

TOWN OF GYPSUM, COLORADO

RESOLUTION NO. 30 (SERIES 2018)

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GYPSUM,
COLORADO APPROVING THE SIENA LAKE METROPOLITAN DISTRICT
(FORMERLY KNOWN AS SADDLE RIDGE METROPOLITAN DISTRICT)**

WHEREAS, there has been submitted to the Town Council of the Town of Gypsum, Colorado (the “Town”) a proposed Second Amended and Restated Service Plan (the “Amended Service Plan”) for the Siena Lake Metropolitan District (formerly known as the Saddle Ridge) (the “District”); and

WHEREAS, pursuant to § 32-1-204.5, C.R.S., as amended, the Town Council has authority to review the Amended Service Plan and, following due notice, held a public hearing on the Amended Service Plan for the District on the 25th day of September, 2018 (the “Hearing”); and

WHEREAS, based upon the testimony and evidence presented at the Hearing, it appears that the Amended Service Plan should be approved by the Town Council in accordance with § 32-1-204.5, C.R.S., as amended; and

WHEREAS, based upon the testimony and evidence presented at the hearing, it appears that the Amended Service Plan should be approved by the Board of Trustees in accordance with Section 32-1-204.5(1)(a), C.R.S.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Gypsum, Colorado, Eagle County, Colorado, as follows:

Section 1. The Town Council has authority to consider the Amended Service Plan pursuant to the provisions of § 32-1-204.5, C.R.S., as amended, and that notice of the Hearing was properly given pursuant to Town requirements.

Section 2. The Amended Service Plan contains the information required by § 32-1-202(2), C.R.S., as amended.

Section 3. Based on the contents of the Amended Service Plan and other evidence presented at the meeting of the Town Council held on September 25, 2018, and in accordance with §§ 32-1-203(2) and 32-1-203(2.5), C.R.S., as amended, the Board of Trustees hereby finds and determines as follows:

- a. There is sufficient existing and projected need for organized service in the area to be served by the District;
- b. The existing service in the area to be served by the District is inadequate for present and projected needs;

- c. The District is capable of providing economical and sufficient service to the area within its boundaries;
- d. The area to be included within the District has, or will have, the financial ability to discharge the proposed indebtedness on a reasonable basis;
- e. Adequate service is not, and will not be, available to the area through the Town or other existing municipal or quasi-municipal corporations, including existing special districts, within a reasonable time and on a comparable basis;
- f. The facility and service standards of the District are compatible with the facility and service standards of the Town;
- g. The proposal is consistent with the 1999 Gypsum Foundation Plan;
- h. The general water quality goal in the Town of Gypsum Plan is not affected by this proposal; and
- i. The approval of the Amended Service Plan will be in the best interest of the area to be served by the District.

Section 4. The Amended Service Plan for the District is hereby approved.

RESOLVED this 25th day of September, 2018.

ATTEST:

TOWN OF GYPSUM

By: Annette Scherzle
Town Clerk

By: [Signature]
Mayor

