

# **Santa Barbara County Board of Supervisors**

## **Santa Barbara Ranch Consideration of Consent to Transfer Agreement July 2, 2013**



## RECOMMENDED ACTIONS

- Receive a written request from SBRHC, Inc. for the County to consent to a proposed Transfer Agreement between SBRHC, Inc. and Spectra America.

AND EITHER:

- Accept the waiver of the 45 day time period in which to consider the Transfer Agreement and set a hearing for August 20, 2013.

OR:

## RECOMMENDED ACTIONS

- Determine that the County does not consent to the proposed Transfer because the proposed Transferee has not provided any evidence of its reputation and financial resources to be able to perform the obligations proposed to be assumed. However, if Spectra America provides such evidence, the County is willing to reconsider its consent.

## BACKGROUND

- Santa Barbara Ranch project originally approved by the Board in 2008, including two Development Agreements.
- Coastal Development Agreement rescinded November 2009.
- Inland Development Agreement remains in effect.
- Development Agreement requires County's prior written consent to any Transfer of the Inland Project.
- County response required within 45 days of the request.
- County's determination to consent limited to the proposed transferee's reputation and financial resources.

# REQUEST

- Request to consent to transfer Santa Barbara Ranch Inland Development Agreement to Spectra America received on June 6, 2013.
- No information provided to date regarding Spectra America's reputation or financial resources.
- SBRHC, Inc. and Spectra America waived the 45 day timeframe for County's consideration of transfer of County Inland Development Agreement.

## RECOMMENDED ACTIONS

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### OR:

## RECOMMENDED ACTIONS

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