

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF DOUGLAS, COLORADO**

**RESOLUTION AMENDING RESOLUTION NO. R-001-129 RESTRICTING THE
VEHICULAR ACCESS TO A PORTION OF DOUGLAS COUNTY ROAD NO. 5.**

WHEREAS, on October 24, 2001, the Board of county Commissioners adopted Resolution No. R-001-129 and on February 12, 2002 adopted an Amendment to Resolution No. R-001-129, both of which restricted the vehicular access to a portion of Douglas County Road No. 5 ("DC5"); and

WHEREAS, the Board desires to amend the "Permit" requirements found in section 2 of Resolution No. R-001-129, now therefore,

BE IT RESOLVED, by the BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, that section "2. Permits" of Resolution No. R-001-129 shall be rescinded and replaced in its entirety as follows:

2. Permits.

- a. Special Use Access Permits shall be issued by Douglas County Public Works Engineering to the owners and lessees of each property accessible from the Restricted Road ("Authorized Properties").
- b. The owners and lessees of the Authorized Properties shall be allowed to access the Restricted Road in accordance with the terms and conditions of the Special Use Access Permit.
- c. All Special Use Access Permits shall remain the property of the County.

PASSED AND ADOPTED this 10 day of **December 2013**, in Castle Rock, Douglas County, Colorado.

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF DOUGLAS, COLORADO**

BY:



JILL E. REPELLA, Chair

ATTEST:



MELISSA PELLETIER
Deputy Clerk



23

DC5 is restricted per
Resolution R-001-129
In Sections 24, 25, and 26

24

Vicinity Map

Private
Parcel (8ac)

26

25

Private
Parcel

RESOLUTION NO. R-001-129 2nd Amendment

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF DOUGLAS, COLORADO**

**A RESOLUTION AMENDING RESOLUTION NO. R-001-129
RESTRICTING THE VEHICULAR ACCESS TO A
PRORTION OF DOUGLAS COUNTY ROAD NO. 5**

WHEREAS, on October 24, 2001, the Board of county Commissioners adopted Resolution No. R-001-129 and on February 12, 2002 adopted an Amendment to Resolution No. R-001-129, both of which restricted the vehicular access to a portion of Douglas County Road No. 5 (“DC5”); and

WHEREAS, the Board desires to amend the “Permit” requirements found in section 2 of Resolution No. R-001-129, now therefore,

BE IT RESOLVED, by the **BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS, STATE OF COLORADO**, that section “2. Permits” of Resolution No. R-001-129 shall be rescinded and replaced in its entirety as follows:

2. Permits.

- a. Special Use Access Permits shall be issued by Douglas County Public Works Engineering to the owners and lessees of each property accessible from the Restricted Road (“Authorized Properties”).
- b. The owners and lessees of the Authorized Properties shall be allowed to access the Restricted Road in accordance with the terms and conditions of the Special Use Access Permit.
- c. All Special Use Access Permits shall remain the property of the County.

PASSED AND ADOPTED this ____ day of **December 2013**, in Castle Rock, Douglas County, Colorado.

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF DOUGLAS, COLORADO**

By: _____
JILL E. REPELLA, Chair

ATTEST: _____
MELISSA A. PELLETIER, Deputy Clerk to the Board

RESOLUTION NO. R-001- 129

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF DOUGLAS, COLORADO

A RESOLUTION RESTRICTING THE VEHICULAR ACCESS
TO A PORTION OF DOUGLAS COUNTY ROAD NO. 5

WHEREAS, Douglas County Road No. 5 ("DC5") is a county road open to public vehicular travel; and

WHEREAS, on May 23, 2000, the Board of County Commissioners adopted Resolution No. R-000-093 which restricted the vehicular access to a portion of DC5; and

WHEREAS, for reasons of health and safety, the Board desires to restrict the vehicular access to an additional portion of DC5 as described on the attached Exhibit A, incorporated herein with this reference (the "Restricted Road"); and

