

ATTACHMENT A

AGREEMENT

No. _____

AGREEMENT BETWEEN THE COUNTY OF SANTA BARBARA
AND THE CITY OF SANTA BARBARA
FOR THE TRANSFER OF MITIGATION FUNDS FROM THE
PLANNING AND DEVELOPMENT MITIGATION FUND
AS A CONTRIBUTION TOWARDS
ESTABLISHMENT OF A REGIONAL HOSTEL

Agreement made this ____ day of _____, 2009 by and between the City of Santa Barbara, (hereinafter referred to as "CITY") and the County of Santa Barbara, a political subdivision of the State of California (hereinafter referred to as "COUNTY"),

WHEREAS on January 7, 1997, the COUNTY Board of Supervisors approved the Hyatt Hotel Project (86-DP-046) (Also known as the Santa Barbara Hotel and Racquet Club and Bacara Resort) ("Hotel Project"). The Conditions of Approval for the Hotel Project included Condition #6 that required the Hotel Project applicant to make a fair share contribution of funds to the establishment of a regional youth hostel. The amount to be contributed was determined by the County Planning and Development Department to be \$100,000. . Contributions were to be made prior to issuance of Certificate of Occupancy for the Hotel Project.

WHEREAS Hyatt of Santa Barbara paid the amount due to County on September 8, 2000.

WHEREAS in 1994 the Coastal Commission approved an amendment to the Park Plaza Specific Plan, which included development of the Waterfront Hotel and a 9.62 acre public park... As part of their approval of the Specific Plan, the Coastal Commission included a requirement for a 100 bed youth hostel to be constructed by the developer as mitigation to offset the proposed hotel. A building permit for the youth hostel was issued by the CITY on September 19, 2007. At such time as a Certificate of Occupancy is issued for the youth hostel, the CITY will pay the developer of the Waterfront Hotel the \$100,000.00 mitigation fee paid to the County by the developer of the hotel Project.

NOW, THEREFORE, this AGREEMENT provides for the transfer of \$100,000.00 of COUNTY mitigation funds paid by the Hyatt Santa Barbara to the CITY for the purpose of providing financial support towards establishing a regional hostel (Fess Parker Youth Hostel located at 12 E. Montecito Street).

TERMS OF PAYMENT: Upon authorization of this AGREEMENT between COUNTY and CITY, COUNTY shall pay CITY \$100,000.00 to be released by City to the developer of the youth hostel after the issuance of a Certificate of Occupancy by the City for the regional hostel.

IN WITNESS WHEREOF, the County of Santa Barbara has executed this Agreement effective as of the date executed by COUNTY.

COUNTY OF SANTA BARBARA,
a body corporate in politic

ATTEST:
MICHAEL F. BROWN
CLERK OF THE BOARD

By _____
Joseph Centeno, Chair
Board of Supervisors

By _____
Deputy

APPROVED AS TO FORM:

DENNIS MARSHALL
COUNTY COUNSEL

By  _____
Deputy County Counsel

City of Santa Barbara

By: _____
Paul Casey,
Community Development Director