

BOARD OF COUNTY COMMISSIONERS OF ARAPAHOE COUNTY, COLORADO

TUESDAY, AUGUST 6, 2024

At the regular meeting of the Board of County Commissioners for Arapahoe County, Colorado held at the Administration Building, 5334 South Prince Street, Littleton, Colorado on Tuesday, the 6th day of August 2024, there were present:

Carrie Warren-Gully, Chair	Commissioner District 1	Present
Jeff Baker	Commissioner District 3	Present
Jessica Campbell	Commissioner District 2	Present
Leslie Summey, Chair Pro Tem	Commissioner District 4	Present
Bill Holen	Commissioner District 5	Absent and Excused
Ron Carl	County Attorney	Present
Joan Lopez	Clerk to the Board	Absent and Excused
Cooney Sarracino	Clerk to the Board	Present
	Administrator	

All draft resolutions hereto presented to the Board, as may have been modified by Board review, are contained herein in final form as approved by the Board.

RESOLUTION NO. 24-201A It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2073-15-1-02-067 is hereby denied for tax years 2022 and 2023. The original actual value is \$493,300 for tax year 2022 and the original actual value is \$701,500 for tax year 2023 and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201B It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2073-15-2-07-014 is hereby denied for tax year 2023. The original actual value is \$591,900 and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201C It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2077-11-4-16-003 is hereby denied for tax year 2023. The original actual value is \$2,742,300 and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201D It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2077-25-2-12-008 is hereby denied for tax year 2023. The original actual value is \$420,000 and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201E It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 1985-09-2-13-001 is hereby denied for tax year 2023. The original actual value is \$297,624 and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and

Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201F It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2073-02-4-25-021 is hereby denied for tax year 2023. The original actual value is \$660,900 and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201G It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2073-17-2-32-001 is hereby denied for tax year 2023. The original actual value is \$991,700 and no refund shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor, & the evidence submitted by petitioner/agent prior to this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201H It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2077-27-4-03-002 is hereby denied for tax year 2023. The original actual value is \$628,600 and no refund shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor, & the evidence submitted by petitioner/agent prior to this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-2011 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2073-14-4-21-002 is hereby denied for tax year 2022. The original actual value is \$349,300 and no refund shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor, & the evidence submitted by petitioner/agent prior to this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201J It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2075-14-4-06-034 is hereby approved for tax year 2023. The original actual value is adjusted from \$719,200 to \$716,800, and a refund in the amount of \$15.00 shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor and the evidence submitted by petitioner/agent with the original petition. I find in this case that the Assessor's determination and or recommendation of value is better supported by all the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201K It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on

abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2071-31-3-19-019 is hereby approved for tax year 2023. The original actual value is adjusted from \$847,300 to \$841,000, and a refund in the amount of \$93.21 shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor and the evidence submitted by petitioner/agent with the original petition. I find in this case that the Assessor's determination and or recommendation of value is better supported by all the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201L It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 1975-26-3-07-002 is hereby approved for tax year 2023. The original actual value is adjusted from \$555,800 to \$551,000, and a refund in the amount of \$43.55 shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor and the evidence submitted by petitioner/agent with the original petition. I find in this case that the Assessor's determination and or recommendation of value is better supported by all the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201M It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution

appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2075-15-1-21-024 is hereby approved for tax year 2023. The original actual value is adjusted from \$1,720,600 to \$1,703,000, and a refund in the amount of \$100.84 shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor and the evidence submitted by petitioner/agent with the original petition. I find in this case that the Assessor's determination and or recommendation of value is better supported by all the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-201N It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made

certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 1983-04-4-01-003 is hereby approved for tax year 2023. The original actual value is adjusted from \$814,400 to \$774,500, and a refund in the amount of \$217.04 shall be allowed for the following reason:

The Assessor recommended & the petitioner/agent agreed to this value at the hearing. Based upon all information supplied, I concur with this value.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-2010 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 1973-18-3-11-002 is hereby approved for tax year 2022. The classification is changed from vacant to contiguous residential. The original actual value is \$500, and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of classification is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202A It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 1975-33-4-25-185 is hereby denied for tax year 2023. The original actual value is \$494,100 and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202B It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2075-30-1-15-003 is hereby denied for tax year 2023. The original actual value is \$40,560,000 and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202C It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2077-16-1-24-056 is hereby denied for tax year 2023. The original actual value is \$275,600 and no refund shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202D It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2073-21-1-30-005 is hereby denied for tax year 2023. The original actual value is \$916,200 and no refund shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor, & the evidence submitted by petitioner/agent prior to this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202E It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2077-19-3-05-014 is hereby denied for tax year 2023. The original actual value is \$1,687,900 and no refund shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor, & the evidence submitted by petitioner/agent prior to this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202F It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 1975-33-1-20-011 is hereby denied for tax year 2023. The original actual value is \$476,200 and no refund shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor, & the evidence submitted by petitioner/agent prior to this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and

Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202G It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 1973-13-3-19-002 is hereby denied for tax year 2023. The original actual value is \$39,480,000 and no refund shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor, & the evidence submitted by petitioner/agent prior to this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202H It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 1975-07-2-08-104 is hereby denied for tax year 2023. The original actual value is \$276,600 and no refund shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor, & the evidence submitted by petitioner/agent prior to this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202I It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2073-25-1-32-006 is hereby denied for tax year 2023. The original actual value is \$477,600 and no refund shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor, & the evidence submitted by petitioner/agent prior to this hearing. I find in this case that the Assessor's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202J It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2077-21-2-28-009 is hereby withdrawn for tax year 2022. The original actual value is \$422,600 and no refund shall be allowed for the following reason:

Petitioner/agent voluntarily withdrew this petition prior to the hearing. Withdrawal of the petition is hereby accepted as final action by the Board of County Commissioners. Therefore, the final actual value of this parcel for 2022 is \$422,600.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202K It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2071-19-2-10-001 is hereby denied for tax year 2023. The original actual value is \$27,407,000 and no refund shall be allowed for the following reason:

