

# Grounding Justice in the Land: Strategies for Advancing Reparative Spatial Justice

PolicyLink

**Center for Ethical Land Transition** 







#### INTRODUCTION / Introducción

#### Language Justice / Justicia del Lenguaje

As part of our shared language justice practice, we acknowledge that:

- 1. We will be holding this session in English and Spanish, which may not reflect all of the languages that participants speak, the languages originally spoken on the lands where we are each calling from, or the languages that many of our ancestors spoke.
- 2. Still, we honor the diversity of our experiences and how we speak based on where we are from, the work we do, and our cultures.

Como parte de nuestra práctica compartida de justicia del lenguaje, reconocemos que:

- Celebraremos esta sesión en inglés y español, lo que puede no reflejar todos los idiomas que hablan los participantes, los idiomas que se hablaban originalmente en las tierras desde donde cada uno de nosotros llamamos o los idiomas que hablaban muchos de nuestros antepasados.
- 2. Honramos la diversidad de nuestras experiencias y la forma en que hablamos según de dónde somos, el trabajo que hacemos y nuestras culturas.





#### Introductions

#### PolicyLink

- Rasheedah Phillips, Director of Housing Futures and Land Justice
- Tina Grandinetti, ACLS Leading Edge
   Fellow and Associate of Housing Futures
   and Land Justice

#### **Center for Ethical Land Transition**

- Cassandra Ferrera, Program Director
- **Neha Sharma**, Strategy
- Abi Huff, Reunion Program Lead

## **Agenda**

1. Spatial Futures Initiative

2. Center for Ethical Land Transition

3. Q&A





## **Overview: Spatial Futures Initiative**

"The origins of property rights in the United States are rooted in racial domination."

- Cheryl Harris

- Housing and land exclusion are racialized in nature, sewn into the very fabric of our institutions, policies, and value systems.
- In order to transform this reality, we need to address historical and persistent spatial injustices.

#### What would our futures look like if space were oriented toward justice??

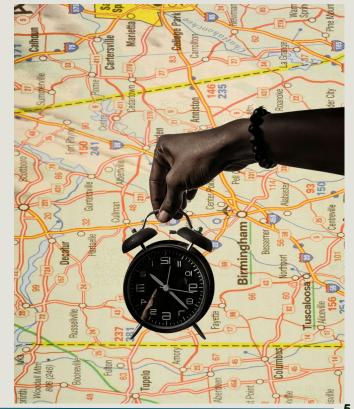
- Expose the entrenched racial inequities in this country's existing land use and housing policies
- Generate recommendations and resources to support systemic change
- Lead research and maintain a comprehensive list of policies and projects for spatial justice





## Time, Space and the Conditions of Repair

- **Beyond Redistribution**
- Reclaiming Temporal and Spatial Autonomy
- **Challenging Colonial Narratives**
- New Cartographies of Justice and Belonging
- Integrating Indigenous and Black temporal and spatial imaginaries

