

ANNUAL COMPLIANCE EVALUATION FORM

This Annual Compliance Evaluation Form is submitted to the City of Callistoga ("City") by Enchanted Resorts, Inc. ("Developer") pursuant to the requirements of California Government Code Section 65856.1 and Chapter 17.39 of the City Municipal Code regarding Developer's good faith compliance with its obligations under the Development Agreement between the City and Developer by Ordinance No. 687 ("Development Agreement").

Annual Review Period: January 1, 2014 to January 1, 2015

Please attach description and/or documentation in support of any "Yes" answers

- A. Development activities during this annual review period: Yes: No:
- B. Development impact fees, processing fees, architectural review fees and/or other fees paid during this annual review period: Yes: No:
- C. On- and/or off-site infrastructure improvements completed or paid for during this annual review period: Yes: No:
- D. Other Development Agreement obligations completed during this annual review period: Yes: No:
- E. Transfers, assignments, or dedications from or by Developer during this annual review period: Yes: No:
- F. Awareness of any facts or circumstances that may be construed as a default by Developer during this annual review period: Yes: No:

The undersigned representative of Developer confirms that the Developer is:

In compliance with its obligations under the Development Agreement for this annual review period.

Not in compliance with its obligations under the Development Agreement for this annual review period, in response to which Developer is taking the actions set forth in the attachment hereto.

IN WITNESS WHEREOF, Developer has executed this Annual Compliance Evaluation Form as of this 3 day of November, 2014.

By: [Signature]

Its: Project Manager

Calistoga Hills

Annual Compliance Evaluation

Review Period: January 1, 2014 to January 1, 2015

Supplemental Responses

Item A: Yes, the following Development Activities are ongoing:

- Timber Harvest Plan Certification; submittal before State Calfire for review and approval. Website [ftp://thp.fire.ca.gov/THPLibrary/North Coast Region/THPs2013/1-13-126NAP/](ftp://thp.fire.ca.gov/THPLibrary/North_Coast_Region/THPs2013/1-13-126NAP/)
- Off-site Infrastructure Plan Design; submittal before City of Calistoga Public Works Department for replacement of the City's Wastewater Trunk Line. A copy of the most up-to-date plan set is available at the Department of Public Works.
 - Section 1600 Permit certification from the Department of Fish and Wildlife for stream crossings has been obtained, copy attached.
 - Easement for access from Pine St Lift Station to Washington Street through hospital parking lot obtained, copy attached.
- Demolition of Structures at Entrance of Property, permit attached.

Item B: Yes, Impact Fee of \$1.2mm paid July 2013, Off-site Improvement Plan review, see Developer Deposit Account #42-2232

Item C: No, Infrastructure Improvements have not been installed, but regulatory agency permitting with the California Department of Fish and Wildlife is underway for off-site infrastructure stream bed crossings. Additionally, efforts continue in order to finalize the off-site infrastructure improvement plans with the Calistoga Department of Public Works.

Item D: No, Other Development Agreement obligations, which are not yet due, have not been completed at this time.

Item E: No, Corporate name change occurred, but no to transfers, assignments, or dedications.

Item F: No, There are no facts or circumstances that may be construed as a default at this time.