

**ORDINANCE NO. 2022-031**

**AN ORDINANCE APPROVING AN AGRICULTURAL LEASE  
AGREEMENT BETWEEN THE TOWN OF CASTLE ROCK AND  
RUPPLE FARMS, LLC**

**WHEREAS**, the Town of Castle Rock, Colorado (the “Town”), acting by and through its enterprise, Castle Rock Water, and Ruppel Farms, LLC (“Ruppel”) have agreed to the terms and conditions of an Agricultural Lease Agreement (the “Lease”); and

**WHEREAS**, pursuant to Section 14.02.050 of the Town of Castle Rock Municipal Code, the lease of any real property interests for a term of greater than one year shall be authorized and approved by ordinance; and

**WHEREAS**, the Town is the owner of approximately 850 acres of land located in Weld and Adams Counties, Colorado (the “Property”); and

**WHEREAS**, Ruppel desires to lease a portion of the Property for agricultural purposes and the Town desires to lease to Ruppel up to 560 acres of the Property for a three (3)-year term, as more particularly described in the Lease.

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

**Section 1. Authorization and Approval.** The Lease between the Town and Ruppel is hereby approved in substantially the same form attached as ***Exhibit 1***, with such technical changes, additions, modifications, or deletions 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 Lease 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 15th day of November, 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 December, 2022, by the Town Council of Castle Rock 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 of Castle Rock Water