

RESOLUTION NO. R-018- 105

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

A RESOLUTION APPROVING THE SECOND AMENDMENT TO SERVICE PLAN OF
HUNTING HILL METROPOLITAN DISTRICT

WHEREAS, on September 12, 2007, the Douglas County Board of County Commissioners ("Board") adopted Resolution No. R-007-142 approving the Hunting Hill Metropolitan District Service Plan ("Service Plan"); and

WHEREAS, on July 30, 2013, the Board adopted Resolution No. R-013-084 approving the First Amendment to the Hunting Hill Metropolitan District Service Plan; and

WHEREAS, on September 4, 2018, the Hunting Hill Metropolitan District (the "District") filed a Second Amendment to the Hunting Hill Metropolitan District Service Plan ("Second Amendment") with the Douglas County Clerk and Recorder ("Clerk"), and the Clerk, on behalf of the Board, mailed a Notice of Filing of Special District Service Plan to the Division of Local Government in the Department of Local Affairs on September 4, 2018; and

WHEREAS, due to the financial nature of the Second Amendment, a public meeting before the Douglas County Planning Commission was not required; and

WHEREAS, on September 25, 2018, the Board set a public hearing on the Second Amendment for October 9, 2018 ("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 September 13, 2018; and (2) ratified mailing of the notice of the date, time and location of the Public Hearing on September 11, 2018, 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 District and, to the property owners with the District, pursuant to the provisions of § 32-1-204(1.5), C.R.S.; and

WHEREAS, on October 9, 2018, a Public Hearing on the Second Amendment 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 Second Amendment 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 Second Amendment have been fulfilled and that the Board has jurisdiction in the matter.

Section 2. The Board does hereby find that the Second Amendment demonstrates:

- a) that there is sufficient existing and projected need for organized service in the area to be serviced by the District; and
- b) that the existing service in the area to be served by the District is inadequate for present and projected needs; and
- c) that the District is capable of providing economical and sufficient service to the area within its boundaries; and
- d) that the District will have the financial ability to discharge the proposed indebtedness on a reasonable basis as set forth in the Second Amendment; and
- e) 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
- f) 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
- g) that the Second Amendment is in substantial compliance with the Douglas County Comprehensive Master Plan; and
- h) that the Second Amendment is in compliance with any duly adopted county, regional, or state long-range water quality management plan for the area; and
- i) that the ongoing existence of the District is in the best interests of the area being served; and
- j) that the Second Amendment, based upon the statements set forth in the Second Amendment and upon all evidence presented at the Public Hearing on the Second Amendment, meets all conditions and requirements of §§ 32-1-201, *et seq.*, C.R.S.

Section 3. The Board hereby approves the Second Amendment without conditions.

Section 4. The legal description of the District shall be 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 9th day of October, 2018, in Castle Rock, Douglas County, Colorado.

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

BY: Lera L Thomas
Lera Thomas, Chair

ATTEST:

Emily Wren
Emily Wren, Deputy Clerk



EXHIBIT A
(Legal Description)

LEGAL DESCRIPTION

TWO PARCELS OF LAND LOCATED IN THE NORTHEAST ONE-QUARTER (NE ¼) OF SECTION 5, AND THE NORTHWEST ONE-QUARTER (NW ¼) OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF DOUGLAS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL A

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 5; THENCE S00°34'55"E, ALONG THE EAST LINE OF SAID NORTHEAST ONE-QUARTER (NE ¼) OF SECTION 5, A DISTANCE OF 76.80 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF COUNTY LINE ROAD AS RECORDED IN BOOK 159 AT PAGE 397, DOUGLAS COUNTY RECORDS, SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUING S00°34'55"E, ALONG THE EAST LINE OF SAID NORTHEAST ONE-QUARTER (NE ¼) OF SECTION 5, A DISTANCE OF 114.23 FEET TO A POINT ON THE NORTH LINE OF THE HIGHLINE CANAL AS RECORDED IN BOOK 93 AT PAGE 64, DOUGLAS COUNTY RECORDS; THENCE ALONG SAID NORTH LINE OF THE HIGHLINE CANAL THE FOLLOWING FIVE (5) COURSES:

1. S82°10'57"W, A DISTANCE OF 127.86 FEET;
2. ALONG THE ARC OF A TANGENT CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 19°36'12", A RADIUS OF 892.29 FEET, AND AN ARC LENGTH OF 305.29 FEET;
3. S62°34'45"W, A DISTANCE OF 656.12 FEET;
4. ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 08°46'26", A RADIUS OF 1071.47 FEET, AN ARC LENGTH OF 164.08 FEET, AND WHOSE CHORD BEARS S67°06'13"W, A DISTANCE OF 163.92 FEET;
5. S71°23'20"W, A DISTANCE OF 19.21 FEET;

TO A POINT ON THE WEST LINE OF A PARCEL OF LAND DESCRIBED IN BOOK 434 AT PAGE 655, DOUGLAS COUNTY RECORDS, THENCE N03°04'31"E, ALONG SAID WEST LINE A DISTANCE OF 594.09 FEET TO A POINT ON SAID SOUTH RIGHT-OF-WAY LINE OF COUNTY LINE ROAD, THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) COURSES;

1. N89°47'38"E, A DISTANCE OF 981.31 FEET;
2. S89°34'47"E, A DISTANCE OF 153.50 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING 8.442 ACRES OF LAND, MORE OR LESS