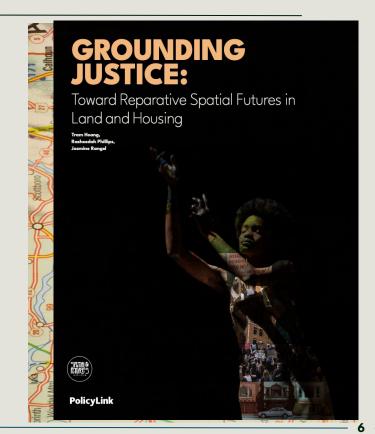






## **Ground Justice Report**

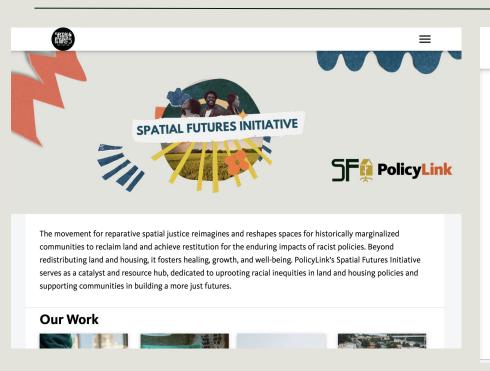
- Emphasizes the urgent need for a reparative spatial justice framework in land and housing policy
- Elevates critical concepts and diverse perspectives from the field
- Includes evidence-based recommendations for practitioners, researchers, policymakers, organizers, and advocates
- Provides a set of actionable, evidence-based recommendations
- Charts a strategic course for those dedicated to reparative spatial justice

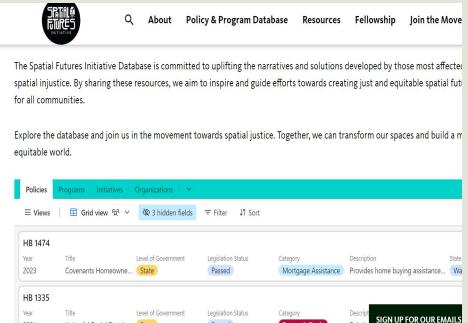






### SpatialFutures.org





Passed

Research Study

2021

Unlawful Racial Restric... State





#### **Grounding Our Terms**

#### **Reparative Spatial Justice:**

A transformative approach to rectify historical and ongoing injustices in the allocation and use of space, housing, and land. Aimed at reconfiguring spaces where historically marginalized communities can reclaim their connection to land and gain restitution for enduring racist policies and practices.

- Aspirational, world-building
- Transformative rather than reformist
- Community driven and place-based





## Key Frameworks for the Movement

- **Economic Justice Approach:** focus on the restoration of assets and resources to communities that have endured generational harm.
  - Financial restitution and economic empowerment
- Reparative Urban Planning: aims to transform city and town planning processes to prioritize the voices and needs of those most impacted by spatial injustice.
  - Louisville's Anti-Displacement Ordinance
- Abolitionist Approach: advocates for dismantling harmful systems and practices within housing policies (especially those rooted in punitive measures)
  - Decommodification of housing, diminished economic pressure on housing market, accountability shifts to communities who have been historically harmed





## Key Frameworks for the Movement

- Land Sovereignty and Indigenous Movements: envision Indigenous sovereignty over land and resources, including the right to develop and housing initiatives through practices that align with cultural and communal needs
  - Land back and land rematriation
- **Collective Land Stewardship:** reimagined governance structures in land ownership and tenure that once previously undermined the power of Black and Indigenous groups to direct their futures.
  - Community Land Trust (New Communities, Inc. and Sogorea Te' Land Trust)





# Moving Beyond the Logics of Possession

- Land and housing defined by "racial regimes of property"
  - Ownership model of property built on the power to exclude
- Property shapes space and subjectivities
- "Struggles against dispossession too easily become struggles for possession"
  - How do we respond to dispossession with something other than possession?
  - O How do we repair so that we may reshape?
- Staking a different kind of claim
  - Moving from ownership and exclusion to belonging and responsibility





#### Spatial Futures Fellows

- Ten fellows advancing reparative spatial justice projects
- Collective questions:
  - How can we structure our relationships to land and housing around care and stewardship while still navigating our current system and protecting our claim to space and community?





#### **Fellow Introduction**





COMMUNITY DEVELOPMENT CORPORATION

#### **About My Community:**





**Controlling Our Own Stories** 

1./ DESIGN CONTROL
2./ INTERPRETIVE CONTROL
3./ ECONOMIC-SITE CONTROL

Revenues and taxes from this PROPOSED Afro-centric tourism system must be captured and re-circulated back into Africatown in ways that will sustain equitable, transformative community regeneration – land banking, food sovereignty, Afro-centric education, entrepreneurial & work-force development, co-ops, environmental justice/science, plus commercial & cultural exchanges with Africa to benefit under-served areas

AFRICATOWN BLUCPRINT INITIATIVE









### **Our Team**





Cassandra
Land Transition
Facilitator



**Abi** Reunion Program Lead



Jason
Curriculum & Resource
Development



Neha Strategy Lead, Ecosystem Convener

#### **This Moment in Time**

This is a pivotal moment in the history of our world.