Petitioner/agent requested an administrative denial.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202L It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made

certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2077-17-1-21-008 is hereby approved for tax year 2023. The original actual value is adjusted from \$472,200 to \$410,000 and a refund in the amount of \$469.14 shall be allowed for the following reason:

I considered the evidence submitted & testimony given by both the Assessor & the petitioner/agent at this hearing. I find in this case that the petitioner's/agent's determination of value is better supported by all of the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202M It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 2077-03-2-12-008 is hereby approved for tax year 2023. The original actual value is adjusted from \$600,000 to \$550,000 and a refund in the amount of \$235.66 shall be allowed for the following reason:

Petitioner/agent did not appear for hearing. I considered the evidence submitted & testimony given by the Assessor and the evidence submitted by petitioner/agent with the original petition. I find in this case that the Assessor's determination and or recommendation of value is better supported by all the facts presented.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-202N It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petition for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petition noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on this Petition

and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petition for Refund of Taxes relating to schedule number 1973-11-2-05-005 is hereby approved for tax year 2023. The original actual value is adjusted from \$461,100 to \$415,000 and a refund in the amount of \$287.12 shall be allowed for the following reason:

The Assessor recommended & the petitioner/agent agreed to this value at the hearing. Based upon all information supplied, I concur with this value.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-203 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to amend Resolution 24-077 to modify the signature and other authority delegated by such resolution to the Open Spaces Director by adding the following:

- Authority to approve and sign license agreements, letters of authorization, recreation leases (after a Drop-In or Study Session), and stormwater agreements permitting the use of Open Spaces properties

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner Warren-Gully, Yes

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-204 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, Section 42-4-1210, C.R.S., allows the Board of County Commissioners to designate certain areas on private property for use by authorized vehicles only; and

WHEREAS, on August 25, 1981, the Board of County Commissioners adopted Resolution

No. 891-81 which established certain procedures to be utilized to designate such areas for enforcement by the Arapahoe County Sheriff's Office; and

WHEREAS, in relation to this matter, the 7980 S. Fairplay St. has submitted a request to designate certain parking and drive areas within 7980 Fairplay St. for use by authorized vehicles only; and

WHEREAS, a map has been submitted with said request showing said areas to be designated as required by the Board of County Commissioners; and

WHEREAS, the Transportation Division of the Arapahoe County Department of Public Works and Development has referred this matter to the Arapahoe County Attorney, Arapahoe County Sheriff's Office and the South Metro Fire Protection District for review and comment as required by the Board of County Commissioners; and

WHEREAS, there has been no objection to said designation by any of the aforementioned agencies; and

WHEREAS, on the basis of the above request and referrals, and the authority of the Board of County Commissioners pursuant to Section 42-4-1210, C.R.S., the Board desires to designate certain areas within 7980 Fairplay St. as Fire Lanes and/or Emergency Parking Only.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

1. The Board hereby designates those areas within 7980 Fairplay St. as shown on the map as submitted, as Fire Lanes and/or Emergency Vehicle Parking Only.
2. The Board hereby directs the Transportation Division of the Department of Public Works and Development to notify the Arapahoe County Sheriff's Office, the South Metro Fire Protection District, and the Dove Valley V Filing #13 of said designation by the Board.
3. The Board hereby directs that enforcement of said designated areas begin as soon as the Arapahoe County Traffic Engineer approves the signage and markings as being consistent with the Manual on Uniform Traffic Control Devices.
4. In the event that additional or different signage or markings for this site are required by the Arapahoe County Transportation Division, no cost shall be borne by Arapahoe County for installation of said signage or markings.
5. All said signs and markings shall be keyed to the Manual on Uniform Traffic Control Devices for all classes of streets and highways as adopted by the Colorado Department of Transportation and said signs shall be erected in accordance with said Manual at approximately the location(s) designated on the diagram submitted with said request and as approved by the Arapahoe County Transportation Division.

6. Designation of said areas shall continue until further order of the Board of County Commissioners.
7. Any fines or forfeitures collected by the courts for violations of Section 42-4-1210, C.R.S., shall be paid into the treasury of Arapahoe County monthly.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-205 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, pursuant to the provisions of Section 39-3-119.5, C.R.S., for property tax year 2024, personal property not otherwise exempt shall be exempt from the levy and collection of property tax if the business personal property would otherwise be listed on a single personal property schedule and the actual value of such personal property is less than or equal to fifty-two thousand dollars (\$52,000); and

WHEREAS, the statutory exemption does not apply to personal property schedules if the actual value of such personal property is more than fifty-two thousand dollars (\$52,000); and

WHEREAS, pursuant to Paragraph 8(b) of Section 20 of Article X of the Colorado Constitution, each taxing district in Colorado may enact cumulative uniform exemptions and credits to reduce or end business personal property taxes; and

WHEREAS, the personal property tax is a tax that is levied annually and is in addition to all applicable sales and use taxes collected when any personal property is first utilized in a business; and

WHEREAS, the Board of County Commissioners of Arapahoe County believes that exempting the first twenty thousand dollars (\$20,000) of actual value on each personal property schedule not otherwise exempt for tax year 2024 (i.e., those schedules with actual values of more than \$52,000) would benefit the businesses in Arapahoe County, would not significantly impact the County's budgets, and would not cause a reduction in services to taxpayers and residents of Arapahoe County.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Arapahoe County, Colorado, to enact a uniform exemption from taxation upon business personal property not otherwise exempt, to cause the first twenty thousand dollars (\$20,000) in actual value of such personal property listed on a single personal property schedule to be exempt from the levy and collection of property tax. This exemption amount shall apply to all businesses located in

Arapahoe County with personal property not otherwise exempt and shall apply to those taxes levied by the Board of County Commissioners of Arapahoe County for the Arapahoe County Budget, for the Arapahoe Law Enforcement Authority Budget, for the Arapahoe County Recreation District Budget, and for the Arapahoe County Water and Wastewater Public Improvement District Budget for tax year 2024, to be collected in calendar year 2025.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-206 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to approve the 2024 CDBG and HOME funding allocations and to authorize submittal of the 2024 Annual Action Plan to the U.S. Department of Housing and Urban Development.

