

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 15-0492.01 Bob Lackner x4350

HOUSE BILL 15-1107

HOUSE SPONSORSHIP

Van Winkle,

SENATE SPONSORSHIP

Holbert,

House Committees
Local Government

Senate Committees

A BILL FOR AN ACT

101 CONCERNING LIMITATIONS ON THE ABILITY OF A MUNICIPALITY TO
102 ANNEX LAND THAT IS SERVED BY A METROPOLITAN DISTRICT.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/bills/summaries>.)

Before a municipality may commence an annexation of a land area containing 70,000 or more residents and that is currently served by a metropolitan district (district), the bill requires the board of directors of the district to approve the potential annexation by a vote of not less than 2/3 of its members. The bill also requires the board to communicate the results of any such vote to the governing body of the municipality within

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

30 days of the vote.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 31-12-105, **add** (2)
3 as follows:

4 **31-12-105. Limitations.** (2) (a) THIS SUBSECTION (2) APPLIES TO
5 A LAND AREA IN WHICH:

6 (I) SEVENTY THOUSAND OR MORE RESIDENTS ARE LOCATED; AND

7 (II) THE LAND AREA IS LOCATED WITHIN THE SERVICE AREA OF A
8 METROPOLITAN DISTRICT CREATED UNDER PART 1 OF ARTICLE 1 OF TITLE
9 32, C.R.S.

10 (b) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE,
11 BEFORE A MUNICIPALITY MAY COMMENCE ANY PROCEEDING UNDER THIS
12 ARTICLE THAT RESULTS IN THE ANNEXATION OF A LAND AREA THAT
13 SATISFIES THE CONDITIONS SPECIFIED IN PARAGRAPH (a) OF THIS
14 SUBSECTION (2), THE BOARD OF DIRECTORS OF THE SUBJECT
15 METROPOLITAN DISTRICT MUST APPROVE THE POTENTIAL ANNEXATION BY
16 A VOTE OF NOT LESS THAN TWO-THIRDS OF ITS MEMBERS. IN SUCH
17 CIRCUMSTANCE, THE BOARD MUST COMMUNICATE THE RESULTS OF ANY
18 SUCH VOTE TAKEN UNDER THIS PARAGRAPH (b) TO THE GOVERNING BODY
19 OF THE MUNICIPALITY WITHIN THIRTY DAYS OF THE VOTE.

20 **SECTION 2. Safety clause.** The general assembly hereby finds,
21 determines, and declares that this act is necessary for the immediate
22 preservation of the public peace, health, and safety.