvements	No later than [date], Company shall complete at its sole expense installation of twelve traffic-actuated signals at the intersections of [name intersections] and the following streets [name streets], and shall be completed in a manner reasonably acceptable to the City Traffic and Parking Department and the City Engineer.	Hospital Expansion (Columbia Law School Sabin Center for Climate Change Law, 2006)	

⁷ Community Commons. Reliable Transportation as a Vital Condition. https://www.communitycommons.org/collections/Reliable-Transportation-as-a-Vital-Condition.



Truck Route	The Company agrees to meet with representatives of the surrounding towns on at least a semi-	Sports Stadium
Planning	annual basis in order to address any game day or Company Event operational issues as well as	(Columbia Law School Sabin Center for
	plan for future economic development opportunities around the Company.	Climate Change, 2023)
Truck Traffic	The Company shall require that all commercial rucks that will access the Site, during	Solar Field
	construction or at any other time, shall when within a two-block radius of the Site, refrain from	(Columbia Law School Sabin Center for
	using residential streets. If despite this requirement commercial trucks are using residential	Climate Change Law, 2001)
	streets within two city blocks of the Site, the Company shall pay for, and the City shall install,	
	physical barriers or other deterrents, such as visible traffic signs, to prevent or discourage	
	commercial truck traffic on residential streets within two city blocks of the Site. If traffic signs	
	installed are ineffective in deterring commercial truck traffic on such residential streets, the	
	Company shall pay for, and the City shall install, physical barriers preventing commercial truck	
	traffic on such residential streets.	

Biking and Hiking Trails		
Creating new	Company will design and construct new segment(s) of the Bay Trail to close gaps along the trail to	Refinery
Hiking Trails	improve the feasibility of travel by other modes other than automobiles for local residents and	(Columbia Law School Sabin Center for
	thereby improve the wellness of local residents and reduce greenhouse gas emissions.	Climate Change Law, 2014)

Alternative Transportation and Electric Vehicles		
Alternative	Company will fund \$2,750,000 for programs that directly or indirectly encourage alternative	Refinery
Transportation	transportation and access to public transportation, including alternative fuel sources.	(Columbia Law School Sabin Center for
Development		Climate Change Law, 2014)
Electric Vehicles	Company will fund \$15,000,000 for the purpose of expanding the numbers of electric vehicles.	Power Transmission Line
	This includes rebates to lower the cost of workplace, multi-unit dwelling, and other public vehicle	(Columbia Law School Sabin Center for
	charging installations, and the consumer rebates for the purchase of qualifying EVs. Company will	Climate Change Law, 2019)
	also fund \$10,000,000 toward creating 27 charging infrastructure networks for EVs in main.	
Encouraging	Company will incentivize public transportation and other alternatives to car travel. Free or	Sports Stadium
Alternative	discounted parking for electric vehicles, and other incentives to encourage other environmentally	(Columbia Law School Sabin Center for
Transportation	friendly methods of transportation. Provide onsite bike racks and changing rooms.	Climate Change Law)





INCLUSIVE DECISION-MAKING

...is about ensuring that those most impacted by decisions have a seat at the decision-making table and that their thoughts, knowledge, and skills are meaningfully integrated into decision-making in ways that are seen, heard, and felt. Inclusive decision-making recognizes that "Problems are increasingly complex, expensive to address, and require multifaceted solutions. Getting people of different perspectives together to talk about problems and potential solutions is essential. Collaboration has the highest potential for building long-term and well-supported solutions."8

Inclusive Decision-Making Community Goals:

- Transparency Between Company and Community
- Public Participation and Collaborative Decision-Making
- Monitoring and Enforcement