The vote was:

Commissioner Baker Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner Warren-Gulley, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-207 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petitions for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petitions noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on these Petitions and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petitions for Refund of Taxes relating to the following schedule numbers are hereby denied and no refund shall be allowed.

Petitioner	Parcel Number	Tax Year(s)	Value
European Specialist LLC	2077-05-4-15-002	2021/2022	\$1,166,000
Zymotic LLC	2075-34-4-24-003	2021/2022	\$2,300,000
JJBM Properties	2075-35-3-24-001	2021/2022	\$1,251,600
JJBM Properties	2075-36-3-21-004	2021/2022	\$1,028,800
CPC Ventures Inc.	2075-34-1-40-001	2021/2022	\$2,104,000
Moreland Properties LLC	2077-15-4-05-015	2021/2022	\$487,345
Colt Ridge Partners LLC	2075-25-2-25-002	2021/2022	\$1,451,000
Unlimited Future LLC	2077-09-2-05-002	2021/2022	\$2,594,000
Thi Nueng Borisat LLC	1971-34-3-17-010	2021/2022	\$1,469,000
Zuma Properties LLC	1973-26-3-10-031	2021/2022	\$5,012,000
Wellbeing Strategies LLC	2077-17-4-05-001	2022	\$1,091,000
E S T A Limited Partnership	2077-16-4-11-011	2021/2022	\$561,000
Agent Requested an A/D			
Design Library & Scene Shop LLC	2075-35-4-07-002	2022	\$500
Umatilla Land Corp	1971-33-3-00-045	2022	\$188,828
New Horizon Real Estate Development	2075-27-1-18-001	2022	\$1,944,000
Agent Withdrew			

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-208 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, the Board at that time considered the Petitions for Abatement or Refund of Taxes referenced below pursuant to C.R.S. §§ 39-1-113 and 39-10-114 as submitted by the taxpayer and as discussed in a Summary Report submitted to the Board; and

WHEREAS, pursuant to C.R.S. § 39-1-113(1), the Board may enter decisions on abatement petitions after a hearing is had thereon; and

WHEREAS, the Board, as allowed under C.R.S. § 39-1-113(1), has by resolution appointed an independent referee who recently conducted a hearing on the Board's behalf, made certain findings based on the evidence presented, and issued a recommendation on the abatement Petitions noted below for entry of the Board's final decision; and

WHEREAS, the Board has reviewed the recommendation of the referee on these Petitions and has determined to adopt said recommendation; and

WHEREAS, in situations where an abatement refund exceeds ten thousand dollars, the Board's approval must be submitted to the Property Tax Administrator for further review and approval under C.R.S. § 39-1-113 before the abatement can be fully administered.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The recommendation of the referee is hereby adopted, and the Petitions for Refund of Taxes relating to the following schedule numbers are hereby denied and no refund shall be allowed.

Petitioner	Parcel Number	Tax Year(s)	Value
European Specialist LLC	2077-05-4-15-002	2021/2022	\$1,166,000
Zymotic LLC	2075-34-4-24-003	2021/2022	\$2,300,000
JJBM Properties	2075-35-3-24-001	2021/2022	\$1,251,600
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CPC Ventures Inc.	2075-34-1-40-001	2021/2022	\$2,104,000
Moreland Properties LLC	2077-15-4-05-015	2021/2022	\$487,345
Colt Ridge Partners LLC	2075-25-2-25-002	2021/2022	\$1,451,000
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Thi Nueng Borisat LLC	1971-34-3-17-010	2021/2022	\$1,469,000
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Wellbeing Strategies LLC	2077-17-4-05-001	2022	\$1,091,000
E S T A Limited Partnership	2077-16-4-11-011	2021/2022	\$561,000
Agent Requested an A/D			
Design Library & Scene Shop LLC	2075-35-4-07-002	2022	\$500
Umatilla Land Corp	1971-33-3-00-045	2022	\$188,828
New Horizon Real Estate Development	2075-27-1-18-001	2022	\$1,944,000
Agent Withdrew			

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner, Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-209 It was moved by Commissioner Baker, and seconded by Commissioner Summey to adopt the following Resolution:

WHEREAS, the Board of County Commissioners of Arapahoe County met at a duly and lawfully called meeting held on August 6, 2024; and

WHEREAS, pursuant to C.R.S. § 39-8-102, the Board, in its role as the County Board of Equalization (“CBOE”), annually reviews assessed property valuations and corrects “any errors made by the assessor, and, whenever in its judgment justice and right so require, it shall raise, lower, or adjust any valuation for assessment in the assessment roll to the end that all valuations for assessment of property are just and equalized within the county”; and

WHEREAS, agreements to settle property tax protests filed with the Board of Assessment Appeals (“BAA”) have been reached on the BAA matters noted below through discussions involving the CBOE Appeals Coordinator, the County Attorney’s Office, the Assessor’s Office,

and the taxpayers' representatives; and

WHEREAS, these agreements have been reached between the taxpayers and the County to change the valuations for assessment as noted, in an effort to further the goal of ensuring that all valuations for assessment are just and equalized within the County; and

WHEREAS, based upon the evidence submitted to the Board on this date, the Board has no reason to disagree with the proposed Stipulations.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The Board, hereby authorizes the Arapahoe County Attorney to settle the following property tax protest filed with the BAA, for the tax year listed below:

Docket#	Property Owner	Tax Year
2023BAA2501	Jeff Salim	2023/2024
2023BAA2669	Ted Ridder	2023/2024
2023BAA2815	Ginger Smith	2023/2024
2023BAA2829	Trevor Borgonah	2023/2024
2023BAA2853	David E & Sandra Robinson	2023/2024
2023BAA2860	James T & Kathryn Latsis	2023/2024
2023BAA3269	Ted Ridder	2023/2024
2023BAA3291	Naomi Rubin	2023/2024
2023BAA3314	Weingarten Sheridan LLC (Formerly Known as Weingarten Miller Sheridan LLC	2023/2024
2023BAA3524	Jeffrey D & Ruth R Bennis	2023/2024
2023BAA3521	Leah Klepetka and Steven Ciotti	2023/2024
2023BAA3525	Phillip A. White	2023/2024
2023BAA3715	Amacon Aurora Investment Limited Partnership	2023/2024
2023BAA3732	The Ice Ranch LLC	2023/2024
2023BAA3733	EKM Corp	2023/2024
2023BAA3739	Kevin and Colleen Ladd	2023/2024
2023BAA4868	Realty Income Properties 15 LLC	2023/2024
2023BAA5743	Carmax Auto Superstores West Coast	2023/2024
2023BAA6039	JJBM Properties II LLC	2023/2024
2023BAA6040	JBM Properties LLC	2023/2024
2023BAA6141	Laredo Holdings LLC	2023/2024
2023BAA6081	Iceland Millenium LLC	2023/2024
2023BAA6131	621 Southpark Dr STE 400	2023/2024
2023BAA6135	Revere Property LLC	2023/2024
2023BAA6138	ABS Inverness LLC	2023/2024
2023BAA6180	Spieker Investments Inc	2023/2024
2024BAA250	Jordan Costlow	2023/2024
2024BAA328	John & Savannah Kiaha	2023/2024

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-210 It was moved by Commissioner Baker and seconded by Commissioner Summey to approve the submitted warrant disbursement register, dated July 1, July 8, June 17, July 15, and July 22, 2024, reviewed by the Board of County Commissioners on this date. The Arapahoe County Finance Officer, Chair of the Board of Social Services, and the Chair of the Board of County Commissioners are hereby authorized to sign same. All pre-paid and statutory Social Service warrants are hereby authorized for payment this week, subject to inclusion on the warrant disbursement register next week and ratification by the Board of County Commissioners.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-211 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to approve and authorize the Chair of the Board of County Commissioners to sign the new Local Plan for the Arapahoe/Douglas Local Area and the Colorado Central Planning Region (CCPR) Plan (which includes the Arapahoe/Douglas Local Workforce Area).

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner Warren-Gully, Yes.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-212 It was moved by Commissioner Baker and seconded by Commissioner Summey to adopt the following Resolution.

WHEREAS, Title 30, Article 15, Part 1, Colorado Revised Statutes ("C.R.S.") authorizes the Board of County Commissioners to adopt a resolution containing reasonable regulations and restrictions for the control, licensing and impoundment of dogs and other pet animals as the Board deems necessary; and

WHEREAS, Section 30-15-401 (1) (e), C.R.S., authorizes the Board of County Commissioners to adopt an ordinance to control unleashed or unclaimed pet animals; and

WHEREAS, by prior action on March 21, 2006, the Board adopted Resolution No. 060261 which established animal control regulations for Arapahoe County; and

WHEREAS, on February 5, 2013, the Board adopted Resolution No.130104 which amended the animal control regulations in regard to noisy dogs; and

WHEREAS, on April 28, 2020, the Board adopted Resolution No. 200224 which amended the animal control regulations; and

WHEREAS, the Board now desires to further amend and to reissue the animal control regulations to update the penalties that may be issued thereunder to comply with amendments adopted in the Colorado Revised Statutes relating to penalties for petty offenses and misdemeanors and to regulate the accumulation of pet animal feces and urine; and

WHEREAS, the Arapahoe County Department of Public Works and Development, Animal Control Section, has recommended that the Board of County Commissioners of Arapahoe County adopt this Resolution; and

WHEREAS, based upon evidence and testimony submitted, the Board of County Commissioners of Arapahoe County concurs with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County pursuant to the authority of Section 30-15-101, *et seq.*, C.R.S., that the following amended regulations regarding the control, licensing, and impoundment of dogs and other pet animals are hereby adopted:

ARAPAHOE COUNTY ANIMAL SERVICES
RESOLUTION No. 24-212

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Section 1: Definitions

As used in this Resolution, the following words shall have the following meanings:

- A. "Abandon" means the leaving of a pet animal without adequate provisions for the animal's proper care by its owner or keeper.
- B. "Animal Services Officer" means any person authorized by Arapahoe County to enforce the provisions of this Resolution, pursuant to Section 30-15-105 and 30-15-102, C.R.S., as amended, and shall also include the Arapahoe County Sheriff and any Arapahoe County Sheriff's Deputy.
- C. "At large" means a dog that is not under physical control or voice control, as defined in this Section 1, while on public property, or, means a dog that is on private property without the permission of the property owner or his/her agent; further, with respect to a dog on a County-owned open space, park, or trail, "at large" also means that the dog is in violation of any requirements as stated in Arapahoe County displayed signage applicable to dogs on such property (for example, designated signage may indicate that all dogs must be under physical control, or indicate that certain areas are off limits to dogs).
- D. "Bodily Injury" means a physical injury to a person or animal resulting in bruising, muscle tears, skin lacerations, or broken bones that may or may not require professional medical treatment, which may, but is not limited to, sutures or cosmetic surgery. Such injuries may or may not result in permanent disfigurement, protracted loss or impairment of the functions of any part or organ of the body, or death.
- E. "Board" means the Board of County Commissioners of Arapahoe County.
- F. "C.R.S." means the Colorado Revised Statutes.
- G. "Cruelty to Animals" means to knowingly, recklessly, or with criminal negligence, overdrive, overload, overwork, torture, torment, deprive of necessary sustenance, unnecessarily or cruelly beat, needlessly mutilate, needlessly kill, carry in or upon any vehicle in a cruel manner, or otherwise mistreat or neglect any animal or cause or procure it to be done, or having the charge and custody of any animal, fail to provide it with proper food, drink or protection from the weather consistent with the species, breed, and type of animal, or abandon the animal. See Sections 35-42-107(2) and 18-9-202, C.R.S., as amended.
- H. "Department" means the Department of Public Works and Development, Animal Services Section, for Arapahoe County Government.

