

**RESOLUTION OF THE BOARD OF DIRECTORS OF  
THE COLORADO CENTRE METROPOLITAN DISTRICT  
FOR ADOPTION OF AN ORDINANCE EFFECTING INCLUSION INTO  
THE LOWER FOUNTAIN METROPOLITAN SEWAGE DISPOSAL DISTRICT**

**RESOLUTION 2003-03-07**

**WHEREAS**, the Colorado Centre Metropolitan District (“the District”) is a Colorado metropolitan district organized pursuant to the Colorado Special District Act, COLO. REV. STAT. § 32-1-101 *et seq.*; and

**WHEREAS**, the District operates public water and sewage systems, amongst other services, in El Paso County, Colorado; and

**WHEREAS**, the District made a formal request dated February 20, 2003, to include a portion of the District into the Lower Fountain Metropolitan Sewage Disposal District (“Lower Fountain”), and attached to that request a legal description of that portion to be considered for inclusion; and

**WHEREAS**, the Lower Fountain Board of Directors considered the request, determined that it is feasible to serve the District and by resolution set terms and conditions for the District to be included within Lower Fountain; and

**WHEREAS**, the District has reviewed the terms and conditions set by Lower Fountain for inclusion, and finds that the public health, safety, and general welfare require the inclusion of a portion of the District within Lower Fountain and that the District Board of Directors desires to have that portion of the District included therein upon the terms and conditions prescribed by the Lower Fountain Board of Directors; and

**WHEREAS**, the District published notice on February 25, 2003 of a public hearing concerning the inclusion request and the Lower Fountain resolution at least ten (10) days before the public hearing was held; and

**WHEREAS**, a public hearing was held on March 7, 2003, concerning the inclusion matter, and at the conclusion of that hearing the District decided to proceed with inclusion into Lower Fountain;

**WHEREAS**, COLO. REV. STAT. § 32-4-513(3)(a) requires the District to adopt an ordinance to effect inclusion into Lower Fountain;

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. The Board of Directors of the District concludes that the public health, safety, and general welfare require the inclusion within Lower Fountain of that portion the District as described in the attachment hereto; and

2. The District hereby accepts the terms and conditions prescribed by the Lower Fountain Board of Directors for inclusion into the Lower Fountain District; and

3. The District hereby adopts an ordinance by this resolution, effective immediately, to include within Lower Fountain that portion of the District described in the attachment for sewage treatment service; and

4. The District shall send certified copies of this resolution to the Lower Fountain District for further action to formally include the District into Lower Fountain, and to the Director of the Division of Local Government, Colorado Department of Local Affairs.

The foregoing is a true copy of a resolution duly adopted by the Board of Directors of the Colorado Centre Metropolitan District by unanimous vote at a public meeting on the 7<sup>th</sup> day of March, 2003.

On File

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President

ATTEST:

On File

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Secretary