

STATE OF COLORADO

DEPARTMENT OF LOCAL AFFAIRS

Division of Local Government
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Title 32, Article 1 Special District Notice of Return to Active Status

NOTICE IS HEREBY GIVEN by the Board of Directors

of the The Canyons Metropolitan District No. 5 District (66225) (LGID)
in Douglas County, Colorado

pursuant to subsection 32-1-104(3)(b) C.R.S., the District is no longer an Inactive Special District. The District's Board of Directors adopted a resolution (attached) declaring the return to Active Status at a public meeting held: August 15, 2012

NOTICE IS FURTHER GIVEN, pursuant to subsection 32-1-104(3)(b) C.R.S., the Board of Directors shall cause the District to be brought into compliance for the remainder of the fiscal year in which the District returns to Active Status with all legal requirements for which the District has otherwise been exempt while on Inactive Status. The District shall be in compliance with the exempted requirements specified under 32-1-104(5) C.R.S. within ninety days of delivery of this notice.

District Contact Person: Kristen D. Bear Phone: 303-858-1800

Contact Signature: _____

Date: 8/15/12

Contact Email Address: kbear@wbapc.com
District Board Chair:

District Business Address: 2154 East Commons Avenue, Suite 2000
Business Address (cont.)
Address City/State/Zip: Centennial, CO 80122

Generally, per C.R.S. 32-1-103(5), Inactive Special Districts shall be exempt from compliance with the provisions of:

- 32-1-104(2) - Annual January 15th Contact Filing;
- 32-1-306 - Annual January 1st Map Filing
- 32-1-809 - Annual January 15th Notice to Electors
- 32-1-903 - Meetings
- Title 29, Art 1, Part 1 - Budget Law
- Title 29, Art 1, Part 1 - List of Contracts
- Title 29, Art 1, Part 1 - Audit Law
- Title 39, Art 1, Part 1 - Notices of Boundary Change, Intent to Levy
- Title 39, Art 5, Part 1 - Annual Mill Levy Certification

PROCEDURAL INSTRUCTIONS

As directed in 32-1-104(3)(b) C.R.S., by *Certified Mail, Return Receipt Requested* except where electronic filing is required by the receiving entity, file this Notice of Return to Active Status and a copy of the resolution adopted pursuant to 32-1-104(3)(a) C.R.S. with:

- the Board of County Commissioners and the City Council/Town Board of each county and municipality that approved the District's service plan pursuant to section 32-1-204 or 32-1-204.5 C.R.S.;
- the Treasurer, Assessor, and the ~~Clerk and Recorder~~ of the county(ies) in which the District is located;
- the district court having jurisdiction over the formation of the special district;
- the Office of the State Auditor; and
- the Division of Local Government.

RESOLUTION
OF THE
BOARD OF DIRECTORS
OF
THE CANYONS METROPOLITAN DISTRICT NO. 5

Declaring Return to Active Status

WHEREAS, The Canyons Metropolitan District No. 5 (the "District") is a quasi-municipal corporation and political subdivision of the State of Colorado and is duly organized and existing as a special district pursuant to §§ 32-1-101, *et seq.*, C.R.S.; and

WHEREAS, pursuant to § 32-1-104(3)(a), C.R.S., the Board of Directors of the District elected to become inactive under said statutory section; and

WHEREAS, pursuant to § 32-1-104(3)(b), C.R.S., the Board of Directors has now determined that the District shall return to active status.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE DISTRICT AS FOLLOWS:

1. RETURN TO ACTIVE STATUS. The Board of Directors hereby declares that the District shall be deemed reactivated pursuant to §32-1-104(3)(b), C.R.S. effective immediately upon adoption of this Resolution. The Board hereby directs legal counsel to issue such notices and take such other steps on behalf of the District as may be necessary in connection with this declaration pursuant to § 32-1-104, C.R.S.

APPROVED AND ADOPTED THIS 15TH DAY OF AUGUST, 2012.

THE CANYONS METROPOLITAN DISTRICT NO. 5

President

ATTEST

Secretary