We are in a moment of big transition.

Momentum for justice and liberation is afoot.

The terms "land back," "rematriation," and "reparations" are showing up in more news headlines. It is time to meet this moment and recognize the interdependence of human and land liberation.

Our relationship with Land is at the root of our repair.

It is essential to center Land.

What is the movement infrastructure necessary in this time of just transition?

## The CELT Compass

#### **Coming into Right Relationship with Land**

Legal innovation for culturally affirmative, collective stewardship; restoring our sacred relationship with Earth

Gather

Learn

Share



#### **Title Holder** Relinquishment

Education and accompaniment for title holders to meaningfully redistribute wealth

#### Reunion with **Land and Culture**

Reuniting Indigenous, Black, and other systemicallyoppressed communities with Land

#### **Convene the Ecosystem** of Practitioners

Build and nourish a network of facilitators, real estate agents, lawyers, and faith leaders

E

We organize our work in a compass, which orients us to the different aspects of ethical land transitions



## **Key Noticings**

Strategies for land justice are blooming, and this is just the beginning.

**Creativity & innovation is key**. We can transform the systems of today to create the systems of tomorrow, however we must not allow ourselves to be confined by the default systems.

This movement is not just about rematriation, it is also about reparations and *justice for all systemically-oppressed communities*.







## **Transaction ~ Transition ~ Transformation**





## Ownership ~ Stewardship ~ Kinship



## The Journey

**Property**→ Land

Held in Culturally Affirming
Entity

Sellers, Owners

→ Title Holders



 $\textbf{Buyers} \rightarrow \textbf{In Reunion}$ 

Agents and Attorneys

→ Facilitators

Accompaniment

# Reunion

#### Reunion

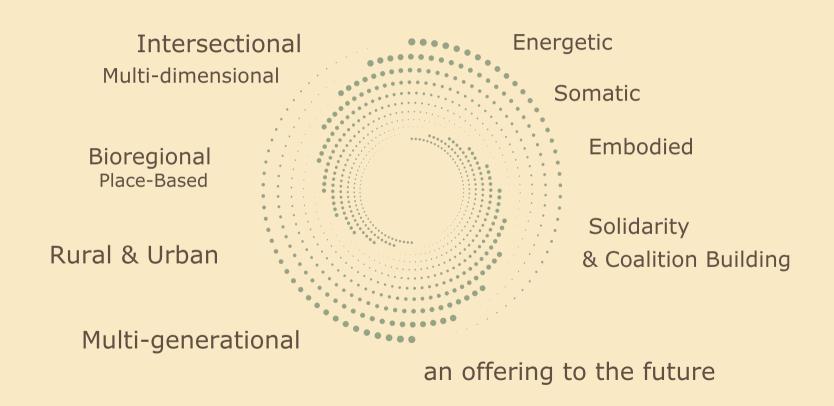


The Reunion Program seeks to shift the narrative of land ownership and accessibility, and support the means by which land is stewarded by people who center life, hold the generations to come in their vision and prayers, and contribute to the balancing of earth systems.

Through our connection to land, Reunion upholds 'right relationship' to one another as well as our relationship to all living things as core. We seek to create a container of remembrance of how to listen, how to speak, how to heal, and right our relationship to the world in which we live.

Most importantly, Reunion seeks to create a container of remembrance that supports our ability to thrive together in these dire and complex times.

## Reunion is...



# Case Studies

Concepts in Action

## **Our Land Transition Approach**



Align with the interests and vision of those in Reunion



Meet title holders where they are at, and help educate wherever and whenever we can. Harm reduction at minimum, healing when possible.



