



CITY of CARPINTERIA, CALIFORNIA

February 26, 2022

VIA EMAIL TO: whitt.hollis@gmail.com & jeff@thetheimergroup.com

R.W. ("Whitt") Hollis, Jr.
Jeffrey Theimer
499 Linden Mangers, LLC
201 W. Montecito Street
Santa Barbara, California 93101

Re: Acknowledgement of Notice of Cessation of Schedule Performance Time Frames, Lease Disposition and Development Agreement, dated July 19, 2021 ("LDDA")

Dear Mr. Hollis and Mr. Theimer:

This letter is to acknowledge the City of Carpinteria's ("City") receipt of the 499 Linden Mangers, LLC's ("Linden Managers") "Notice of Cessation of Schedule Performance Time Frames, Lease Disposition and Development Agreement, dated July 19, 2021" ("Notice") on February 16, 2021. The City confirms that this Notice excuses Linden Managers from the deadlines set forth in the LDDA's Schedule of Performance during the pendency of the Save Our Downtown and Beach Parking Lot Initiative ("Initiative").

The City Council approved the Design Development Drawings and Proposed Improvement Plans with recommendations for modifications on November 29, 2021. Pursuant to the LDDA's Schedule of Performance, Linden Managers was to consider any City Council recommendations and prepare a Project Application to submit for City Development Review on or before February 27, 2022 (see Item No. 2 on the Schedule of Performance).

Based on the Notice and LDDA, the City will excuse Linden Managers from the Schedule of Performance until publication of the Initiative results. After publication of the Initiative results, the period of excused performance will cease and Linden Managers will have 11 days to submit a Project Application in accordance with the Schedule of Performance, unless parties have agreed to an extension.¹

Please contact me with any questions.

Sincerely,

Dave Durflinger
City Manager

Cc: Sam Zodeh, Eisner, LLP
Jena Acos, Brownstein Hyatt Farber Schreck, LLP

¹ Eleven days remain between the date of the Notice (February 16, 2021) and the deadline from the Schedule of Performance (February 27, 2022).