

A RESOLUTION OF THE CITY COUNCIL APPROVING A BALLOT ISSUE
AND A BALLOT QUESTION TO BE SUBMITTED TO THE VOTERS AT THE
MUNICIPAL ELECTION HELD APRIL 3, 2012 TO AMEND THE CITY
CHARTER TO PROVIDE THAT ALL CITY PARKS SHALL BE
MAINTAINED IN PERPETUITY FOR PUBLIC USE EXCEPT IN THE EVENT
OF A VOTE OF THE ELECTORATE

WHEREAS, the 2005 Blue Ribbon Panel Report notes that the legacy of open space in Cherry Hills Village is a source of inspiration and creates in us all a responsibility to protect and preserve our meadows, trails, wetlands and mountain vistas; and

WHEREAS, our 2008 Master Plan concludes that the Village's low density development, open areas, public scenic vistas, public trails and public park are key reasons why many residents choose to live here, and that the protection and promotion of these amenities are most important to Village residents; and

WHEREAS, the parks known as Blackmer Common, Dahlia Hollow Park, John Meade Park, Three Pond Park and Woodie Hollow Park (the "Parks") are key components of the 2008 Master Plan, and should be protected and maintained in perpetuity in the public trust for the use and enjoyment of our residents, and

WHEREAS, amending Section 3.9 of the Charter would protect the Parks in accordance with the directions of the 2008 Master Plan,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF CHERRY HILLS VILLAGE:

Section 1. The City Council hereby refers and approves the following ballot issue for submission to the registered electors and to appear on the ballot for the City's municipal election to be held April 3, 2012:

SHALL SECTION 3.9 OF THE CHERRY HILLS VILLAGE HOME RULE CHARTER BE AMENDED BY THE ADDITION OF THE FOLLOWING SENTENCE:

"ALL PARKS OWNED OR HEREAFTER ACQUIRED BY THE CITY SHALL BE HELD, PROTECTED, AND MAINTAINED IN PUBLIC TRUST FOR THE USE, BENEFIT, AND ENJOYMENT OF THE PUBLIC, AND SHALL NOT BE PLEDGED OR CONVEYED WITHOUT A MAJORITY VOTE OF REGISTERED ELECTORS VOTING ON THE QUESTION."

Introduced, passed and adopted at the regular meeting of City Council this 7th day of February, 2012, by a vote of 6 yes and 0 no.

Michael J. Wozniak
Michael J. Wozniak, Mayor

ATTEST:

Laura Smith
Laura Smith, City Clerk
(SEAL)

APPROVED AS TO FORM:

Kenneth S. Fellman
Kenneth S. Fellman, City Attorney