



COUNTY OF SANTA BARBARA
PLANNING AND DEVELOPMENT

MEMORANDUM

TO: Board of Supervisors

FROM: John Baker, Assistant CEO/Director of Planning and Development

DATE: February 17, 2009

RE: Set Hearing for Santa Barbara Ranch MOU Amendment – Cure of Alleged Brown Act Violation

The Board Agenda Letter for this item stated that staff would update the Board Letter with any correspondence that the project applicant provided regarding entering the MOU Amendment. Attached is a letter dated February 5, 2009 from counsel for the Santa Barbara Ranch Project applicant.

In summary the letter states:

- Applicant rejects the Coastal Project approvals, but not any other approval;
- Applicant has elected to terminate the Memorandum of understanding dated December 3, 2002;
- Claims that the County violated the Brown Act were without merit; and
- The Board was without authority to rescind its approval of the MOU Amendment since the applicant relied on the MOU Amendment in accepting the approvals and entering into the development agreements.

Attachments:

Letter from Cox, Castle & Nicholson, LLP