

**BOARD OF SUPERVISORS OF THE  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

**Resolution No. 18-26**

In the Matter of Forfeiture of the  
Public Franchise Agreement, in the  
Certain Unincorporated Area of Santa  
Barbara County

**RESOLUTION DECLARING  
FORFEITURE OF PUBLIC  
FRANCHISE AGREEMENT**

CALIFORNIA PUBLIC UTILITY  
CODE SECTION 6201 ET. AL. and  
SANTA BARBARA COUNTY  
CODE SECTION 2-82

**WHEREAS**, On February 14, 2012, the County of Santa Barbara Board of Supervisors (hereinafter, “County”) granted Ellwood Pipeline, Inc., a California corporation and wholly-owned subsidiary of Venoco, Inc., (collectively hereinafter, “Venoco”), a Public Pipeline Franchise, also known as Ordinance No. 4824 (hereinafter “Franchise”) for a term of twenty (20) years, to allow Venoco use of portions of County road right-of-way known as Calle Real for the operation and maintenance of a 6-inch oil common carrier pipeline, known as New Line 96, in the unincorporated area of Santa Barbara County; and

**WHEREAS**, On May 19, 2015, the Plains All American Pipeline Oil Spill occurred and disrupted use of New Line 96, and any operators’ use of the pipeline. Thus, New Line 96 has remained idle; and

**WHEREAS**, Venoco has since filed for bankruptcy; and

**WHEREAS**, On October 24, 2017, the Bankruptcy Court presiding over Venoco’s bankruptcy matter issued the “Second Omnibus Order (I) Authorizing the Debtors to (A) Reject Certain Unexpired Leases and Executory Contracts and (B) Abandon Certain Property, and (II) Granting Certain Related Relief” (the “Bankruptcy Order”); and

**WHEREAS**, Pursuant to the Bankruptcy Order, the Franchise was “deemed rejected” by Venoco as of November 30, 2017; and

**WHEREAS**, Pursuant to Section 8 of the Franchise, Venoco has a bond in a penal sum of One Hundred Thousand and 00/100 Dollars (\$100,000.00); and

**WHEREAS**, Pursuant to Section 9 of the Franchise, any failure or refusal of Venoco to comply with any term or condition of the Franchise shall be adequate grounds for the County Board of Supervisors to declare by resolution an automatic forfeiture of this franchise; and

**NOW, THEREFORE, BE IT RESOLVED**, the Santa Barbara County Board of Supervisors does hereby find, determine and order as follows:

1. The above recitals are true and correct; and
2. The Franchise is hereby declared forfeited pursuant to Section 9 of the Franchise; and
3. This action shall not constitute or be construed as a grant of authorization to Venoco, pursuant to Section 15 of the Franchise or any other applicable law, to abandon New Line 96 in place; and
4. The County through this action does not accept title to or responsibility for New Line 96 or its related facilities. For example, this action shall not constitute or be construed as an affirmative election by the County, pursuant to Section 11 of the Franchise or any other applicable law, to transfer or vest title to New Line 96 (or related facilities) in the County.

Passed and adopted by the Board of Supervisors of the County of Santa Barbara, State of California, this 6th day of February 2018, by the following vote:

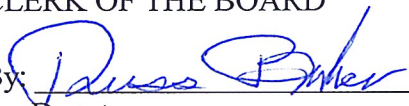
**AYES:** Supervisors Williams, Wolf, Hartmann, Adam, and Lavagnino