	Transparency Between Company and Community		
Access to Information	Company will provide an unprecedented commitment to provide free and convenient public access to all cleanup documents at the nearby public library. The level of and type of information	Brownfield Redevelopment, adapted by Beaver County Coalition	
	and communications must be easily understood by residents. Cooperation and participation with the neighborhood coalition Voluntary Cleanup Advisory Board (VCAB) that is monitoring the cleanup and communicating cleanup issues to affected neighbors.	(Columbia Law School Sabin Center for Climate Change Law)	
Community Profile	Company should create a detailed profile of the impacted community—including their social, economic, and cultural characteristics. Gather information about economic and cultural resources. Examples of economic and cultural mapping include identifying local infrastructure; houses of worship; organizations representing residents, businesses, environmental justice, and underserved communities; Tribes; emergency responders; local economic development boards; community foundations and United Ways; national and state civil rights and fair housing organizations with local affiliates; community and technical colleges; first responders; and other community-based organizations. Accounts of environmental justice concerns and historical accounts of significant community incidents can be useful resources. Consider the core values of the identified stakeholders and the existing impacts on local health including areas impacted by air, water, and land pollution.	Recommendation from Labor and Environmental Alliance (BlueGreen Alliance, 2023)	

⁸ City of Ashland, OR. Citizen Participation Plan.

https://www.ashland.or.us/page.asp?navid=116#:~:text=The%20goal%20of%20this%20Citizen,and%20involved%20in%20shaping%20decisions.



Impact Analysis	Assess the potential effects of the project on the community. Evaluate the potential positive and negative impacts across various dimensions, such as social, economic, cultural, and environmental factors. This analysis should transparently identify potential cumulative benefits,	Recommendation from Labor and Environmental Alliance (BlueGreen Alliance, 2023)
Dulalia	risks, mitigating measures, and safety plans.	Consider Charlisson
Public	Company shall establish a public complaint process, and shall maintain written records of	Sports Stadium
Complaint	complaints, investigations, and responsive actions taken, all of which shall be made available to	(Gross, Ballpark Village Project
Process	Coalition upon request.	Community Benefits Agreement, 2005)
Stakeholder	Identify and categorize the various individuals, groups, and organizations that have an interest or	Recommendation from Labor and
Mapping	stake in the project or are affected by it. Stakeholders can include residents, local businesses,	Environmental Alliance
	community leaders, houses of worship, nonprofits, government agencies, utilities and Common	(BlueGreen Alliance, 2023)
	Choice Aggregators, and other relevant entities.	
Translating	Company will translate key documents related to the construction of the power plant into	Power Station
Documents	Spanish in order to reach the widest group of stakeholders.	(Columbia Law School Sabin Center for
		Climate Change Law, 2014)

Public Participation and Collaborative Decision-Making		
Advisory Board -	The Community Advisory Committee will be comprised of the following six members:	Sports Stadium
Composition	Two representatives from Company;	(Columbia Law School Sabin Center for
	Two representatives of Coalition	Climate Change Law, 2018)
	 One resident of Promise Zone 2 (which includes Wedgewood-Houston and Edgehill neighborhoods) 	
	One resident of Promise Zone 4 (which includes the Berry Hill and Woodycrest	
	neighborhoods) who shall be chosen and appointed by agreement of Coalition and	
	Company.	
	In the event Coalition and Company cannot reach an agreement on these two members, those	
	members shall be chosen and appointed to the Committee by the Senior Pastor of Watson Grove	
	Baptist Church (or in the event of a vacancy in the Senior Pastor position, the person who is	
	serving in that role on an interim basis).	
Advisory Board -	The company shall: 1) make available to the CAB all plans and specifications relating to Site	Landfill, adapted by Beaver County
Decision-Making	design, construction, and operation for the CAB to review and comment. 2) Consider all	Coalition
Power in	suggestions timely made by the CAB, and shall incorporate into the Site plans and specifications	(Columbia Law School Sabin Center for
Operations	any suggestions which the Company may in its sole discretion deem advisable. 3) Allow CAB to	Climate Change Law, 2011)
	retain experts or consultants. 4). Pay for all expenses of the CAB. 5). Ensure that projects meet	
	agreed upon standards and values to benefit underrepresented communities.	



