

Ballots will be mailed between Oct. 15 and 18, 2013. Voters can return ballots by mail (received no later than Nov. 5) or drop them off at Fraser Town Hall on Election Day.

For additional information regarding voting regulations, please contact Town Clerk/Elections Clerk Lu Berger at the telephone number or email listed below.

To view the Ordinances regarding Byers Peak Ranch Annexation, visit our website and navigate from the home page to Government/Town Clerk/Election Information.

[www.frasercolorado.com](http://www.frasercolorado.com)



**Town Manager, Jeff Durbin**  
**Town Clerk/Elections Clerk, Lu Berger**

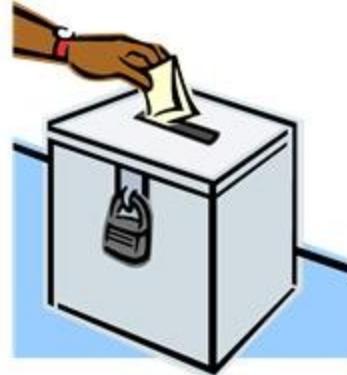
Town of Fraser  
153 Fraser Avenue  
P. O. Box 370  
Fraser, CO 80442  
970-726-5491

E-mail:  
Town Manager  
[jdurbin@town.fraser.co.us](mailto:jdurbin@town.fraser.co.us)  
Town/Elections Clerk  
[lberger@town.fraser.co.us](mailto:lberger@town.fraser.co.us)

## TOWN OF FRASER



### November 5, 2013 BALLOT ISSUES



This document is intended to provide voters with a summary of the issues so they can make informed decisions.

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There are five Town of Fraser questions on the ballot: one regarding retail marijuana, two regarding water and sanitary sewer services and two regarding the Byers Peak Ranch Annexation.

Measure 2C proposes an excise tax on retail marijuana sales. A temporary moratorium on such sales is in effect - expiring in January, 2014. While the Board considers the regulations and costs associated with administering the regulations, it has proposed an excise tax on retail marijuana and associated products. The excise tax would be collected at the time of sale and remitted to the Town along with the sales tax.

The two questions regarding water and sanitary sewer services, Measures 2A and 2B, both propose a mill levy for the purpose of operation, maintenance and other related expenses of the Town for the respective systems.

The two questions regarding Byers Peak Ranch Annexation, Referenda 300 and 301, were referred to the voters by the Town Board after a petition for a referendum on the matter was submitted in accordance with State Law.

**Measure 2C - Retail Marijuana Excise** asks “yes” or “no” to the question: “Shall the Town of Fraser taxes be increased by \$100,000 annually in the first full fiscal year and by such amounts as are raised annually thereafter by imposing a tax of five percent (5%) on the sale of retail marijuana and retail marijuana products, which shall be in addition to the municipal sales tax on such sales; and shall all revenues derived from such tax be collected and spent to promote the general purposes of the Town of Fraser as a voter approved revenue change notwithstanding any revenue or expenditure limitations contained in Article X, Section 20 of the Colorado Constitution?”

“**Yes**” means a 5% excise tax will be collected. This is similar to and in addition to sales tax.

“**No**” means a 5% excise tax will NOT be collected. The Town Board may consider other fees and/or taxes on retail marijuana sales.

## Water and Sanitary Sewer Referred Measures 2A and 2B

**These are two separate ballot questions, but for brevity they are presented in this manner:**

**Measures 2A and 2B** ask “yes” or “no” to the questions: “Shall Town of Fraser taxes be increased \$200,000 annually in the first full fiscal year and by such greater or lesser amount raised annually thereafter by the imposition of an additional ad valorem property tax mill levy of not more than five (5) mills against all taxable property within the Town for the purpose of operations, maintenance and other related expenses of the Town’s **2A) water treatment and distribution system** and **2B) sanitary sewer collection and treatment system**; and shall the revenue from such taxes constitute permanent voter-approved revenue changes within the meaning of Article X, Section 20 of the Colorado Constitution and an exception to the limitations set forth in Section 29-1-301 of the Colorado Revised Statutes.”

Both systems are operated as Enterprise Funds. As such, only revenues generated by Water Service Fees or Sewer Service Fees are used to pay expenses associated with the respective systems. These revenues are not used for any other purpose. Current service fee revenues are not sufficient to allow the Town to cover operating expenditures and build reserves for neces-

sary maintenance, repair and capital replacement of our aging infrastructure.

Currently there are no property taxes levied for either Fund. Most other service providers in Grand County levy both service fees and property taxes.

This property tax is a proposed means of providing revenues necessary for system operations in addition to service fees. Vacant properties that do not contribute service fees but benefit from system availability will contribute revenues via a property tax. Property owners may be eligible to deduct property taxes from their Federal Income Taxes.

Five (5) mills amount to an annual increase of approx. \$40 for a home valued at \$100,000.

“**Yes**” means Town of Fraser properties will be assessed an additional five (5) mills. Services fees would not be increased in 2014, but may be subject to future year increases.

“**No**” means property taxes will not be increased in 2014 due to this mill levy. Services fees will likely increase in 2014. Collecting the same total revenue from service fees would require an increase of about \$140 annually per home (Single Family Equivalent).

**Remember, these are two identical but separate questions, one for each system.**

## Referenda 300 and 301- Byers Peak Ranch Annexation

These two questions are concerning the recent Byers Peak Ranch Annexation by the Fraser Town Board. The first is regarding the annexation itself, the second, with its zoning.

**Referendum 300** - “Shall the Town of Fraser Ordinance No. 407, an ordinance annexing to the Town of Fraser, County of Grand, State of Colorado, the Byers Peak Ranch Property, be adopted?”

Yes, for the ordinance

No, against the ordinance

“**Yes**” means the decision of the Town Board is confirmed by the voters and the property will be annexed into Fraser, but only if Referendum 301 is also confirmed by the voters.

Provisions of the annexation agreement include: construction of public water infrastructure serving water customers in the subdivisions: Workshire Acres, Byers Vista, Ptarmigan, Victoria Village, Fox Run, Wapiti Meadows, Town of Eastom and Forest Meadows, the dedication of a 6-acre municipal parcel, a pedestrian trail along the Fraser Valley Parkway and municipal revenues.

Fraser will have land use control over the property and will also have certain obligations including services it provides other customers: water and sanitary sewer, and maintenance of specified roads, including snow management.

“**No**” means the annexation and all related matters will be overturned and the property will not be annexed into Fraser.

“No” means the Town will need to provide its own public water infrastructure serving the water customers in the subdivisions: Workshire Acres, Byers Vista, Ptarmigan, Victoria Village, Fox Run, Wapiti Meadows, Town of Eastom and Forest Meadows. The costs will be borne by residents/property owners in these areas.

The developers have already filed required paperwork with Grand County to proceed immediately with the development in un-incorporated Grand County. The developers have stated they will not return to Fraser to renegotiate should the agreement be overturned by this vote.

**Referendum 301** - “Shall the Town of Fraser Ordinance No. 409, an ordinance zoning newly annexed property; amending the local zoning map of the Town of Fraser; and approving the Byers Peak Ranch Planned Development District Plan, be adopted?”

Yes, for the ordinance

No, against the ordinance

“**Yes**” means the decision of the Town Board is confirmed by the voters and the property will be zoned Planned Development District, but only if Referendum 300 is also confirmed.

“**No**” means the annexation and all related matters will be overturned and the property will not be annexed into Fraser.

Fraser residents and property owners will receive none of the benefits or have any obligations resulting from development on the property. Zoning for the property will be determined by Grand County.