

RESOLUTION NO. R-023- 025

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

**A RESOLUTION APPROVING THE AMENDED AND RESTATED SERVICE PLAN
OF SOUTH METRO FIRE RESCUE FIRE PROTECTION DISTRICT**

WHEREAS, on January 4, 2023, an Amended and Restated Service Plan for the South Metro Fire Rescue Fire Protection 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 Service Plan to the Division of Local Government in the Department of Local Affairs on January 4, 2023; and

WHEREAS, on January 23, 2023, the Douglas County Planning Commission recommended approval of the Amended Service Plan to the Board; and

WHEREAS, on February 7, 2023, the Board set a public hearing on the Amended Service Plan for February 21, 2023 (“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 2, 2023; and (2) caused notice of the date, time and location of the Public Hearing to be mailed on January 30, 2023, 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 South Metro Fire Rescue Fire Protection District (“District”) and, on January 30, 2023, to the property owners, pursuant to the provisions of § 32-1-204(1.5), C.R.S.; and

WHEREAS, on February 21, 2023, 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

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

(d) that the area to be included in the District has the financial ability to discharge its indebtedness on a reasonable basis; 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 proposed 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 proposal is in substantial compliance with the Douglas County Comprehensive Master Plan; and

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

(i) that the continuation of the District will be in the best interests of the area proposed to be served; and

(j) 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.

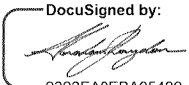
Section 3. The Board hereby approves the Amended Service Plan without conditions; provided, however, that such action shall not imply the approval of any land development activity within the proposed District or its service area, or of any specific number of buildable units identified in the Amended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

Section 4. The District Boundaries as submitted to the State Department of Local Affairs Division of Local Government 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 21st day of February, 2023, in Castle Rock, Douglas County, Colorado.

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

BY:  DocuSigned by:
Abe Laydon, Chair DS

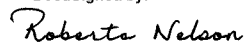
ATTEST:
 DocuSigned by:
Roberta Nelson, Deputy Clerk

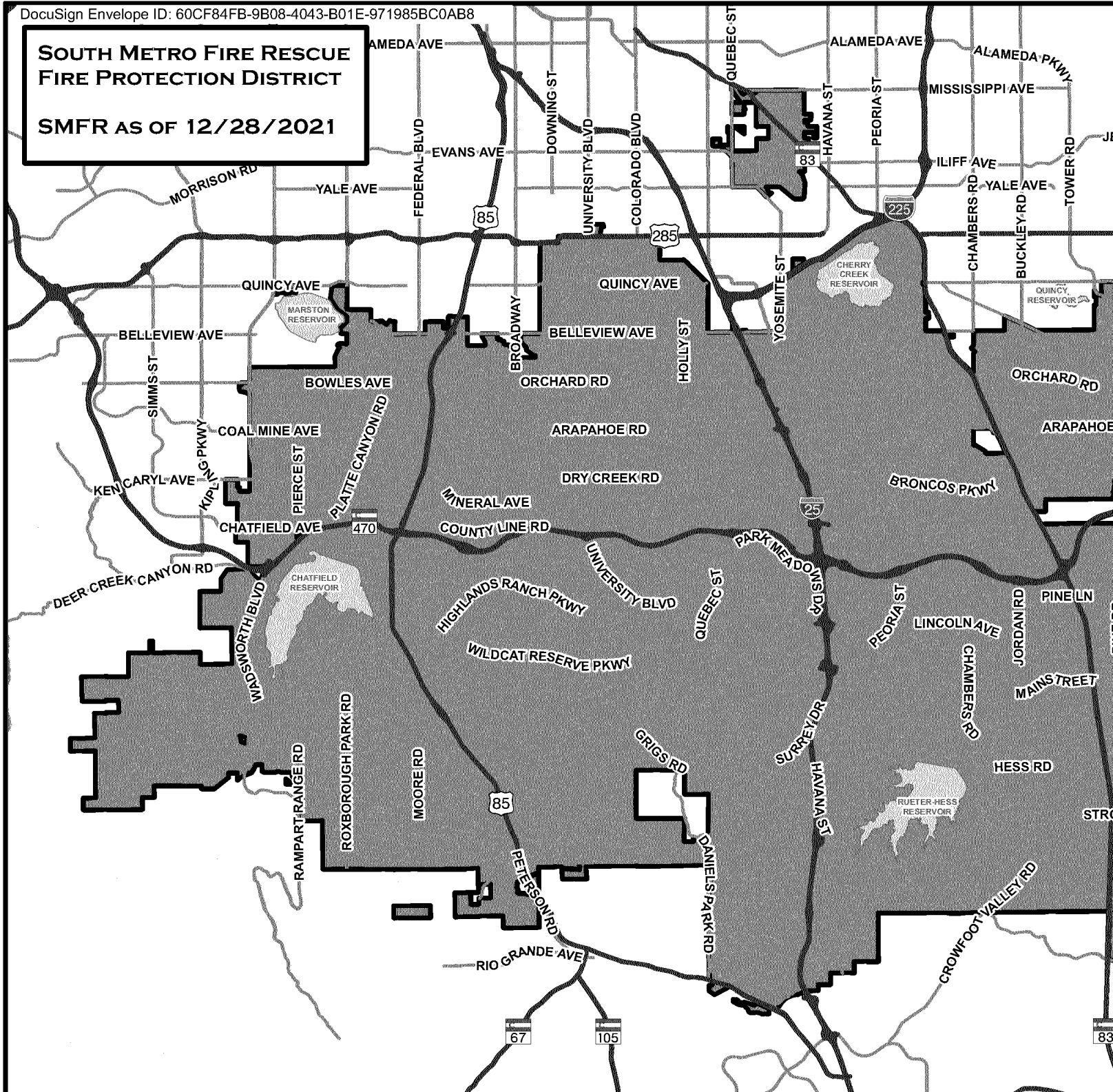


EXHIBIT A

District Boundaries as submitted to the State Department of Local Affairs Division of Local Government

**SOUTH METRO FIRE RESCUE
FIRE PROTECTION DISTRICT**

SMFR AS OF 12/28/2021



**SOUTH METRO FIRE RESCUE
FIRE PROTECTION DISTRICT**
SMFR AS OF 12/28/2021

**SMFR Board of
Directors District**