Advisory Board - Decision-Making Power in Operations	To assist with implementation of this Community Benefits Program, address environmental concerns and facilitate an ongoing dialogue between the Coalition and the Company, the Coalition and the Company shall establish a working group of representatives known as the Advisory Committee. This Advisory Committee shall meet quarterly. Among other issues, the Developer shall seek the input of the Advisory Committee in the Developer's preparation of the construction management plan, the traffic management plan, the waste management plan and the neighborhood traffic protection plan. In addition, the Developer shall seek the input of the Advisory Committee in a effort to develop and implement potential solutions to other	Sports Stadium (Gross, Community Benefits Program between Los Angeles Sports and Entertainment District Project and Figureroa Corridor Community)
	environmental concerns, including without limitation, pedestrian safety, air quality and green building principles.	
Advisory Board - Site Access	 Advisory Board representatives shall have the right to: Enter the site, related structures and surrounding property with every effort made by the County to give access as soon as possible and that such time is not to exceed four (4) hours from receipt of notice by the County. Such periodic inspections of the Site will take place to observe the operation and maintenance of the Site to determine compliance with all conditions and requirements imposed by all Federal and State regulatory agencies. Have access to and copies of all environmental records pertaining to the operation of the Site and Landfill which are required to be kept by all governmental and regulatory agencies. Inspect any equipment, operation, or methods required in this Agreement, at reasonable times upon four (4) hours prior notice to the County, provided that such inspections do not interfere with normal operations. 	Landfill (Columbia Law School Sabin Center for Climate Change Law, 2011)
Community Workshops for Funding Decisions	The city will convene two public community workshops to receive recommendations from the public, and then refine those recommendations, for programs serving Community to be funded by Company in connection with the proposed project.	Refinery, adapted by Beaver County Coalition (Columbia Law School Sabin Center for Climate Change Law, 2014)
Public Input during Workshops	The City convened two public community workshop to receive recommendations from the public, and then refine those recommendations, for programs serving Company to be funded by Company in connection with the proposed Project.	Refinery (Columbia Law School Sabin Center for Climate Change Law, 2014) Mine
Rights of Advisory Boards	The rights of the Oversight Committee shall include, but are not limited to, the following: the right to establish standing agenda items and raise new agenda items; right to access all Information; right to conduct citizen sampling and observe all scheduled Company sampling and monitoring events; right to call emergency meetings of the Oversight Committee with 72 hour's	(Northern Plains Resource Council, 2000)



	notice; right with the consent of the majority of Oversight committee members to invite other representatives of the local community and/or state or federal administrative agencies to Oversight Committee meetings and to provide them an opportunity to be heard; and the right to enter mine premises and inspect mine facilities.	
Right to Public Comments	Coalition and each Member Organization retain the right to make public comments regarding project approvals suggesting changes in aspects of the document and approval terms being considered, so long as such comments are consistent with the letter and spirit of the provisions of this agreement. Coalition agrees that before making such public comments, they shall use its best efforts to address the issues in question with Company at Implementation Committee meeting. CAB will create a process for managing dissention, conflicting opinions internally and managing public comments.	Sports Stadium, adapted by Beaver County Coalition (Gross, Ballpark Village Project Community Benefits Agreement, 2005)