TOGETHER WITH PARCEL B

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 5, THENCE S00°34'55"E, ALONG THE EAST LINE OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SECTION 5, A DISTANCE OF 291.83 FEET TO A POINT ON THE SOUTH LINE OF A PARCEL OF LAND RECORDED IN BOOK 134, AT PAGE 110, DOUGLAS COUNTY RECORDS, AND THE SOUTH LINE OF THE HIGHLINE CANAL AS RECORDED IN BOOK 93 AT PAGE 64, DOUGLAS COUNTY RECORDS, SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE SOUTHERLY LINES OF SAID PARCELS THE FOLLOWING SIX (6) COURSES:

1. N82°01'07"E, A DISTANCE OF 256.23 FEET;
2. ALONG THE ARC OF A TANGENT CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 16°31'00", A RADIUS OF 650.63 FEET, AND AN ARC LENGTH OF 187.56 FEET;
3. S81°27'53"E, A DISTANCE OF 282.16 FEET;
4. ALONG THE ARC OF A TANGENT CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 21°59'14", A RADIUS OF 794.87 FEET, AND AN ARC LENGTH OF 305.03 FEET;
5. ALONG THE ARC OF A COMPOUND CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 50°14'09", A RADIUS OF 283.19 FEET, AN ARC LENGTH OF 248.30 FEET, AND WHOSE CHORD BEARS S34°21'35"E, A DISTANCE OF 240.42 FEET;
6. S09°14'30"E, A DISTANCE OF 128.34 FEET;

THENCE CONTINUING ALONG THE EASTERLY LINES OF SAID PARCEL OF LAND RECORDED IN BOOK 134, AT PAGE 110 THE FOLLOWING FIVE (5) COURSES:

1. S76°12'15"W, A DISTANCE OF 40.13 FEET;
2. S09°14'30"E, A DISTANCE OF 188.65 FEET;
3. ALONG THE ARC OF A TANGENT CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 11°44'30", A RADIUS OF 448.06 FEET, AND AN ARC LENGTH OF 91.82 FEET;
4. S20°59'00"E, A DISTANCE OF 378.85 FEET;
5. ALONG THE ARC OF A TANGENT CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 28°23'29", A RADIUS OF 392.89 FEET, AND AN ARC LENGTH OF 194.69 FEET;

TO A POINT ON THE SOUTH LINE OF SAID PARCEL DESCRIBED IN BOOK 134, AT PAGE 110; THENCE S89°43'10"W, ALONG SAID SOUTH LINE, A DISTANCE OF 172.24 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF COLORADO STATE HIGHWAY C-470, AS RECORDED IN BOOK 515 AT PAGE 27, DOUGLAS COUNTY RECORDS; THENCE N70°38'46"W, ALONG SAID NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 1230.63 FEET; THENCE N69°32'38"W, A DISTANCE OF 87.79 FEET A POINT ON THE EAST LINE OF THE NORTHEAST ONE-QUARTER OF

SECTION 5; THENCE CONTINUING ALONG THE NORTH RIGHT-OF-WAY LINE OF COLORADO STATE HIGHWAY C-470, AS RECORDED IN BOOK 483 AT PAGE 195, DOUGLAS COUNTY RECORDS THE FOLLOWING FOUR (4) COURSES:

1. CONTINUING N69°32'38"W, A DISTANCE OF 114.82 FEET;
2. ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 03°37'39", A RADIUS OF 5879.58 FEET, AN ARC LENGTH OF 372.25 FEET, AND WHOSE CHORD BEARS N72°01'20"W, A DISTANCE OF 372.18 FEET;
3. N16°09'51"E, A DISTANCE OF 25.00 FEET;
4. ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 06°30'25", A RADIUS OF 5904.58 FEET, AN ARC LENGTH OF 670.56 FEET, AND WHOSE CHORD BEARS N77°05'22"W, A DISTANCE OF 670.20 FEET;

TO A POINT OF CUSP, ALSO BEING A POINT ON THE SOUTH LINE OF SAID HIGHLINE CANAL; THENCE ALONG SAID SOUTH LINE THE FOLLOWING FOUR (4) COURSES:

1. ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 07°46'39", A RADIUS OF 1171.47 FEET, AN ARC LENGTH OF 159.02 FEET, AND WHOSE CHORD BEARS N66°36'58"E, A DISTANCE OF 158.90 FEET;
2. N62°34'45"E, A DISTANCE OF 656.58 FEET;
3. ALONG THE ARC OF A TANGENT CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 19°36'12", A RADIUS OF 792.29 FEET, AND AN ARC LENGTH OF 271.08 FEET;
4. N82°10'57"E, A DISTANCE OF 115.16 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING 37.267 ACRES OF LAND, MORE OF LESS.

TOTAL AREA OF PARCELS A & B = 45.709 ACRES.

THE BEARINGS ARE BASED ON THE EAST LINE OF THE NORTHEAST ONE-QUARTER (1/4) OF SECTION 5, TOWNSHIP 6 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, BEING S00°34'55"E BETWEEN A 1-1/2" BRASS CAP AT THE NORTHEAST CORNER AND A 3-1/4" ALUMINUM CAP AT THE EAST ONE QUARTER CORNER.

PREPARED BY: JANET A. CALDWELL, PLS 29027
FOR AND ON BEHALF OF THE LUND PARTNERSHIP INC.
12265 W. BAYAUD AVE., SUITE 130
LAKEWOOD, COLORADO 80228
JULY 16, 2007

