

Santa Barbara County Board of Supervisors

**Santa Barbara Ranch
Consideration of Consent to Transfer Agreement
May 15, 2012**



RECOMMENDED ACTIONS

- Receive a written request from SBRHC, Inc. for the County to consent to a proposed Transfer Agreement between SBRHC, Inc. and CP II/BR SBR, LLC.

AND EITHER:

- Authorize the Chair of the Board to Execute Written Consent to Transfer Agreement (Attachment 4)
- Find that CEQA is satisfied for the action through CEQA Section 15162(a), relying on the Santa Barbara Ranch EIR.

OR:

RECOMMENDED ACTIONS

- Determine that the County cannot reasonably and presently consent to the proposed Transfer because the proposed Transferee has not provided adequate evidence of its own financial resources to be able to perform the obligations proposed to be assumed.

UPDATE SINCE MARCH 20, 2012

- Purpose of the continuance from March 20 and May 1, 2012 to allow time for resolution of “quiet title” litigation.
- “Quiet title” litigation has been resolved pursuant to stipulation of facts between SBRHC Inc. and the Original Developer.
- Superior Court ordered that SBRHC holds the status, rights and obligations afforded the Developer under the Inland Development Agreement.
- Staff’s recommendation updates the Consent to Transfer Agreement by deleting discussion of the quiet title litigation.

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