

**ORDINANCE NO. 2021-\_\_\_\_**

**AN ORDINANCE LEVYING GENERAL PROPERTY TAXES ON  
BEHALF OF THE CASTLE ROCK DOWNTOWN DEVELOPMENT  
AUTHORITY FOR THE YEAR 2021, TO BE COLLECTED IN 2022, AND  
PROVIDING FOR THE EMERGENCY ADOPTION OF THIS  
ORDINANCE ON SECOND AND FINAL READING**

**WHEREAS**, pursuant to the requirements of Section 31-25-816(1), C.R.S., the Castle Rock Downtown Development Authority (the “Authority”) has submitted its proposed budget for the 2022 fiscal year (the “2022 Budget”) to the Town Council of the Town of Castle Rock, Colorado (the “Town”) for approval; and

**WHEREAS**, the 2022 Budget, as adopted, anticipates the receipt of revenues from imposition of a mill levy on taxable property within the Authority’s jurisdictional boundaries; and

**WHEREAS**, it is anticipated that the 2021 preliminary assessed valuation for the Authority, as determined by the Douglas County Assessor, will yield approximately \$201,116 in revenues; and

**WHEREAS**, the Authority has formally requested that the Town Council exercise its power under Section 31-25-817, C.R.S., to certify the Authority’s 2021 mill levy to the Douglas County Board of Commissioners for collection in 2022; and

**WHEREAS**, according to Section 39-5-128(1), C.R.S., the Town Clerk is required to certify the Authority’s mill levy to the County by no later than December 15, 2021; and

**WHEREAS**, to ensure that the December 15<sup>th</sup> deadline is met, the Town Council hereby finds and determines that an emergency exists and, as such, it is necessary for the preservation of the immediate public health and safety for this Ordinance to take effect upon its adoption.

**NOW, THEREFORE, IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO:**

**Section 1.     Calculation of Mill Levy.** The mill levy certified by this Ordinance is in compliance with applicable constitutional and statutory provisions.

**Section 2.     Levy of Property Tax.** For the purpose of meeting general operating expenses of the Authority during the 2022 fiscal year, there is levied a tax of 3.000 mills for general operating expenses, upon each dollar of the total assessed valuation of all taxable property within the Authority’s jurisdictional boundaries for the taxable year 2021, to be collected in 2022.

**Section 3.     Certification.** The Town Clerk is hereby authorized and directed to certify to the Douglas County Board of County Commissioners the mill levy for the Authority as set forth herein.

**Section 4. Severability.** If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect the remaining provisions of this Ordinance.

**Section 5. Safety Clause.** The Town Council finds and declares that this Ordinance is promulgated and adopted for the public health, safety and welfare, and bears a rational relation to the legislative object sought to be obtained.

**Section 6. Emergency Clause.** For the reasons stated in the recitals to this Ordinance, it is declared that an emergency exists and it is necessary for the preservation of the immediate public health and safety for this Ordinance to take effect upon its adoption on second and final reading.

**APPROVED ON FIRST READING** this 16<sup>th</sup> day of November, 2021 by a vote of \_\_\_\_\_ for and \_\_\_\_\_ against, after publication in compliance with Section 2.02.100.C of the Castle Rock Municipal Code; and

**PASSED, APPROVED AND ADOPTED AS AN EMERGENCY ORDINANCE** this 7<sup>th</sup> day of December, 2021 by the Town Council of the Town of Castle Rock by a vote of \_\_\_\_ for and \_\_\_\_ against, constituting the extraordinary majority required by Section 2.02.100 of the Castle Rock Municipal Code.

**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

\_\_\_\_\_  
Trish Muller, Finance Director