

# STATE OF COLORADO

## DEPARTMENT OF LOCAL AFFAIRS

Division of Local Government  
 1313 Sherman Street, Suite 521  
 Denver, Colorado 80203  
 Phone: (303) 864-7720



### Title 32, Article 1 Special District Notice of Return to Active Status

#### NOTICE IS HEREBY GIVEN by the Board of Directors

of the Foxhill Metropolitan District No. 2 District ( 65578 ) (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: December 2, 2015

**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 as of the signing of this statement and the attached resolution is in compliance with the provision of 32-1-104 (3)(d) and 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: David S. O'Leary Phone: 303-839-3800  
 Contact Signature: [Signature] Date: 12/2/2015  
 Contact Email Address: doleary@spencertane.com  
 District Address: c/o Spencer Fane LLP  
 Address (cont.): 1700 Lincoln Street, Ste. 2000  
 Address City/State/Zip: Denver, CO 80203

Directors		Elected or Appointed	Term Exp. Yr.
1. Board Chair:	Jack McLaughlin	Elected	2018
2. Director:	Douglas McLaughlin	Elected	2018
3. Director:	Pamela McLaughlin	Elected	2018
4. Director:			
5. Director:			
6. Director:			
7. Director:			

- 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 15<sup>th</sup> 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 (ELECTRONIC FILING REQUIRED – [www.dola.colorado.gov/e-filing](http://www.dola.colorado.gov/e-filing) –)

**RESOLUTION OF THE BOARDS OF DIRECTORS OF  
FOXHILL METROPOLITAN DISTRICT NOS. 1-2  
OF INTENT TO RETURN TO ACTIVE STATUS**

WHEREAS, the Foxhill Metropolitan District Nos. 1-2 (collectively, the "Districts") are quasi-municipal corporations and political subdivisions of the State of Colorado; and

WHEREAS, pursuant to Section 32-1-104(3)(a), C.R.S. (the "Inactive Status Law"), the Districts have been in inactive status and have filed the requisite notices (the "Notices"); and

WHEREAS, the Districts have been in inactive status since the filing of the Notices; and

WHEREAS, in accordance with the Resolution adopted by the Boards of Directors of the District (the "Board") declaring the District inactive, the Authorized Officer has polled the Boards and the majority of each of the Boards has determined the Districts should return to active status; and

WHEREAS, the Boards desire to declare the Districts' return to active status in the manner required by the Inactive Status Law.

NOW, THEREFORE, BE IT RESOLVED, by the Boards of Directors of the Foxhill Metropolitan District Nos. 1-2, Douglas County, Colorado:

1. The Boards hereby declare the Districts' return to active status and hereby authorize and direct the notice of return to active status be filed in the form provided by the Division of Local Government (the "Notice of Return to Active Status") evidencing the Districts' determination to return to active status.

2. As directed in 32-1-104(3)(b) C.R.S., the Notice of Return to Active Status shall be sent by certified mail, return receipt requested except where electronic filing is required by the receiving entity, with a copy of this Resolution to the following entities:

- (a) The Board of County Commissioners and the City Council/Town Board of each county and municipality that approved the Districts' service plan pursuant to section 32-1-204 or 32-1-204.5 C.R.S.;
- (b) The Treasurer, Assessor, and the Clerk and Recorder of the county in which the Districts are located;
- (c) The District Court having jurisdiction over the formation of the special districts;
- (d) The Office of the State Auditor; and
- (e) The Division of Local Government.

3. The Boards acknowledge that within 90 days of delivery of the Notice of Return to Active Status, the Districts are required to be in compliance with all legal requirements for which the Districts were exempt while in an inactive status.

RESOLVED this 2nd day of December, 2015.

FOXHILL METROPOLITAN  
DISTRICT NOS. 1-2

  
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President