

RESOLUTION NO. R-022- 104**THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF DOUGLAS, COLORADO****RESOLUTION APPROVING SECOND AMENDMENT TO THE SERVICE PLAN FOR
THE SIERRA RIDGE METROPOLITAN DISTRICT NO. 1 AND SIERRA RIDGE
METROPOLITAN DISTRICT NO. 2 - PROJECT FILE: SV2022-002.**

WHEREAS, on August 11, 2022, a proposed Second Amendment for the Sierra Ridge Metropolitan District Nos. 1 and 2 (collectively, the “Districts”) was filed with the Douglas County Clerk and Recorder (the “Clerk”), and the Clerk, on behalf of the Board of County Commissioners (the “Board”), mailed a Notice of Filing of Second Amendment to Service Plan to the Division of Local Government in the Department of Local Affairs on August 11, 2022; and

WHEREAS, on September 12, 2022, the Douglas County Planning Commission recommended approval of the Second Amendment to Service Plan to the Board; and

WHEREAS, on September 27, 2022, the Board set a public hearing on the Second Amendment to Service Plan for October 11, 2022 (the “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 15, 2022; (2) ratified the mailing on September 14, 2022 of the notice of the date, time and location of the Public Hearing 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 the District; and (3) ratified the mailing on September 14, 2022 of the notice of the date, time, and location of the Public Hearing to the property owners within the boundaries of the District, pursuant to the provisions of Section 32-1-204(1.5), C.R.S.; and

WHEREAS, on October 11, 2022, a public hearing on the Second Amendment to Service Plan was opened at which time all interested parties, as defined in Section 32-1-204, C.R.S., were afforded an opportunity to be heard, and all testimony and evidence relevant to the Second Amendment to Service Plan of the District 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 Sections 32-1-201, et seq., C.R.S., relating to the Second Amendment to 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 organized service in the area served by the District; and

(b) that the existing operations and maintenance mill levy cap proposed in the Original Service Plan is inadequate for present and projected needs; and

(c) both the Sierra Ridge Metropolitan District No. 1 & 2 are capable of providing economical and sufficient services to the area within the boundaries of the District; and

(d) the area in the District has the financial ability to discharge the proposed indebtedness on a reasonable basis; and

(e) that adequate service is not and 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 Section 32-1-204, C.R.S.; and

(g) that the Second Amendment to Service Plan is in substantial compliance with the Douglas County Comprehensive Master Plan; and

(h) that the 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 Second Amendment to Service Plan will be in the best interests of the area and residents to be served; and

(j) that the Second Amendment to Service Plan, based upon the statements set forth in the original Service Plan, the First Amendment to Service Plan, and Second Amendment to Service Plan, and upon all evidence presented at the Public Hearing on the Second Amendment to Service Plan, meets all conditions and requirements of Sections 32- 1-201, et seq., C.R.S.

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


Section 4. The legal description of the District is 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 11th day of October, 2022, in Castle Rock, Douglas County, Colorado.

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


BY:

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ABE LAYDON, Chair

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ATTEST:

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KRISTIN RANDETT, Clerk to the Board