

RESOLUTION NO. 18-32

**TOWN OF MILLIKEN, COLORADO
BOARD OF TRUSTEES OF MILLIKEN, COLORADO**

OPPOSING “AMENDMENT 74”

WHEREAS, Amendment 74 would 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 private property is subject to a payment of “just compensation;” and

WHEREAS, under the current Colorado Constitution, without Amendment 74, a private property owner has the right to seek compensation from state or local governments; and

WHEREAS, Amendment 74 would expand this compensation requirement by potentially requiring the Town – using tax revenues – to compensate private property owners for any decrease in the fair market value of their property that can be traced to a Town ordinance or determination; and

WHEREAS, Amendment 74 would severely limit the ability of the Town to take any action that might indirectly, unintentionally or minimally affect the fair market value of private property; and

WHEREAS, Amendment 74 would drastically diminish the Town’s ability to adopt and enforce reasonable regulations, limitations, and restrictions upon private property; and

WHEREAS, Amendment 74 would impact zoning, density limitations, and planned development; and

WHEREAS, Amendment 74 would reduce the Town’s ability to regulate environmentally dangerous or damaging activities,

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

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF TRUSTEES
OF THE TOWN OF MILLIKEN, COLORADO, AS FOLLOWS:**

Section 1. The Town Board of Trustees of the Town of Milliken hereby opposes Amendment 74.

Section 2. This Resolution shall become effective immediately upon passage.

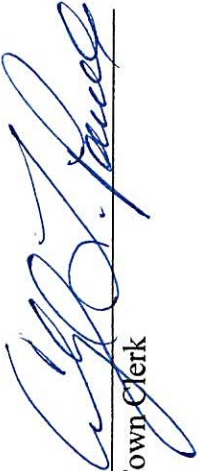
**PASSED AND ADOPTED, SIGNED AND APPROVED THIS 2nd day of October
2018.**

TOWN OF MILLIKEN, COLORADO

By  _____
Mayor

[SEAL]

Attest:

By  _____
Town Clerk