

**CITY OF WHEAT RIDGE, COLORADO**  
**RESOLUTION NO. 65**  
**Series of 2018**

**TITLE: A RESOLUTION OPPOSING “AMENDMENT 74”, AN ATTEMPT TO AMEND THE COLORADO CONSTITUTION TO DRASTICALLY LIMIT STATE AND LOCAL GOVERNMENT SERVICES AT A HIGH COST TO TAXPAYERS**

**WHEREAS**, local government services are essential to the citizens of the City of Wheat Ridge; and

**WHEREAS**, Amendment 74 has been written to change the text of the Colorado Constitution, Article II, Section 15; and

**WHEREAS**, Amendment 74 declares that any state or local government law or regulation that “reduces” the “fair market value” of a private parcel is subject to “just compensation;” and

**WHEREAS**, under the current Colorado Constitution, a property owner already has the right to seek compensation from state or local governments; and

**WHEREAS**, Amendment 74 requires the government to compensate private property owners for any decrease in the fair market value of their private property traceable to any government law or regulation; and

**WHEREAS**, Amendment 74 would severely limit the ability of the City of Wheat Ridge to do anything that might indirectly, unintentionally, or minimally affect the fair market value of any private property; and

**WHEREAS**, any arguable impact upon fair market value – however reasonable or justified or minimal or incidental or temporary – resulting from state or local government action could trigger a claim for the taxpayers to pay; and

**WHEREAS**, governments would be vulnerable to lawsuits for almost every decision to regulate or not to regulate, making regular government function prohibitively expensive for the taxpayer; and

**WHEREAS**, if passed, Amendment 74 would directly inhibit a municipality’s ability to act on land use matters; and

**WHEREAS**, City Council takes a position in opposition to Amendment 74.

**NOW, THEREFORE, BE IT RESOLVED** by the City of Wheat Ridge City Council, that:

The City of Wheat Ridge opposes Amendment 74 and strongly urges a vote of NO this November.

DONE AND RESOLVED this 8<sup>th</sup> day of October, 2018.

*Bud Starker*

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Bud Starker, Mayor

ATTEST:

*Janelle Shaver*  
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Janelle Shaver, City Clerk