- I. "Director" means the Director of the Department of Public Works and Development appointed by the Board of County Commissioners of Arapahoe County.
- J. "Dog" means any member of the species *Canis familiaris*.
- K. "Owner" or "Keeper" means any person eighteen (18) years of age or older, an emancipated child under the age of eighteen (18) years, or the parent or guardian of any child under the age of (18) years who owns, keeps, harbors, possesses, has custody of, or is responsible for exercising physical or voice control over a dog or other animal.
- L. "Person" means any natural person or individual, corporation, business trust, estate, trust, partnership, association, business, or any other legal entity, but shall exclude all governments, governmental subdivisions or governmental agencies.
- M. "Pet Animal" means an animal as defined in 30-15-101(3), C.R.S., as amended.
- N. "Physical Control" means a dog is on a leash, rope or other means of physical restraint by a person physically capable of handling such dog so that freedom of the dog's movement is restricted.
- O. "Voice Control" means a dog is immediately and reliably obedient to any voice or sound command given by an owner or keeper who is able to prevent the dog from charging, chasing, or otherwise disturbing or interfering with any person, pet animal, livestock, or wildlife, regardless of the distance involved or the presence of any distraction or provocation.

Section 2: Rabies Vaccination Required

- A. Any owner or keeper of a dog commits a petty offense if such dog is more than four (4) months of age and the owner or keeper is unable to provide proof when requested of a then current rabies vaccination, issued by a licensed veterinarian. A rabies certificate or tag current at the time that it is requested, and supplied by a licensed veterinarian, shall serve as proof of rabies vaccination.
- B. An owner or keeper of a dog is exempt from the requirements of this Section 2 if the owner or keeper can produce a signed letter from a licensed veterinarian stating that such vaccination would be detrimental to the health and well-being of such dog.

Section 3: Dog At Large

- A. Any owner or keeper of a dog commits a petty offense if such dog is found to be at large.
- B. The provisions of this Section 3(A) shall not apply to any dog while working livestock, locating or retrieving wild game in season for a licensed hunter, assisting law enforcement

officers, performing search and rescue functions for an emergency services provider, or while being trained for any of these pursuits.

- C. A violation of this Section 3 shall not be proven solely by the uncorroborated testimony of a single witness unless the testimony is corroborated by the submission of photographic or video evidence, or unless the witness is an Animal Services Officer.
- D. Repeated offenses shall be cumulative only within a 365 day period, counting from the day of the last violation.

Section 4: Noisy Dogs

- A. Any owner or keeper of a dog commits a petty offense if such dog individually, or in combination with another dog or dogs together, makes any noises or disturbances by barking, howling, yelping, whining or other utterance which is audible beyond the premises on which the dog is kept, in excess of twenty (20) consecutive minutes during the day (7 a.m. to 9 p.m.) or in excess of ten (10) consecutive minutes during the night (9:01 p.m. to 6:59 a.m.) and/or a cumulative period in excess of one-hundred twenty (120) minutes during any twenty-four (24) hour period.
- B. No citation for a violation of this Section 4 shall be issued unless at least one written warning has been issued to an owner or keeper of the dog or dogs that have exceeded the noise limits. Once a written warning has been issued, a citation may be issued for any violations that occur seven (7) or more days after the written warning is issued without the necessity of an additional warning.
 - 1) No citation shall be issued and no conviction shall occur for a violation of this Section 4 unless there are two (2) complaining witnesses from separate households who have provided a formal statement; except that only one (1) complaining witness shall be required to under either of the following circumstances:
 - 2) An Animal Services Officer or Deputy Sheriff has personally investigated the complaint of a single complainant and observed the nature and duration of the noise created by the dog and can testify as to such observations; or
- C. A complainant has presented to the Animal Services Officer, at the time of the complaint, a video and/or audio recording that corroborates the alleged violation.
- D. Repeated offenses shall be cumulative only within a 365 day period, counting from the day of the last violation.

Section 5: Pet Animal Feces or Urine

- A. Any owner or keeper of a pet animal commits a petty offense if the pet animal's owner or keeper allows excessive animal feces or urine to accumulate. The accumulation of animal feces or urine shall be deemed to be excessive if there is sufficient quantity to generate odors off the

premises of the pet animal's owner or keeper or, if in the judgment of the Animal Services Officer, the accumulation of feces or urine is detrimental to the health and well-being of neighbors or the animals.

- B. Any owner or keeper of a pet animal commits a petty offense if the pet animal's owner or keeper fails to clean up and remove the pet animal's feces on any property, public or private, that is not the premises of the owner or keeper. Feces are not to be considered fully removed under this section unless and until disposed of in a designated waste receptacle.
 - 1) No citation shall be issued and no conviction shall occur for a violation of this Section 5 (B) unless: there are two (2) or more complaining witnesses from separate households who have provided formal statements; one (1) complaining witness has provided a formal statement and has presented to the Animal Services Officer, at the time of the complaint, a photograph and/or video recording that corroborates the alleged violation; or an Animal Services Officer has personally observed the alleged violation and can testify as to such observations.
- C. Repeated offenses shall be cumulative only within a 365 day period, counting from the day of the last violation.

Section 6: Cruelty to Animals

A person commits a class 1 misdemeanor under §18-9-202, C.R.S., as amended, if he/she commits cruelty to animals.

Section 7: Approach in an Aggressive Manner

Any owner or keeper of a dog commits a petty offense if such dog, while off the owner's premises and without provocation, approaches any person, pet animal, or livestock in an apparent attitude of attack and demonstrates aggressive behavior, including but not limited to lunging, snarling, growling, barking, or snapping. Such behavior may restrict the movement of a person, pet animal, or livestock, including but not limited to cornering or circling, and such behavior by such dog may, but need not, result in actual physical contact from such dog.