**NOES:** None

**ABSENT:** None

**ABSTAINED:** None

ATTEST:  
MONA MIYASATO  
CLERK OF THE BOARD


By:   
Deputy

COUNTY OF SANTA BARBARA  
  
Das Williams, Chair  
Board of Supervisors

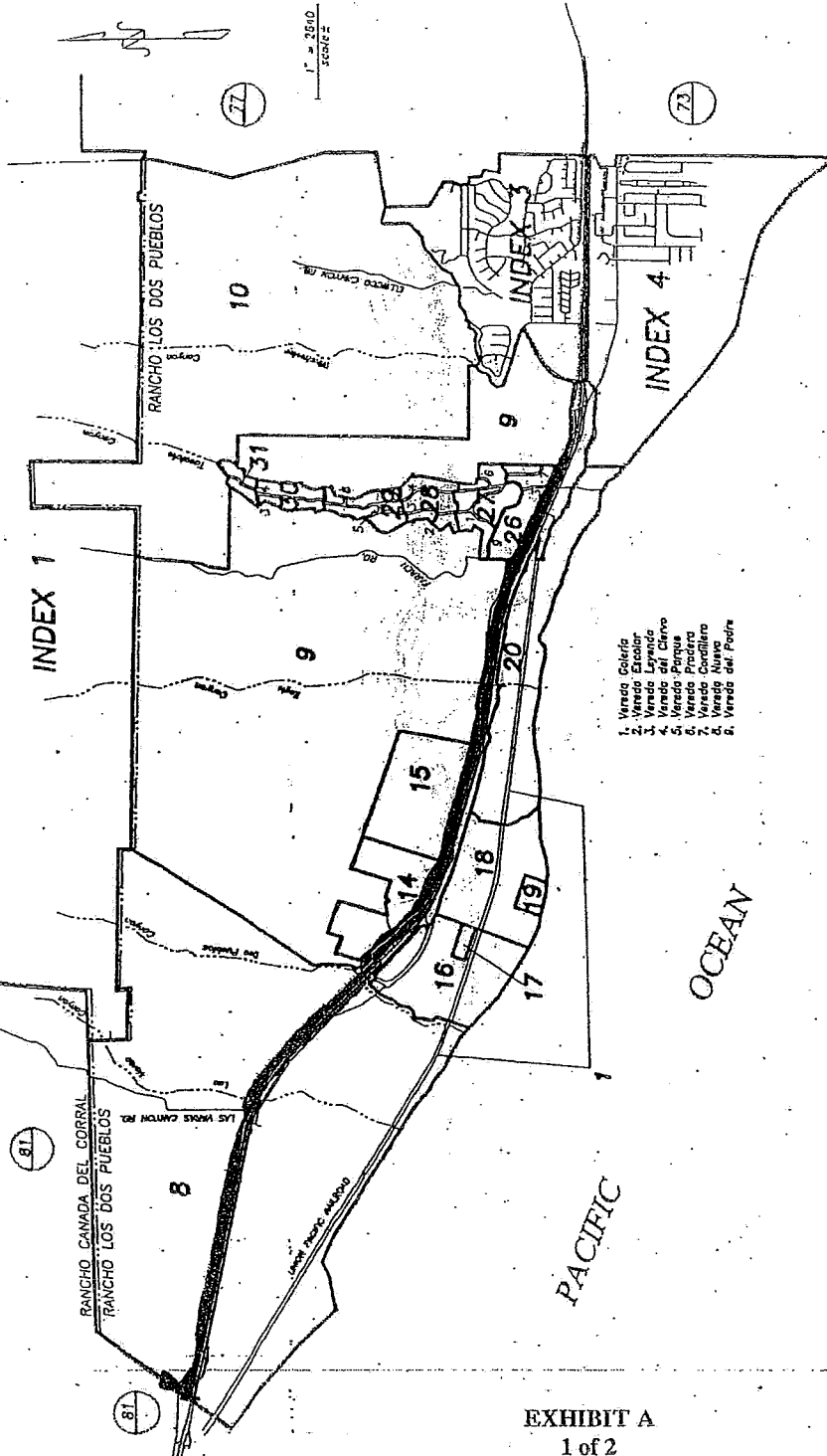
APPROVED AS TO FORM:  
MICHAEL C. GHIZZONI  
COUNTY COUNSEL

By:   
Deputy County Counsel

APPROVED AS TO ACCOUNTING:  
THEODORE A. FALLATI  
AUDITOR-CONTROLLER

By:   
Deputy

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- 1. Virsede Galeña
- 2. Virsede Escobar
- 3. Virsede Loyanda
- 4. Virsede Calverto
- 5. Virsede Pradera
- 6. Virsede Condellera
- 7. Virsede Nueva
- 8. Virsede del Padre

