

**RESOLUTION NO. 2021-\_\_\_\_\_**

**A RESOLUTION APPROVING THE EXTRATERRITORIAL SERVICE  
CONTRACT WITH CASTLE ROCK COLD AND STORAGE, LLC  
FOR FIRE FLOW SERVICE**

**WHEREAS**, Castle Rock Cold and Storage, LLC (the “Property Owner”) has identified need to connect to the Town’s municipal water system for the limited purpose of establishing adequate water service to the property located at 3197 Commerce Court (the “Property”) in unincorporated Douglas County for fire suppression; and

**WHEREAS**, Chapter 13.12.040 of the Castle Rock Municipal Code authorizes the Town of Castle Rock (the “Town”) to extend water service to properties outside the Town’s boundaries pursuant to a contract for extraterritorial water service, which contract shall specify the terms and conditions for service extension; and

**WHEREAS**, the Property is located in the Castleton Center Water and Sanitation District (“CCWSD”) service area, who has agreed to the Property Owner and the Town entering into an Extraterritorial Service Contract for fire flow service; and

**WHEREAS**, the Property Owner will install infrastructure required to make connection to the Town’s water facilities, and pay applicable system development fees and monthly service charges, as well as their proportionate share for operation and maintenance charges associated with Town owned water infrastructure in the Castleton Center Water and Sanitation District service area; and

**WHEREAS**, the Town agrees to allow the infrastructure into the Town’s water facilities to provide fire flow service; and

**WHEREAS**, the Town and the Property Owner wish to enter into an Extraterritorial Service Contract to provide fire flow service.

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

**Section 1. Authorization.** The Extraterritorial Service Contract between the Town of Castle Rock and Castle Rock Cold and Storage, LLC, in the form attached as ***Exhibit 1*** is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Contract by and on behalf of the Town.

**PASSED, APPROVED AND ADOPTED** this 16<sup>th</sup> day of March, 2021 by the Town Council of the Town of Castle Rock, Colorado, on first and final reading by a vote of \_\_\_\_\_ for and \_\_\_\_\_ against.

**ATTEST:**

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Lisa Anderson, Town Clerk

**Approved as to form:**

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Michael J. Hyman, Town Attorney

**TOWN OF CASTLE ROCK**

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Jason Gray, Mayor

**Approved as to content:**

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Mark Marlowe, Director Castle Rock Water