WHEREAS, the Board desires to permit property owners who obtain access to their land from the Restricted Road to be granted special use permits by the Douglas County Public Works Department to allow such property owners and their guests vehicular access to the Restricted Road; and

WHEREAS, the Board desires that equestrian, pedestrian, bicycle and other non-vehicular access to DC5 continue now, therefore,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, that vehicular access to the portion of DC5 described on the attached Exhibit A (the "Restricted Road"), is hereby restricted as follows:

1. **Vehicular Access Prohibited.** Vehicular access to the Restricted Road is prohibited except for County personnel and vehicles, emergency vehicles and all holders of special use permits ("Authorized Persons").
2. **Permits.**
 - a. Special use permits shall be issued to the owners and lessees of each property accessible from the Restricted Road ("Authorized Properties"). Such permits shall consist of a numbered decal which shall be permanently affixed to the windshield of each motor vehicle to be used to access the Restricted Road.
 - b. Visitor permits may also be issued to visitors of the Authorized Properties. Such visitor permits shall be displayed hung on the rear view mirror of the motor vehicle used by such visitors to access the Restricted Road.
 - c. A contractor may obtain a reasonable number of temporary permits for motor vehicles of the contractor and the contractor's employees for the period of time that the contractor is engaged in work within a residential parking zone.
 - d. All permits shall be numbered and shall not be transferable from one property owner

DATE 05-24-00

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Rec#

to another.

e. All permits shall remain the property of the County.

3. Access by the General Public. The general public shall have equestrian, pedestrian, bicycle and other non-vehicular access to the Restricted Road.
4. Termination. If within ten (10) years after the adoption of this Resolution, the County determines the restrictions placed on the Restricted Road should be lifted, the County must first obtain the written consent of Colorado State Parks.

PASSED AND ADOPTED this 24th day of October, 2001, in Castle Rock, Douglas County, Colorado.

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF DOUGLAS, COLORADO**

BY: Melanie A. Worley
MELANIE A. WORLEY, Chair

ATTEST:

Mary A. Niblack
MARY A. NIBLACK, Deputy Clerk



EXHIBIT A

That portion of Douglas County Road No. 5 located in Sections 24, 25 and 26, Township 7 South, Range 69 West and that portion of Douglas County Road No. 5 in Section 23, Township 7 South, Range 69 West located south and east of Thunder Run in Roxborough Park Planned Development.

RESOLUTION NO. R-001-129 AMENDED

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF DOUGLAS, COLORADO**

**A RESOLUTION AMENDING RESOLUTION NO. R-001-129, A RESOLUTION
RESTRICTING THE VEHICULAR ACCESS TO A PORTION
OF DOUGLAS COUNTY ROAD NO. 5**

WHEREAS, on October 24, 2001, the Board of County Commissioners adopted Resolution No. R-001-129 (the "Resolution"), which restricted the vehicular access to a portion of Douglas County Road No. 5 ("DC5"); and

WHEREAS, the Board desires to amend the Resolution to add specific provisions regarding the penalty and enforcement process for violations of the Resolution; now, therefore,

**BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF THE
COUNTY OF DOUGLAS, STATE OF COLORADO**, that the following sections be added to Resolution No. R-001-129, as follows:

5. **Enforcement.** This Resolution is enacted pursuant to C.R.S. § 18-9-117 and shall be enforced by the Douglas County Sheriff's Office, and by any park ranger of the Colorado Division of Parks and Outdoor Recreation.
6. **Penalty.** Any person who violates any of the provisions of this Resolution commits a Class 3 Misdemeanor, and upon conviction thereof, shall be punished by a fine of a minimum of Fifty Dollars (\$50.00) and a maximum of six months imprisonment, or Seven Hundred Fifty Dollars (\$750.00), or both.

PASSED AND ADOPTED this 12 day of February, 2002, in Castle Rock, Douglas County, Colorado.

**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF DOUGLAS, COLORADO**

BY: 
JAMES R. SULLIVAN, Chair

ATTEST:

MARY A. RIBLACK, Deputy Clerk

