

**FIRST AMENDMENT TO FIRST AMENDED AND RESTATED  
CONSOLIDATED SERVICE PLAN FOR**

**FOR**

**WEST MOUNTAIN METROPOLITAN DISTRICT,**

**WEST MEADOW METROPOLITAN DISTRICT,**

**AND**

**BYERS VIEW METROPOLITAN DISTRICT**

**Town of Fraser, Colorado**

**Originally approved on August 4, 2004**

**First Amended and Restated Consolidated Service Plan**

**approved on April 6, 2005**

**First Amendment to First Amended and Restated Consolidated Service Plan**

**approved on \_\_\_\_\_**

## **I. INTRODUCTION**

On August 4, 2004, the Town of Fraser, Colorado (the “Town”) approved the Original Consolidated Service Plan (“Service Plan”) for the West Mountain Metropolitan District (“West Mountain”), West Meadow Metropolitan District (“West Meadow”), and Byers View Metropolitan District (“Byers View,” and together with West Mountain and West Meadow, the “Districts”). On April 14, 2005, the Town approved the First Amended and Restated Consolidated Service Plan for the Districts (“Amended and Restated Service Plan”). West Mountain, West Meadow, and Byers View were organized to finance public improvements for the benefit of their residents, property owners, and taxpayers. This First Amendment to the Amended and Restated Service Plan (“First Amendment”) is intended to be read in conjunction with the Amended and Restated Service Plan.

This First Amendment is being submitted to the Town of Fraser Board of Trustees pursuant to Section 32-1-101, *et seq.*, Colorado Revised Statutes, as amended (“Special District Act”), in conjunction with the Consolidated Service Plan for Byers View, GP North Meadow Metropolitan District, and GP South Meadow Metropolitan District and the Consolidated Service Plan for the West Mountain Metropolitan District and West Mountain Metropolitan District Nos. 2-5. The purpose of the First Amendment is to remove all of the undeveloped property within the original project from the governance of the Amended and Restated Service Plan to allow for the undeveloped property to be governed by new service plans to accommodate development and market changes. Specifically, West Meadow will divide into three separate metropolitan districts: West Meadow, GP North Meadow Metropolitan District, and GP South Meadow Metropolitan District. West Meadow will consist of the developed property currently located within West Meadow’s boundaries and will continue to be governed by the Amended and Restated Service Plan. GP North Meadow Metropolitan District and GP South Meadow Metropolitan District will consist of the undeveloped property currently located within West Meadow’s boundaries and, together with Byers View, will be governed by a new Consolidated Service Plan. Likewise, West Mountain will divide into five separate metropolitan districts, all of which will be governed by the Consolidated Service Plan for the West Mountain Metropolitan District and West Mountain Metropolitan District Nos. 2-5.

## **II. PURPOSE OF FIRST AMENDMENT**

### **A. Division of West Meadow**

West Meadow is anticipated to have a lengthy build-out period and the development will consist of multiple phases of financing. Accordingly, the Districts have determined it is in the best interests of their current and future property owners, residents, and taxpayers to divide West Meadow into three separate metropolitan districts, with the developed property to remain within the boundaries of West Meadow and the undeveloped property to be located within GP North Meadow Metropolitan District and GP South Meadow Metropolitan District. The division into three separate metropolitan districts will prevent taxpayers from funding public improvements before they are needed. A new consolidated service plan will govern the GP North Meadow Metropolitan District, the GP South Meadow Metropolitan District and Byers View; and West Meadow will continue to be governed by the Amended and Restated Service Plan. As a result of

this separation, the total debt authorization for West Meadow will be reduced to \$24,000,000.

**B. Separation of West Mountain**

Due to the anticipation of a lengthy build-out period of development and the anticipation that multiple phases of construction financing will be required for West Mountain, West Mountain desires to divide into five separate metropolitan districts: West Mountain Metropolitan District, West Mountain Metropolitan District No. 2, West Mountain Metropolitan District No. 3, West Mountain Metropolitan District No. 4, and West Mountain Metropolitan District No. 5 (collectively, the “West Mountain Districts”). As mentioned above for West Meadow, the division into five separate metropolitan districts will prevent taxpayers from funding public improvements before they are needed. A new consolidated service plan will govern the West Mountain Districts.

**III. AMENDMENTS**

A. All references to the “Districts” shall only refer to West Meadow Metropolitan District.

B. The legal description and boundaries of West Meadow Metropolitan District are attached hereto as **Exhibit A** and **Exhibit B**, respectively.