Build capacity in the organizations and regions we work in.



Nourish innovation in title holding in service to indigenous worldviews.

# Movement Generation & Sogorea Te' Land Trust







# Highlights

Complex
Racialized Strategy
for Re-acquisition

Multiple Non-Profit Collaborators toward Rematriation

## The Journey



#### Relinquishment

Family who bought it from the original Spanish land grant and made significant wealth from parceling and selling.

This was the last land holding of the family.

#### **Right Relationship with Land**

Land returned to community stewards who are in solidarity with each other

Title is now held in perpetuity by Sogorea Te'
Land Trust with 35 year re-negotiable lease
granted to Movement Generation



## The Ecosystem Collaborators









#### Reunion



#### **The Collaborators**



- **Movement Generation** 20+ year old California Bay Area movement organizing hub, does trainings on Just Transition → Reunion group.
- Sogorea Te' Land Trust A quickly growing indigenous women led Land Trust in Lisjan Ohlone homelands (Oakland, CA) rematriating land and revitalizing indigenous culture → New title holder.
- Sustainable Economies Law Center Solidarity attorneys for both organizations.
- Xavion Freedom of Reimagine Realty and Cassandra Ferrera of Center for Ethical Land Transition - Real estate team.

#### The Land that transitioned

 Rare 43 acres in the East Bay Area - Acquired by a family who bought thousands of acres very cheaply soon after the original Spanish land grant, and made enormous profit selling it generations later. This 43 acres was their last property.

## **Key Elements**



- Relationship centric The caretakers of the land brought the potential sale to the attention of Sogorea Te' - who brought it to Movement Generation.
- Radical wealth redistribution large donor stood with MG to empower the acquisition.
- Racially prejudiced title holders through our assessment of the title holders, we learned of their anti-queer, anti-black ignorance and prejudice.

## The Strategy

- Harm Reduction blended with Strategy Strategize use of whiteness as a team and navigate the toxicity together.
- **Protection through Transaction** The full legal power of the real estate transaction was used to benefit the new stewards.

# Somos Tierra

#### Sembrando un futuro justo

#### SOMOS TIERRA WE ARE THE LAND

Sowinga Just Future

Somos Tierra nace de la necesidad y el reclamo de la liberación de la tierra del mercado, de la resistencia y la lucha de quienes bemos sido despojados y desplazados de muestras tierras. Somos Tierra busca que tes campesianes lindigenas y Latine del condado de Senuma recuperne el acceso a la tierra para la afirmación cultural, las ceremonias, la siembea y cosecha de acuerdo a suestros conocimienos ancestrales, y la

Somos Tierra será el primer colectivo de tierras del condado de Sonoma xoñado, diseñado y dirigido por y

Las semillas que sembramos:

- Creemos que la tierra está en el centro de todas las luchas: la justicia racial, para los inmigrantes, laboral, la vivienda y climácica.

- Nos compromestemos con la gebernama colectiva frente a la propiedad corporativa

- Somos la solución, y no el efecto, de los desastres climáticos

- Estamos redefiniendo la pertenencia y el bien común

la protección y la relación con la tierra que no depende de la extracción y el lucro. Transformamos muestra relación con la tierra,

sacándola del mercado y volviendo a ponerla en las manos de quienes Para apoyar o saber más sobre esta lucha

mande un correo a info@northbayop.org.



Justa a través de Movement Generation.



Somos Tierra was boen from the need and demand for the liberation of the land from the market, from the resistance and struggle of those of us who have been dispossessed and displaced from our lands. Semos

Somos Tierra will be the first land-holding collective in

We believe land is at the center of all struggles: racial justice, immigrant justice, labor justice, housing justice, climate justice

Somos Tierra reaffirms a clear distribution of work, care, protection. and relationship to the land that doesn't rely on extraction and profits.

We dare to transform our existing relationships to land by transferring it from the marker, back into the hands of those who steward the land using ancestral knowledge and wisdom.

