

**RESOLUTION NO. R-023- 014**

**A RESOLUTION PROHIBITING THE OPERATION OF VEHICLES ON  
CERTAIN UNIMPROVED ROADS IN A PORTION OF PERRY PARK, FILING 5 AND THE INDIAN  
HEAD AREA OF THE PERRY PARK SUBDIVISION**

**WHEREAS** A portion of Perry Park, Filing 5 and the Indian Head area of the Perry Park Subdivision (commonly referred to the “Upper Cheyenne” Area) was platted in 1971, which established right-of-way (“ROW”) dedicated to Douglas County. The roads within the ROW were never built to a Douglas County standard by the original developer and are not suitable nor safe for general traffic in their current condition; and

**WHEREAS**, pursuant to C.R.S. 42-4-106(3), local authorities, with respect to highways under their jurisdiction, may, by resolution, prohibit the operation of motor and off-highway vehicles upon unimproved highways when necessary for the protection and safety of the public. Unimproved highways are roads that have not been sufficiently constructed per Local Authority’s current standards and have been determined not to be adequate to provide a driving surface that would safely support emergency vehicles and for ordinary vehicles.; and

**WHEREAS** Douglas County has determined certain roads in a portion of Perry Park, Filing 5 & Indian Head Area were not built to a sufficiently safe standard and therefore wish to restrict vehicular access to the unimproved roads unless an Access Permit is issued by Douglas County; and

**WHEREAS** Access Permits will only be issued to property owners in the portion of Perry Park, Filing 5 and Indian Head Area only after those owners have been given adequate notice of possible safety hazards and have agreed to take necessary steps to mitigate those hazards; and

**WHEREAS** Emergency service providers and County staff will be allowed vehicular access without an Access Permit.

**NOW THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of the County of Douglas, State of Colorado, as follows:

1. Douglas County shall maintain the existing gate with locks at the locations depicted on Exhibit A, attached hereto, and incorporated herein to limit vehicular access.
2. A property owner in this portion of Perry Park, Filing 5 and Indian Head Area may request an Access Permit from Douglas County allowing them vehicular access to their property via the unimproved roads. The Access Permit will identify the conditions associated with use of the roads and required actions of any permit holder to protect the public. Failure of a permit holder to abide by the requirements of the permit may result in immediate suspension or permanent revocation of said permit at the discretion of the County.

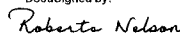
3. Operation and maintenance of the locked gate will be the responsibility of Douglas County.

PASSED AND ADOPTED this 24<sup>th</sup> day of January 2023 in Castle Rock, Douglas County, Colorado.

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

BY: DocuSigned by:  
  
7522E00BDA984729 \_\_\_\_\_ DS  
ABE LAYDON, Chair

ATTEST:

DocuSigned by:  
  
7DC86D5076A3465 \_\_\_\_\_  
Roberta Nelson  
\_\_\_\_\_, Deputy Clerk





Douglas County Adult Work Department, Gil Ticevar

Orange County Public Works Engineering Department  
100 West St. Costa Mesa, CA 92626  
(714) 261-7492  
enr@ocnet.net