

RESOLUTION NO. R-015- 037

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF DOUGLAS, COLORADO

A RESOLUTION APPROVING THE AMENDED SERVICE PLAN OF  
ROXBOROUGH VILLAGE METROPOLITAN DISTRICT

WHEREAS, on December 15, 2014, an amended service plan for the Roxborough Village Metropolitan District ("Amended Service Plan") was filed with the Douglas County Clerk and Recorder ("Clerk"), and the Clerk, on behalf of the Board of County Commissioners ("Board"), mailed a Notice of Filing of Special District Amended Service Plan to the Division of Local Government in the Department of Local Affairs on December 19, 2014; and

WHEREAS, on February 2, 2015, the Douglas County Planning Commission recommended approval of the Amended Service Plan to the Board; and

WHEREAS, on February 24, 2015, the Board set a public hearing on the Amended Service Plan for March 10, 2015 ("Public Hearing"), and (1) ratified publication of the notice of the date, time, location and purpose of such Public Hearing, which was published in *The Douglas County News-Press* on February 5, 2015 and February 12, 2015; and (2) caused notice of the date, time and location of the Public Hearing to be mailed on February 13, 2015 and February 17, 2015, to the governing body of the existing municipalities and special districts which have levied an *ad valorem* tax within the next preceding tax year and which have boundaries within a radius of three miles of the boundaries of Roxborough Village Metropolitan District ("District") and, on February 13, 2015 and February 17, 2015, to the petitioners and to the property owners, pursuant to the provisions of § 32-1-204(1.5), C.R.S.; and

WHEREAS, on March 10, 2015, a Public Hearing on the Amended Service Plan was opened at which time all interested parties, as defined in § 32-1-204, C.R.S., were afforded an opportunity to be heard, and all testimony and evidence relevant to the Amended Service Plan was heard, received and considered.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, THAT:

Section 1. The Board does hereby determine that all procedural requirements of §§ 32-1-201, *et seq.*, C.R.S., relating to the Amended Service Plan have been fulfilled and that the Board has jurisdiction in the matter.

Section 2. The Board does hereby find:

(a) that there is sufficient existing and projected need for a continuation of organized service in the area to be serviced by the District; and

(b) that the District is capable of continuing to provide economical and sufficient service to the area within the boundaries; and

(c) that the area included in the District has the financial ability to discharge its indebtedness on a reasonable basis; and

(d) that adequate service is not, or will not be, available to the area through Douglas County or other existing municipal or quasi-municipal corporations, including existing special districts, within a reasonable time and on a comparable basis; and

(e) that the facility and service standards of the District are compatible with the facility and service standards of Douglas County and each municipality which is an interested party under § 32-1-204, C.R.S.; and

(f) that the proposal is in substantial compliance with the Douglas County Comprehensive Master Plan; and

(g) that the proposal is in compliance with any duly adopted county, regional, or state long-range water quality management plan for the area; and

(h) that the continuation of the District will be in the best interests of the area which is being served; and

(i) that the Amended Service Plan, based upon the statements set forth in the Amended Service Plan and upon all evidence presented at the Public Hearing on the Amended Service Plan, meets all conditions and requirements of §§ 32-1-201, *et seq.*, C.R.S.

Section 3. The Board hereby approves the Amended Service Plan without conditions; provided, however, that such action shall not imply the approval of any land development activity within the District or its service area, or of any specific number of buildable units identified in the Amended Service Plan, unless the Board has approved such development activity as part of a separate development review process.

Section 4. The legal description of the District is as provided in **Exhibit A**, attached hereto and incorporated herein by reference.

Section 5. A certified copy of this resolution shall be filed in the records of Douglas County.

PASSED AND ADOPTED this 10th day of March, 2015, in Castle Rock, Douglas County, Colorado.

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF DOUGLAS, COLORADO

BY:

*William H. Verner*, Chair

ATTEST:

*Jackie Hock*  
JACKIE HOCK, Deputy Clerk