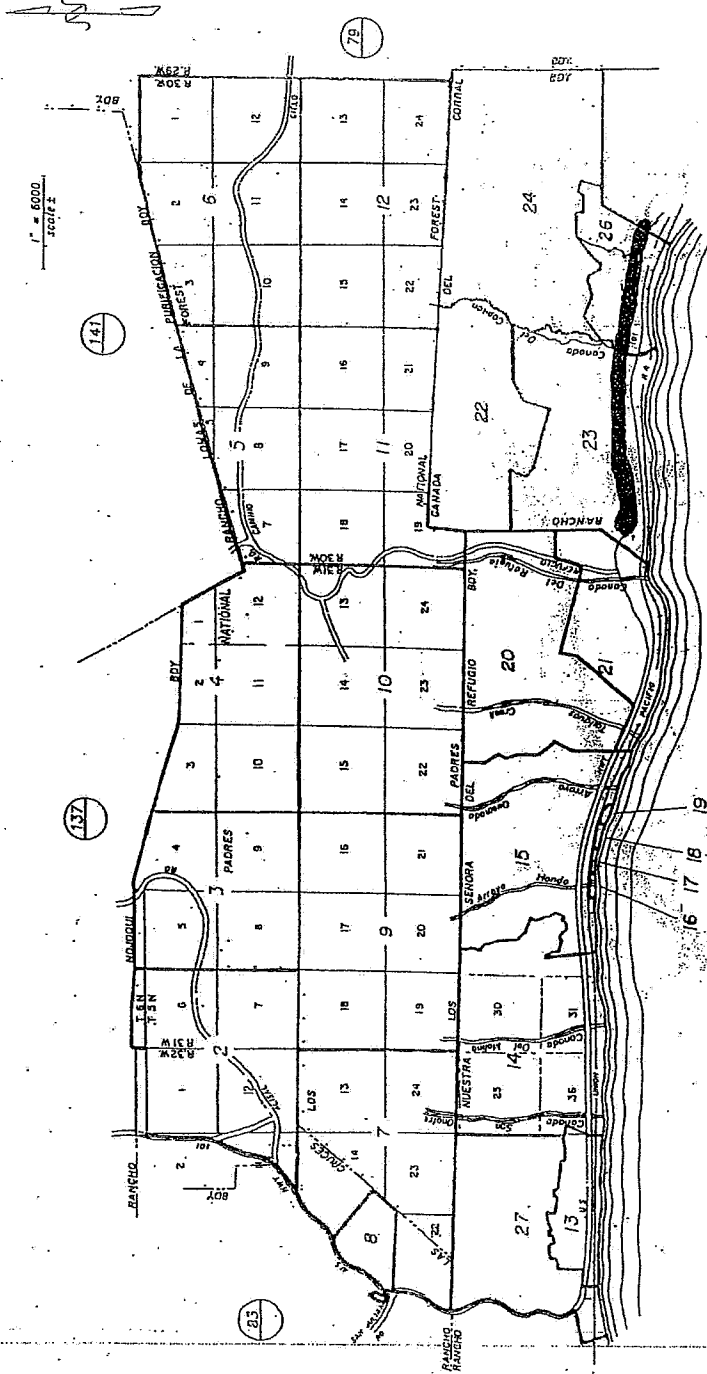
Assessor's Map Bk, 079-Pg, X2  
 County of Santa Barbara, Calif.

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EXHIBIT A  
 1 of 2

081-DEX

POR. RANCHOS CANADA - L. CORRAL, LAS CRUCES,  
NUESTRA SENORA DEL REFUGIO,  
& POR. T5,6N R30,31,32W SBB&M



Assessor's Map Bk. 081-Pg. X  
County of Santa Barbara, Calif.

08/03 PROPERTY CONTROLLED BY 11, 22, 24, 29

EXHIBIT A  
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