

RESOLUTION NO. 2025-046

**A RESOLUTION APPROVING A UTILITIES INFRASTRUCTURE
REIMBURSEMENT AGREEMENT FOR SANITARY SEWER SERVICE
CONNECTION WITH CORNERSTONE PRESBYTERIAN CHURCH OF
CASTLE ROCK**

WHEREAS, Cornerstone Presbyterian Church of Castle Rock (“Cornerstone”) and the Town of Castle Rock, Colorado (the “Town”) entered into the Country Acres Amended and Restated Development Agreement dated November 22, 2010 (“Development Agreement”); and

WHEREAS, the Town, acting by and through its Water Enterprise, is the owner and operator of municipal water and wastewater systems; and

WHEREAS, the Development Agreement requires Cornerstone to connect to the Town’s wastewater collection system as a condition to the Town’s issuance of the first building permit for structural improvements on the property; and

WHEREAS, the Town is undertaking construction of a sanitary sewer infrastructure project known as the Fifth Street Sewer Project (the “Project”), and

WHEREAS, Cornerstone is the current owner of certain real property located at 2607 Fifth Street, Castle Rock, Colorado, which is in the vicinity of the Project; and

WHEREAS, the previous owner to Cornerstone of the certain real property located at 2607 Fifth Street did not connect to the Town’s sanitary sewer system when said property was annexed into the Town; and

WHEREAS, Cornerstone did not connect the certain real property located at 2607 Fifth Street to the Town’s sanitary sewer system when Cornerstone purchased the property in 2010; and

WHEREAS, Cornerstone has now requested a sanitary sewer service connection to the aforementioned utilities infrastructure on Fifth Street, for which it will reimburse the Town for its portion of the cost of the sewer infrastructure provided to connect to Castle Rock Water services; and

WHEREAS, subject to Town Council’s approval, the Town and Cornerstone have agreed to the terms and conditions by which Cornerstone will provide reimbursement to the Town for the sanitary sewer service connection (the “Agreement”); and

WHEREAS, the Agreement is consistent with the obligations on Cornerstone created by the Development Agreement; and

WHEREAS, Town Staff recommends Town Council approve the Agreement with Cornerstone; and

WHEREAS, the Town Council finds and determines that it is in the best interest of the customers of the Town's municipal water and wastewater systems to enter into the Agreement with Cornerstone in support of broader Town infrastructure needs.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO AS FOLLOWS:

Section 1. Approval. The Agreement between the Town and Cornerstone is hereby approved in substantially the same form as presented at tonight's meeting, with such technical changes, additions, modifications, deletions, or amendments as the Town Manager may approve upon consultation with the Town Attorney. The Mayor and other proper Town officials are hereby authorized to execute the Agreement and any technical amendments thereto by and on behalf of the Town.

PASSED, APPROVED AND ADOPTED this 20th day of May, 2025, by the Town Council of the Town of Castle Rock, Colorado, on first and final reading, by a vote of ____ for and ____ against.

ATTEST:

TOWN OF CASTLE ROCK

Lisa Anderson, Town Clerk

Jason Gray, Mayor

Approved as to form:

Approved as to content:

Michael J. Hyman, Town Attorney

Mark Marlowe, Director of Castle Rock Water