C. All references to the total amount of debt the District may issue shall be amended to Twenty Four Million Dollars (\$24,000,000).

**IV. EFFECT OF FIRST AMENDMENT**

Except as specifically amended as set forth above, all other provisions of the Amended and Restated Service Plan shall remain in full force and effect. To the extent there are any inconsistencies between this First Amendment and the Amended and Restated Service Plan, this First Amendment shall control.

**V. RESOLUTION OF APPROVAL**

The Districts incorporate the Town of Fraser Board of Trustee’s Resolution approving this First Amendment, including any conditions of approval.

*[Remainder of page intentionally left blank]*

## **VI. CERTIFICATION**

It is hereby respectfully requested that the Town of Fraser Board of Trustees, which has jurisdiction to approve this First Amendment by virtue of Section 32-1-207(2) C.R.S., *et seq.*, as amended, adopt a resolution of approval which approves this First Amendment to the First Amended and Restated Consolidated Service Plan for West Mountain Metropolitan District, West Meadow Metropolitan District, and Byers View Metropolitan District as submitted.

WEST MOUNTAIN METROPOLITAN DISTRICT  
WEST MEADOW METROPOLITAN DISTRICT  
BYERS VIEW METROPOLITAN DISTRICT

By: Russell W. Dykstra  
Spencer Fane LLP  
Counsel to West Mountain Metropolitan District, West Meadow Metropolitan District,  
Byers View Metropolitan District

**EXHIBIT A**  
**LEGAL DESCRIPTION**

**WEST MEADOW METROPOLITAN DISTRICT  
LEGAL DESCRIPTION**

A PARCEL OF LAND LOCATED IN THE SOUTH HALF OF SECTION 20 AND THE NORTH HALF OF SECTION 29, TOWNSHIP 1 SOUTH, RANGE 75 WEST OF THE 6<sup>TH</sup> PRINCIPAL MERIDIAN, COUNTY OF GRAND, STATE OF COLORADO, BEING THE FOLLOWING DESCRIBED PARCELS:

- 1) ALL OF LOT 1 AND LOT 2, ELK CREEK CONDOMINIUMS AT GRAND PARK, AS SHOWN IN THE RECORDS OF THE GRAND COUNTY, COLORADO CLERK AND RECORDER'S OFFICE AT RECEPTION NUMBER 2019004896;
- 2) ALL OF LOT 3, ELK CREEK CONDOMINIUMS AT GRAND PARK, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2021002310;
- 3) ALL OF LOT 4 AND LOT 5, ELK CREEK CONDOMINIUMS AT GRAND PARK, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2021005789;
- 4) ALL OF LOT 6 AND LOT 7, ELK CREEK CONDOMINIUMS AT GRAND PARK, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2022002237;
- 5) ALL OF LOTS 1-10, INCLUSIVE, TRACT A, TRACT C, TRACT D, TRACT E, TRACT F, TRACT G AND TRACT K, ELK CREEK AT GRAND PARK FILING NO. 1, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2016001816;
- 6) ALL OF LOTS 11-34, INCLUSIVE, TRACT M, TRACT N AND TRACT O, ELK CREEK AT GRAND PARK FILING NO. 2, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2016003562;
- 7) ALL OF LOTS 15-25, INCLUSIVE, TRACT P, TRACT Q, TRACT S, TRACT T, TRACT U AND TRACT V, ELK CREEK AT GRAND PARK FILING NO. 3, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2018000114;
- 8) ALL OF LOTS 35-62, INCLUSIVE AND TRACT W, ELK CREEK AT GRAND PARK FILING NO. 4, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2018002614;
- 9) ALL OF LOTS 1-21, INCLUSIVE, LOTS 50-65, INCLUSIVE, PARCEL B, AND TRACTS A AND B, THE MEADOWS AT GRAND PARK, FILING NO. 1, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2020001836;
- 10) ALL OF COZENS POINTE AT GRAND PARK, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2006009841;
- 11) LOTS 1-8, INCLUSIVE, LOTS 25-50, INCLUSIVE TRACT A, TRACT B AND TRACT D, COZENS MEADOW AT GRAND PARK AMENDMENT NO. 1, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2007006785;
- 12) LOTS 9-16, INCLUSIVE, LOTS 20-24, INCLUSIVE, TRACT C, TRACT E, TRACT F, TRACT G AND TRACT H, COZENS MEADOW AT GRAND PARK AMENDMENT NO. 1 SUBDIVISION EXEMPTION PLAT, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2011009508;
- 13) LOT 19, LOT 19 SUBDIVISION EXEMPTION PLAT OF COZENS MEADOW AT GRAND PARK, AMENDMENT 1, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2018004431;
- 14) LOTS 1-16, INCLUSIVE, THE WILLOWS AT GRAND PARK, FILING NO. 1, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2015004926;

