



COUNTY COUNSEL MEMORANDUM

MICHAEL C. GHIZZONI
COUNTY COUNSEL
805-568-2950

DATE: May 1, 2015

TO: Each Member of the Board of Supervisors
Mona H. Miyasato, County Executive Officer

FROM: Michael C. Ghizzoni, County Counsel

A handwritten signature in cursive script that reads "Michael C. Ghizzoni".

RE: ERG Private Franchise Application

On May 12th, in Open Session, your Board is scheduled to consider an application by ERG Resources, LLC for a private pipeline franchise.

Chapter 2, Article XI, Section 2-90(f) of the County Code requires that County Counsel: "Inspect all applications for franchises and notify the board of supervisors in writing whether, in his opinion, all requisites and procedures prescribed by this article and the laws have been met."

As required by Section 2-90(f), our office has reviewed ERG Resources' application for a private pipeline franchise and determined that all requirements of Chapter 2, Article XI of the County Code have been met. This determination of legal sufficiency is separate from the Board's discretionary decision to approve, disapprove, or modify the application.

Please contact me with any questions.

cc: General Services, Real Property Division