> To support or learn more about this work, please reach out to info@northbayop.org.









CEMPASÚCHIL · MARIGOLD quien la trabaja. No para ser riquera. Debemos respetar que un dia regresamos a ella. De ahi nacimos y regresaremos a la tierra", - Anabel

"It is the right of the workers that the land belongs to those who work it.

Not to get rith. We mast respect that one day we will return to the land.

We were born from the land, and we will return to the land. - Anabel



#### CALABAZA · SQUASH

nia politica y cultural para los pueblos indigena y otros grupos marginados". – Ada

\*Land liberation refers to movements or struggles that seek to liberate oppressed communities from exploitation, injustice and control by external forces, such as authoritarian regimes, other marginalized groups," - Ada



#### FRIIÓL - BEANS

Liberación de la tierra es liberar la tierra o rescatar la tierra para que nuestros hijos y nietos tengan donde sembrar y revivir lo que nosotros los papás hicimos de niños ... cuidar la tierra. — Gaille

"Liberation of the land is freeing the land or recovering the land so that our children and grandchildren have a place to plant and relive what their parents did as children ... in caring for the land."—Guille

¿Qué significa la liberación de la tierra? What does land iberation mean to you:



#### JAMAICA - HIBISCUS

"La tierra no deberia tener DUENO". - Sandra "The land should have no OWNER." - Sandra



#### MAIZ - CORN

enseñado es que se debe tratar con respeto, y que no sea como un aborro ni como negocio, como dijo mi pader, ¡la tierra es de lo que comemos™. – Santos

is what we eat?." - Santos



#### CHILE . PEPPER

frutos que nos da". - Mari

"To put the land in harmony with the people who live from and for her. My grandparents, my ancestees taught me to take care of her, to respect her, to love her and to thank her for all the fruits she gives us." - Mari





# Highlights

Multiple Sector
Collaborators toward Land
Justice for Campesinos/as

Complex Multi-year Strategy for Cultural Support and Public Land Transition

## The Journey

#### **Right Relationship with Land**

Bridge between a public land initiative and the material needs of the people who work the land

Easements and Entity Structure that serves the Campesino/a community

Relinquishment Sonoma Ag and
Open Space





Reunion -Somos Tierra









#### The Collaborators

- **Somos Tierra** → Reunion Group
- North Bay Organizing Project & North Bay Jobs with Justice Experienced and trusted for on the ground organizing of systemically oppressed communities, in this case, Farmworkers.
- Sonoma Ag & Open Space Public agency stewarding the Vital Land Initiative allocating taxpayer dollars to preserve the agricultural and open spaces of Sonoma County mostly through acquiring easements and an innovative new "Buy\*Protect\*Sell program" → pass-through title holders.
- **Land Paths** Land stewarding organization with a commitment to BIPOC access → pass-through title holders.
- Sustainable Economies Law Center & Center for Ethical Land Transition facilitation and design team.

## The Vision

 Build a bridge between a public land initiative and the material needs of the people who work the land to create access in order to heal, attain food sovereignty and eventually to build housing.

## **Facilitation Support**

- Multiple organizations formed a coalition to help Somos Tierra articulate their wants, needs, and their vision for culturally affirmative relationship with land.
- These wants and needs have been ongoingly translated to Sonoma Ag and Open Space to support land acquisition, the creation of easements, and a land transition strategy that allows Somos Tierra to hold title in a culturally appropriate manner.

## The Strategy

- **Interim Title Holding** Partnership with Land Paths allows Somos Tierra to reunite with land before having to formalize their entity structure.
- **Liberatory Organizing** Sustained relationship and collective power building, centering education and regeneration of labor.

# Looking Ahead

What's on the horizon?

**Nurture the Movement** Listen Learn Create resources & frameworks Grow collective of practitioners

## **Stay in Touch**







#### Follow Us

in Center for Ethical Land Transition

@\_ethical\_land\_transition\_