

Boulder County homeowners to appeal subdivision roads ruling to Supreme Court

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Homeowners seeking to force Boulder County to rehabilitate and repave roads in unincorporated residential subdivisions hope to get the Colorado Supreme Court to consider their case.

Boulder County Fairness in Road Maintenance, whose co-chairman, Chuck Wibby, is the lead plaintiff in the lawsuit, announced Tuesday that the property owners plan to appeal a June 30 ruling by the Colorado Court of Appeals that held the homeowners did not have the legal standing to pursue their claims.

Wibby and the organization said in a news release and a statement sent to the organization's email list that "BoCo FIRM believes that the (appeals) court erred in its ruling. We believe that citizens do have the right to ask the courts for relief when their elected officials ignore their statutory responsibilities."

The Court of Appeals judges' decision amounted to a statement "that the county commissioners have virtually unlimited power to ignore state law and do whatever they want with our money, and we as taxpayers can't ask the courts to intervene," BoCo FIRM said in its news release.

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