

**ORDINANCE NO. 2022-**

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF LOT 1, THE MEADOWS  
FILING 16 – PARCELS 1, 2 ,3 AND 4, 4TH AMENDMENT TO DOUGLAS  
COUNTY SCHOOL DISTRICT RE-1**

**WHEREAS**, in 2004, the Castle Rock Development Company dedicated to the Town of Castle Rock, Colorado (the “Town”) a 10.2472-acre site (the “Property”) as required by Meadows Filing 16 4th Amendment for the construction of an elementary school; and

**WHEREAS**, in the normal course of practice, the Town retains possession of the Property until the Douglas County School District (the “District”) obtains funds to construct the elementary school; and

**WHEREAS**, the District completed construction of Clear Sky Elementary School in 2007; and

**WHEREAS**, the Town has since worked with the District to complete the plat such that the conveyance could be made to the District; and

**WHEREAS**, pursuant to Section 14.02.040.A of the Town Municipal Code (the “Code”), Town Council may approve the disposition of real property so long as such disposition is in compliance with Section 31-15-713, C.R.S; and

**WHEREAS**, pursuant to Section 31-15-713(1)(b), C.R.S., the governing body of a municipality has the power to sell and dispose of the Property through an ordinance; and

**WHEREAS**, as the plat has been completed and recorded, Town staff recommends Town Council convey the Property to the District.

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

**Section 1. Authorization.** In accordance with the Code and State statute, the Town hereby authorizes the conveyance of a fee interest in the Property described in the attached *Exhibit I* to the District. The Mayor and other proper Town officials are hereby authorized to execute the appropriate conveyance documents by and on behalf of the Town.

**Section 2. 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 judgement shall not affect the remaining provisions of this ordinance.

**Section 3. Safety Clause.** The Town Council finds and declares that this Ordinance is promulgated and adopted for the public health, safety and welfare and this ordinance bears a rational relation to the legislative object sought to be obtained.

**APPROVED ON FIRST READING** this 6th day of September, 2022, 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 ON SECOND AND FINAL READING** this 6th day of September, 2022, by the Town Council of Castle Rock 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

\_\_\_\_\_  
Jeff Brauer, Director of Parks and Recreation