Section 8: Pet Animal Causing Injury

- A. Any owner or keeper of a pet animal commits a class 2 misdemeanor if such pet animal, whether on or off the owner's premises and whether or not under the physical or voice control of an owner or keeper, causes bodily injury to a person.
- B. Any owner or keeper of a pet animal commits a petty offense if such pet animal, causes injury to another pet animal or livestock.
- C. Any owner or keeper of a dog that causes bodily injury, serious bodily injury, or death as defined by Section 18-9-204.5, C.R.S., to a person, domestic animal or livestock may be cited as appropriate under Section 18-9-204.5, C.R.S., for ownership of a dangerous dog.

Section 9: Affirmative Defense

If a dog or other pet animal is provoked into biting or attacking, which results in bodily injury, such provocation shall constitute an affirmative defense. Provocation shall be determined by one or more of the following:

- A. That, at the time of the incident, the victim was committing or attempting to commit a criminal offense against the dog/pet animal owner or the dog/pet animal owner's property; or
- B. That, at the time of the incident, the victim tormented, abused, or inflicted injury upon the dog or pet animal, which resulted in the incident; or
- C. That, at the time of the incident involving the dog or other pet animal, which caused injury to or the death of another animal, the injured and/or deceased animal was at large.

Section 10: Impoundment and Disposition of Animals

- A. Any Animal Services Officer may impound into the custody of any licensed shelter or other impound facility any dog found to be at large. An Animal Services Officer may also impound any pet animal at the direction of a law enforcement officer made in accordance with and pursuant to lawful process.
- B. Upon the impoundment of any dog or other pet animal, the Department shall make a prompt and reasonable attempt to identify the owner or keeper of the dog or other pet animal and, upon identification of the owner or keeper, shall cause written notice to be provided to the owner or keeper of the impoundment and the location of the impoundment facility. As used herein, a reasonable attempt to identify shall mean that the Animal Services Officer checks the dog or other pet animal for any identifying information, including identification tags or imbedded microchip, and a search for social media postings related to the dog or other pet animal. Written notice may be provided by email, text message or other electronic means, personal delivery to the owner or keeper of the dog or other pet animal, or by posting the notice at the residence of the owner or keeper of the dog or other pet animal.
- C. Dogs and other pet animals impounded pursuant to the provisions of this Resolution or pursuant to the direction of a law enforcement officer are subject to disposition in accordance with the requirements of applicable state law, including Section 35-80-106.3, C.R.S., and 18-9-202.5, C.R.S., the requirements of the licensed shelter or other impound facility, and of any applicable order of a Court of competent jurisdiction. Such requirements may include a requirement for the payment of impound fees prior to the return of the dog or other pet animal.
- D. In lieu of impoundment of a dog caught running at large, provided that the Animal Services Officer is able to identify and locate the owner or keeper at the time of capture, the dog may be returned directly to that owner or keeper upon payment of a "Return to Owner Fee" in the amount established as provided in Section 12 of this Resolution. Upon capture of a dog at large, the Animal Services Officer shall attempt to identify the owner by checking for an identification tag on or microchip in the dog, and if the owner or keeper is identified, the

Animal Services Officer shall first make an attempt to contact the owner or keeper and return the dog in exchange for payment of the of the "Return to Owner Fee," prior to taking the dog to an impound facility.

Section 11: Enforcement/Liability

Pursuant to §30-15-104, C.R.S., as amended, the Board of County Commissioners of Arapahoe County, its officers, agents, employees, and any other persons authorized to enforce the provisions of this Resolution shall not be held responsible for any accident or subsequent disease that may occur to an animal in connection with the administration of this Resolution.

Section 12: Fees

Fees authorized under this Resolution shall be set in such amounts as approved in a separate resolution by the Board of County Commissioners.

Section 13: Enforcement/Peace Officer Designation

The provisions of this Resolution shall be enforced primarily by the Department, with assistance from the Arapahoe County Sheriff's Department. For purposes of enforcement, and pursuant to §30-15-105, C.R.S., Arapahoe County Animal Services Officers may issue a citation to enforce this Resolution.

Section 14: Violations/Strict Liability

Violations of any provision of this Resolution shall be proven by establishing beyond a reasonable doubt that a person voluntarily acted, or omitted to perform an act which such person was capable of performing, and that such act or omission was contrary to any provision of this Resolution constituting a violation. It shall not be necessary to prove a culpable mental state on the part of any person with respect to any material element of any violation defined and enforced under this Resolution. Any violations of this Resolution are ones of "Strict Liability" as defined by Title 18, Article 1, C.R.S.

Section 15: Penalties

- A. In accordance with 30-15-102(1), C.R.S., each violation of any provision of this Resolution, not involving bodily injury, constitutes a petty offense punishable in accordance with Section 18-1.3-503(1.5), C.R.S., except that the fines set forth in the graduated fine schedule in Section 14, Subpart D, of this Resolution shall apply for first and repeat offenses by the same individual.
- B. Any offense and repeated offenses of Section 8, subpart A, of this Resolution, shall require a mandatory court appearance and shall be punishable, upon conviction, as a class 2 misdemeanor in accordance with Section 18-1.3-501, C.R.S., except and unless bodily injury, serious bodily injury, or death results as defined in Section 18-9-204.5, C.R.S., and the person

is cited for ownership of a dangerous dog under such law; in which case the penalties shall be as set forth in Section 18-9-204.5, C.R.S.

- C. Any offense and repeated offenses of Section 8, Subpart B, of this Resolution shall constitute a petty offense and shall be punishable in accordance with Section 18-1.3-503, C.R.S., except and unless bodily injury, serious bodily injury, or death results as defined in Section 18-9-204.5, C.R.S., and the person is cited for ownership of a dangerous dog; in which case the penalties shall be as set forth in Section 18-9-204.5, C.R.S.
- D. By the authority granted in §30-15-102(1), C.R.S., and in addition to Subsection A. of this Section 15, the penalty assessment procedures as provided for in §16-2-201, C.R.S., are herein adopted by reference. If, in the discretion of the Director, such penalty assessment procedures are utilized in relation to the petty offense violations of this Resolution, except for violations of Section 8 of this Resolution, the following graduated penalty assessment schedule shall be applicable for first time and repeat offenses of this Resolution:
 - 1) First Offense \$50.00
 - 2) Second Offense \$100.00
 - 3) Third Offense \$300.00
 - 4) Four or more offenses, mandatory court appearance
 - 5) Each and every incident during which a violation of any Section in this Resolution occurs shall be deemed a separate violation

Section 16: Disposition of Fines

All fines collected for convictions of violations of this Resolution, and all monies collected for services provided, or otherwise pursuant to this Resolution, shall be paid into the Treasury of Arapahoe County by depositing such monies, as collected, into the General Fund of Arapahoe County.

