

16.08.120 - Use of land and cash fees.

- A. SUBJECT TO THE LIMITATIONS SET FORTH IN SUBSECTION B OF THIS SECTION, All land and cash fees dedicated or credited under the provisions of this Chapter shall be used for its intended public purpose (land for school, water, fire, police or administrative facilities) to the mutual benefit of the residents of the subdivision, Town and general public in accordance with the Town's adopted plans and policies for public uses and facilities.
- B. THE TOWN SHALL RETAIN TITLE TO ALL LAND CONVEYED FOR SCHOOL PURPOSES UNTIL SUCH TIME AS THE DOUGLAS COUNTY SCHOOL DISTRICT NOTIFIES THE TOWN OF ITS INTENT TO CONSTRUCT A SCHOOL ON SUCH LAND AND APPLIES TO THE TOWN FOR THE APPROVAL OF A SITE DEVELOPMENT PLAN FOR SUCH CONSTRUCTION. IN THE EVENT, HOWEVER, THAT DOUGLAS COUNTY SCHOOL DISTRICT HAS FAILED TO PROVIDE SUCH NOTICE AND SUBMIT SUCH APPLICATION TO THE TOWN WITHIN A PERIOD OF TEN (10) YEARS FOLLOWING THE DATE OF SUCH CONVEYANCE, ALL RIGHTS THAT THE DISTRICT MAY HAVE WITH RESPECT TO SUCH LAND SHALL FOREVER EXTINGUISH AND TITLE TO SUCH PARCEL SHALL BE RETAINED BY THE TOWN FOR SUCH PUBLIC USES AS THE TOWN COUNCIL MAY APPROVE.
- C. Cash FEES CREDITED FOR SCHOOL PURPOSES will not be directly conveyed to the Douglas County School District, but rather will be utilized by the Town to purchase land for conveyance to the School District when requested WITHIN THE TIME FRAME SET FORTH IN SUBSECTION B OF THIS SECTION to accommodate planned school construction.
- D. The Town may exchange land previously acquired under this ~~provision~~ CHAPTER for cash if in the opinion of the Town Council the public need for that specific public use would better be served at a different site.
- E. Only as provided in Section 16.08.090 above may PRIVATE land CREDITED FOR PARK OR RECREATION PURPOSES be restricted in use for specific area residents.