Monitoring and Enforcement			
Successors, Assigns, and Agents (This helps to ensure that the CBA stays in place for sub- contracted entities or if the company is bought or sold.)	This Agreement shall bind and inure to the benefit of the agents, assigns, and successors in interest of each party; as applicable, each Party will notify its agents, assigns, and successors in interest of the existence of this Agreement. Any reference in this Agreement to a Party shall be deemed to include any agents, assigns, and successors-in-interest of the Party, with respect to rights and/or responsibilities relevant to this Agreement, to the extent permitted by law.	Sports Stadium (One Hill Neighborhood Coalition, 2008)	
Ongoing Monitoring - Example 1 (Ongoing work by Advisory Board)	The Community Advisory Committee will be responsible for monitoring the Parties' compliance with this CBA and undertaking the specific acts expressed in accordance with the terms herein. During the term of this CBA, Community Advisory Board will create an annual report detailing (1) the yearly activities undertaken pursuant to the terms of this CBA; (2) Company and Coalition's ongoing compliance with the terms of this CBA; and (3) recommendations, as necessary, to ensure compliance with the intent of this CBA (the "Annual Report"). Company will be responsible for the cost of preparing the Annual Report. The Annual Report will be available for distribution to the general public, and the findings of each Annual Report will be presented during an annual neighborhood presentation hosted by Company at [public location].	Sports Stadium (Columbia Law School Sabin Center for Climate Change Law, 2018)	



Ongoing Monitoring - Example 2 (Creation of new Oversight Committee)	The Oversight Committee will be comprised of two individuals appointed by Coalition and two individuals appointed by Company. The Oversight Committee shall meet at least twice a year, or more frequently as requested by either Party, to implement the terms of the agreement, including: oversight and implementation of this agreement and to monitor compliance with the Agreement; address issues of concern; provide a mechanism for maintaining open lines of communication between Coalition, affected communities, and Company; Oversee the development and implementation of all audits, plans, programs, studies, and monitoring; resolve disputes arising under this agreement; and serve as the decision-making body on all issues delegated to the oversight Committee.	Mine (Northern Plains Resource Council, 2000)
Enforcement Steps	 Default: failure of any party to perform or comply with any term of provision of this agreement, if not cured, shall constitute default under this agreement. Sixty-Day Right to Cure: If either party believes that the other party is in default of this Agreement, it shall provide within notice an offer to meet and confer in a good-faith effort to resolve the issue and provide 60 days to cure the alleged default, commencing at the time of the notice. The notice shall specify the nature of the alleged default and the manner in which the alleged default can be cured. Implementation Meetings and mediation: Before or during the 60-day right-to-cure period, the parties may attempt to resolve any alleged default at the regularly scheduled implementation meetings, or in mediation requested by either party. Remedies: In the event that another party is allegedly in default under this Agreement, then the party alleging default may choose to pursue remedies listed below. Such remedies can only be pursued after the 60-day right-to-cure period, except where the alleged default may result in irreparable injury. Remedy 1: Binding Arbitration: a party may pursue binding arbitration to enforce any term of this Agreement that has been breached. A party may seek arbitration relief ordering, and the arbitrator shall have the power to order, affirmative equitable injunctive relief, temporary or permanent, requiring the defaulting party to comply with the Agreement. Remedy 2: Relief in Case of Irreparable Injury: The party shall be entitled to institute legal proceedings to enforce the specific performance of this Agreement by that other party. Remedy 3: Attorneys Fees: If a party takes court action against a defaulting party then that party shall be entitled to attorneys fees and attribution costs from the defaulting party. 	(Gross, Ballpark Village Project Community Benefits Agreement, 2005)



Termination

Unless unilaterally terminated... this Agreement shall continue in full force and effect until all the following conditions are satisfied:

- 1. The permanent cessation of all Company operations;
- 2. The completion of all closure and final reclamation required by any operating permit or federal or state environmental laws and regulations;
- 3. The release of all Company performance bonds required...;
- 4. The water quality of all discharges from Company Operations has returned to Baseline Water Quality.

Company may unilaterally terminate this Agreement by Notice to Advisory Board if Coalition file any administrative appeal or the commencement of litigation challenging the validity of the Operating Permit...Company shall complete all projects, studies, programs, audits, reports, or other performance obligations commenced prior to Coalition commencement of litigation triggering the suspension period...Company shall use best efforts to resolve all issues raised in such litigation, including good faith negotiations in the relevant Advisory Committee and mediation with Coalition and the relevant agencies using a mediator selected by Coalition.

Mine

(Northern Plains Resource Council, 2000)



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