Section 17: Incorporation of Colorado Statutes

All provisions of Title 30, Article 15, Part 1, C.R.S., are hereby adopted and incorporated by reference into this Resolution.

Section 18: Severability

If any of the provisions of this Resolution are determined by a court with proper jurisdiction to be invalid, such determination shall not affect the remaining provisions of this Resolution.

Section 19: Applicability

The provisions of this Resolution shall apply to, and may be enforced within, all areas of unincorporated Arapahoe County. It shall also apply to, and may be enforced within, any municipality that adopts the provisions of this Resolution, or any portion thereof, for purposes of enforcement within such municipality. The provisions of this Resolution are not intended to and

shall not be enforced in a manner that makes the operation of any agricultural operation a nuisance in violation of Sections 35-3.5-101, et seq., Colorado Revised Statutes.

Section 20: Prior Resolutions Repealed

All prior Animal Services Resolutions heretofore adopted by the Board are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any repealed Animal Control Resolution and prior to the effective date of this Animal Services Resolution which date shall be 60 calendar days from the date of Board of County Commissioner approval.

The vote was:

Commissioner Warren-Gully, Yes; Commissioner Campbell, Yes; Commissioner Summey, Yes; Commissioner Baker, Yes; Commissioner Holen, Absent and Excused.

The Chair declared the motion carried and so ordered.

RESOLUTION NO. 24-213 It was moved by Commissioner Baker and duly seconded by Commissioner Summey to authorize County Attorney Ron Carl to execute a settlement participation form for a nationwide settlement with opioid litigation defendant Kroger Co.

The vote was:

Commissioner Baker, Yes; Commissioner Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner Warren-Gully, Yes.

The Chairman declared the motion carried and so ordered.

RESOLUTION NO. 24-214 It was moved by Commissioner Summey duly seconded by Commissioner Baker to adopt the following Resolution:

WHEREAS, Alpert Multifamily Development LLC, applicant and owner, has applied for the rezoning of certain property hereinafter described from RR-A to Specific Development Plan (SDP) for PUD on 0.91 acres and approval of a SDP, Case No. SDPZ21-006, and

WHEREAS, after a duly noticed public hearing on this matter, the Arapahoe County Planning Commission made a favorable recommendation for said change in zoning subject to certain stipulations of said Planning Commission as specified in the record of the proceedings before the Planning Commission; and

WHEREAS, following said Planning Commission hearing, notice of a public hearing before the Arapahoe County Board of County Commissioners ("the Board") was properly given of such proposed rezoning and specific development plan by publication on July 18, 2024, in CCM newspapers, newspapers of general circulation within the County of Arapahoe, by posting of said property and by mail notification of adjacent property owners in accordance with the Arapahoe

County Land Development Code; and

WHEREAS, a public hearing was held before the Board of County Commissioners at the Arapahoe County Administration Building, 5334 South Prince Street, Littleton, Colorado, on the 6th day of August, 2024, at 9:30 a.m., at which hearing evidence and testimony were presented to the Board concerning said rezoning and SDP request; and

WHEREAS, the administrative record for this Case includes, but is not limited to, all duly adopted ordinances, resolutions and regulations, together with all Public Works and Development Department processing policies which relate to the subject matter of the public hearing, the staff files and reports of the Planning and Engineering case managers, and all submittals of the applicant; and

WHEREAS, representations, statements and positions were made by or attributed to the applicant or its representatives on the record, including representations contained in the materials submitted to the Board by the applicant and County staff; and

WHEREAS, the applicant has agreed to all conditions of approval recommended by County staff, and has agreed to execute all agreements and to convey all rights of way and easements recommended by staff, except as stated in this resolution; and

WHEREAS, the Board finds that the proposed rezoning and SDP generally conform to the Arapahoe County Comprehensive Plan and comply with the approval criteria found in the Land Development Code; and

WHEREAS, pursuant to the authority vested unto the Board of County Commissioners by Article 20 of Title 29, Article 28 of Title 30, and Article 67 of Title 24, C.R.S. as amended, the Board has concluded that the public health, safety, convenience and general welfare, as well as good zoning practice, justify granting a change in the zoning of the hereinafter described property subject to the conditions precedent and/or other conditions as hereinafter delineated.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

1. The Board of County Commissioners for Arapahoe County hereby grants and approves rezoning of the following parcel from RR-A to SDP for PUD on 0.91 acres and approval of a SDP, Case No. SDPZ21-006, subject to the conditions precedent and/or other conditions as hereinafter delineated.

LEGAL DESCRIPTION

PARCEL A:

PART OF LOTS 2, 3 AND 4; AND LOTS 5 THRU 10, BLOCK 7, OAKESDALE, COUNTY OF ARAPAHOE, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST ONE QUARTER OF THE SOUTHWEST ONE QUARTER OF

SECTION 28, TOWNSHIP 4 SOUTH, RANGE 67 WEST OF THE 6TH P.M.; THENCE SOUTH 89°55'06" EAST ALONG THE NORTH LINE OF THE SOUTH ONE HALF OF SAID SOUTHWEST ONE QUARTER 1606.21 FEET TO THE WESTERLY LINE OF SAID BLOCK 7; THENCE SOUTH 38°43'04" EAST 48.22 ALONG SAID WESTERLY LINE TO THE POINT OF BEGINNING; THENCE SOUTH 89°55'06" EAST PARALLEL WITH AND 30 FEET FROM THE NORTH LINE OF THE SOUTH ONE HALF OF SAID SOUTHWEST ONE QUARTER A DISTANCE OF 105.57 FEET TO THE EASTERLY LINE OF SAID BLOCK 7; THENCE ALONG THE SAID EASTERLY LINE SOUTH 39°18'48" EAST 185.64 FEET TO THE SOUTHEASTERLY CORNER OF LOT 10 OF SAID BLOCK 7; THENCE ALONG SOUTHERLY LINE OF SAID LOT 10, SOUTH 51°16'56" WEST 84.20 FEET TO THE SOUTHWESTERLY CORNER OF SAID LOT 10; THENCE ALONG THE WESTERLY LINE OF SAID BLOCK 7, NORTH 38°43'04" WEST 251.78 FEET TO THE POINT OF BEGINNING.

