

BoCo FIRM's Reaction to today's Colorado Court of Appeals ruling

If we don't have standing who does? Evidently no one.

Today the Colorado Court of Appeals ruled that 300 property owners who live in subdivisions in unincorporated Boulder County "do not have standing to bring their claims against the County (of Boulder)" in regard to the abandonment by the county for over twenty years of nearly 150 miles of county owned roads. In doing so, the Court becomes an unwitting accomplice in the County Commissioner's ongoing plan to hold our roads hostage until we agree to pay even more taxes.

In its ruling, the court found that the residents of the subdivisions are "within the class of persons intended to be benefited by the county road provisions" but ruled that "the General Assembly .. imposed the obligation of developing county road policies - and the oversight of those policies - on the board of county commissioners. In doing so, it entrusted county road issues to the board of county commissioners - not private citizens."

Their ruling belies the question, if private citizens can't ask the courts to review what appears to be malfeasance of duty by elected officials, where are we to turn for redress?

To read the court's ruling for yourself, click on the following link [Colorado Court of Appeals ruling](#)

What are the next steps for BoCo FIRM?

While BoCo FIRM evaluates all of our options moving forward we remain committed to the same goal we have had from day one, getting our roads fixed without new taxes. We will continue to work on all fronts, legally and politically to get that job done.

To that end we have formed an issue committee registered with the state of Colorado, BoCo FIRM Advocacy Committee, to support County Commissioner candidates who believe in getting our roads fixed without new taxes. BoCo FIRM through its advocacy committee will also work to oppose any new tax measures proposed by the county to make us pay to fix the problem the Commissioners themselves have created.

As an example, BoCo FIRM has worked with Paul Danish who is running to unseat Deb Gardner on the merits of our position. As a result, Paul has taken a position of fixing our roads without new taxes (see [Paul Danish for County Commissioner](#)).

Finally, a question for Commissioners Gardner, Jones and Domenico.

We have a question for Commissioners Gardner, Jones and Domenico. As we have all known from the beginning, the subdivision roads are owned by the county and you have a duty to maintain those roads. Today's ruling does not change that fact.

So our question for you is:

"What are you going to do to fix the roads that continue to deteriorate every day? Are you going to demand that we pay more and more in taxes, despite having nearly \$300 million of our dollars sitting in investment accounts, before you act? Or are you going to spend some of our current reserves to do the right thing?"

The ball is back in your court.

Donate now or pay later

The county has already contracted with a survey firm to test market the best way to convince all of us to pay even more property taxes to fix our roads.

BoCo FIRM will continue to fight for what is right. Ask yourselves, should you pay more taxes to fix a problem that the County Commissioners caused by years of neglect? If you do, it would be quite a new racket for our elected politicians. Waste your tax dollars year after year instead of simply doing their job. And then when they actually are forced to fulfill their statutory responsibilities, claim poverty and ask for more money.



We need your financial support to continue our efforts to organize our community about what the Commissioners are trying to do. We deserve better government than what we are getting.

Please contribute by clicking on the following link, [Donate now](#) or by sending a check made out to BoCo FIRM, PO Box 11275, Boulder, CO 80301. Thank you again for your support.

BoCo FIRM is a 100% volunteer group. No one who works on your behalf at BoCo FIRM receives one penny for their efforts. And to date we have saved Boulder County residents over \$72 million dollars in additional taxes that the Commissioners tried to impose via their ill conceived PID and LID plans. We are now trying to prevent the county from adding \$150 million dollars to your future tax bill. Help us continue to fight on your behalf.

Please forward this email to everyone you know by clicking on the link below.

Boulder County FIRM, PO Box 11275, Boulder, CO 80301