PARCEL B:

LOTS 11 AND 12, BLOCK 7, OAKESDALE, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL C:

LOTS 13, 14, 15 AND 16, EXCEPT THE SE 22.4 FEET OF LOT 16, BLOCK 7, OAKESDALE, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL D:

LOTS 17 AND 18 AND THE SE 22.4 FEET OF LOT 16, BLOCK 7, OAKESDALE, COUNTY OF ARAPAHOE, STATE OF COLORADO.

TOTAL AREA OF 40,654 SF OR 0.933 ACRES, MORE OR LESS.

RIGHT-OF-WAY DEDICATION:

A PORTION OF LOTS 2 AND 3, BLOCK 7 OF PARCEL A, TOTALING 0.020 ACRES, WILL BE DEDICATED AS ROADWAY RIGHT-OF-WAY AT THE TIME OF PLATTING THE PROPERTY.

2. Approval of this rezoning and specific development plan is based and conditioned upon the following understandings, agreements and/or representations:

- a. The applicant's assent and/or agreement to make all modifications to the final version of the documents that are necessary to conform the documents to the form and content requirements of the County in existence at the time the documents are submitted for signature.
- b. The representations, statements and positions contained in the record that were made by or attributed to the applicant and its representatives, including all such representations made at hearing and statements contained in materials submitted to the Board by the applicant and County staff.

3. Approval of this rezoning and specific development plan shall be and is subject to the following conditions precedent and/or other conditions, which the applicant has accepted and which the applicant is also deemed to accept by preparing a mylar for signature by the Chairman of the Board of County Commissioners within sixty (60) days of this date and by continuing with the development of the property:
 - a. The applicant's compliance with the recommended conditions of the Arapahoe County Planning Commission as set forth in the record of the hearing before the Planning Commission, except as may be modified by this Board.
 - b. The applicant's compliance with all conditions of approval recommended by the staff case managers in the written staff reports presented to the Board, and any conditions stated by staff on the record, except as may be modified by this Board.
 - c. The applicant's compliance with all additional conditions of approval stated by the Board, including the following:
 - 1) Prior to the signature of the final copy of these plans, the applicant will address all Public Works and Development Staff comments.
 - 2) Prior to the signing of the Administrative Site Plan, the existing well on-site shall be either covered by a court-approved augmentation plan or plugged and abandoned.
 - 3) Prior to the signing of the Administrative Site Plan, all existing septic systems shall be abandoned and removed from the subject property.
 - 4) If in order to construct the east retaining wall spread footer, it is necessary to impact and encroach onto the High Line Canal property, the developer shall pay the County \$250.00 per linear foot for such access rights and encroachment impacts to County property. The developer shall repair any damage caused to the High Line Canal property. Payment shall be made before any Building Permits are issued.
 - D. The applicant's performance of all commitments and promises made by the applicant or its representatives and stated to the Board on the record or contained within the materials submitted to the Board.
4. Upon the applicant's completion of any and all changes to the rezoning Mylar as may be required by this Resolution, the Chairman of the Board of County Commissioners is hereby authorized to sign same.
5. The Zoning Map of Arapahoe County shall be and the same is hereby amended to conform to and reflect said change in zoning.

6. County planning, engineering and legal staff are authorized to make any changes to the mylar form of the approved document as may be needed to conform the documents to the form and content requirements of the County in existence at the time the documents are submitted for signature, and to make such other changes that are expressly stated by staff before the Board, or are recommended by staff in the written staff reports, or are referred to by the movant Commissioner. No other deviation or variance from the form and content of the documents submitted for the Board's consideration are approved except to the extent stated in this resolution.
7. The County Attorney, with the concurrence of the planning and/or engineering case managers, is authorized to make appropriate modifications to the resolution and plan documents as needed to accurately reflect the matters presented to the Board and to record and clarify, as necessary, other aspects and ramifications of the Board's action.

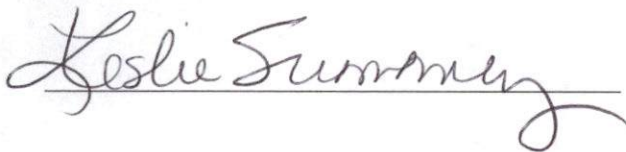
The vote was:

Commissioner Baker, Yes; Commissioner Jessica Campbell, Yes; Commissioner Holen, Absent and Excused; Commissioner Summey, Yes; Commissioner Warren-Gully, Yes.

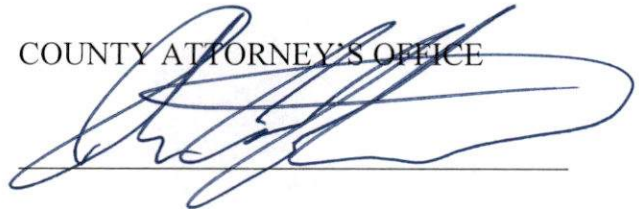
The Chair declared the motion carried and so ordered.

The foregoing Resolutions from the meeting of August 6, 2024 have been reviewed and approved.

BOARD OF COUNTY COMMISSIONERS



COUNTY ATTORNEY'S OFFICE



CLERK TO THE BOARD