- 15) LOTS 17-33, INCLUSIVE, THE WILLOWS AT GRAND PARK, FILING NO. 2, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2016006979;
- 16) LOTS 34-55, INCLUSIVE, THE WILLOWS AT GRAND PARK, FILING NO. 3, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2016006982.
- 17) ALL OF THE VILLAGE AT GRAND PARK-FILING 2A, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2008007840.
- 18) TRACT A, MAIN STREET RIGHT-OF-WAY AND 1ST STREET RIGHT-OF-WAY, THE VILLAGE AT GRAND PARK-FILING 1, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2008007834.
- 19) ALL OF THE VILLAGE AT GRAND PARK-FILING 2, LOT 12A & TRACT D, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2011005610.
- 20) ALL OF THE VILLAGE AT GRAND PARK-FILING 2, LOT 12C, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2019007844.
- 21) PARCELS DESCRIBED IN EXHIBITS B AND D, SPECIAL WARRANTY DEED IN SAID RECORDS AT RECEPTION NUMBER 2022001003.
- 22) ALL OF OLD VICTORY ROAD, AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2009001131.
- 23) A PARCEL OF LAND, LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 20, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER;

THENCE ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER, SOUTH 00°20'55" EAST, A DISTANCE OF 656.47 FEET;

THENCE DEPARTING SAID WEST LINE, NORTH 89°39'05" EAST, A DISTANCE OF 75.80 FEET TO THE EASTERLY RIGHT-OF-WAY OF HAY STACK ROAD AS SHOWN ON THE FINAL PLAT OF THE MEADOWS AT GRAND PARK, FILING NO. 1 AS SHOWN IN SAID RECORDS AT RECEPTION NUMBER 2020001836, AND THE **POINT OF BEGINNING**;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY, NORTH 43°43'31" EAST, A DISTANCE OF 79.08 FEET;

THENCE DEPARTING SAID RIGHT-OF-WAY, SOUTH 46°27'01" EAST, A DISTANCE OF 133.47 FEET;

THENCE SOUTH 60°46'49" EAST, A DISTANCE OF 122.24 FEET;

THENCE SOUTH 64°54'37" EAST, A DISTANCE OF 114.29 FEET;

THENCE SOUTH 24°59'26" EAST, A DISTANCE OF 50.79 FEET TO THE NORTHERLY RIGHT-OF-WAY OF HAY MEADOW DRIVE AS SHOWN ON SAID PLAT, BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 60.00 FEET, THE RADIUS POINT OF SAID CURVE BEARS SOUTH 07°55'54" EAST;

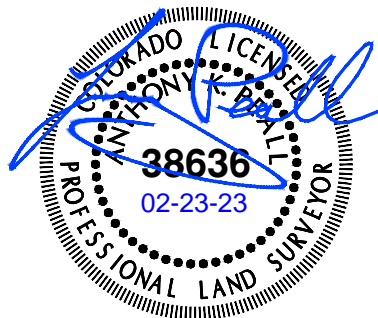
THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY THE FOLLOWING SIX (6) COURSES:

- 1) SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 62°43'04", AN ARC LENGTH OF 65.68 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 10.00 FEET;
- 2) SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 95°44'21", AN ARC LENGTH OF 16.71 FEET;
- 3) NORTH 64°54'37" WEST, A DISTANCE OF 124.23 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHEASTERLY HAVING A RADIUS OF 632.00 FEET;
- 4) NORTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 18°52'36", AN ARC LENGTH OF 208.22 FEET;
- 5) NORTH 46°02'02" WEST, A DISTANCE OF 51.69 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE EASTERLY HAVING A RADIUS OF 20.00 FEET;
- 6) THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 89°45'33", AN ARC LENGTH OF 31.33 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.923 ACRES, (40,209 SQUARE FEET), MORE OR LESS.

ALL INCLUDED PARCELS CONTAINING AN APPROXIMATE AREA OF 82 ACRES, MORE OR LESS.

ILLUSTRATION ATTACHED AND MADE A PART HEREOF.



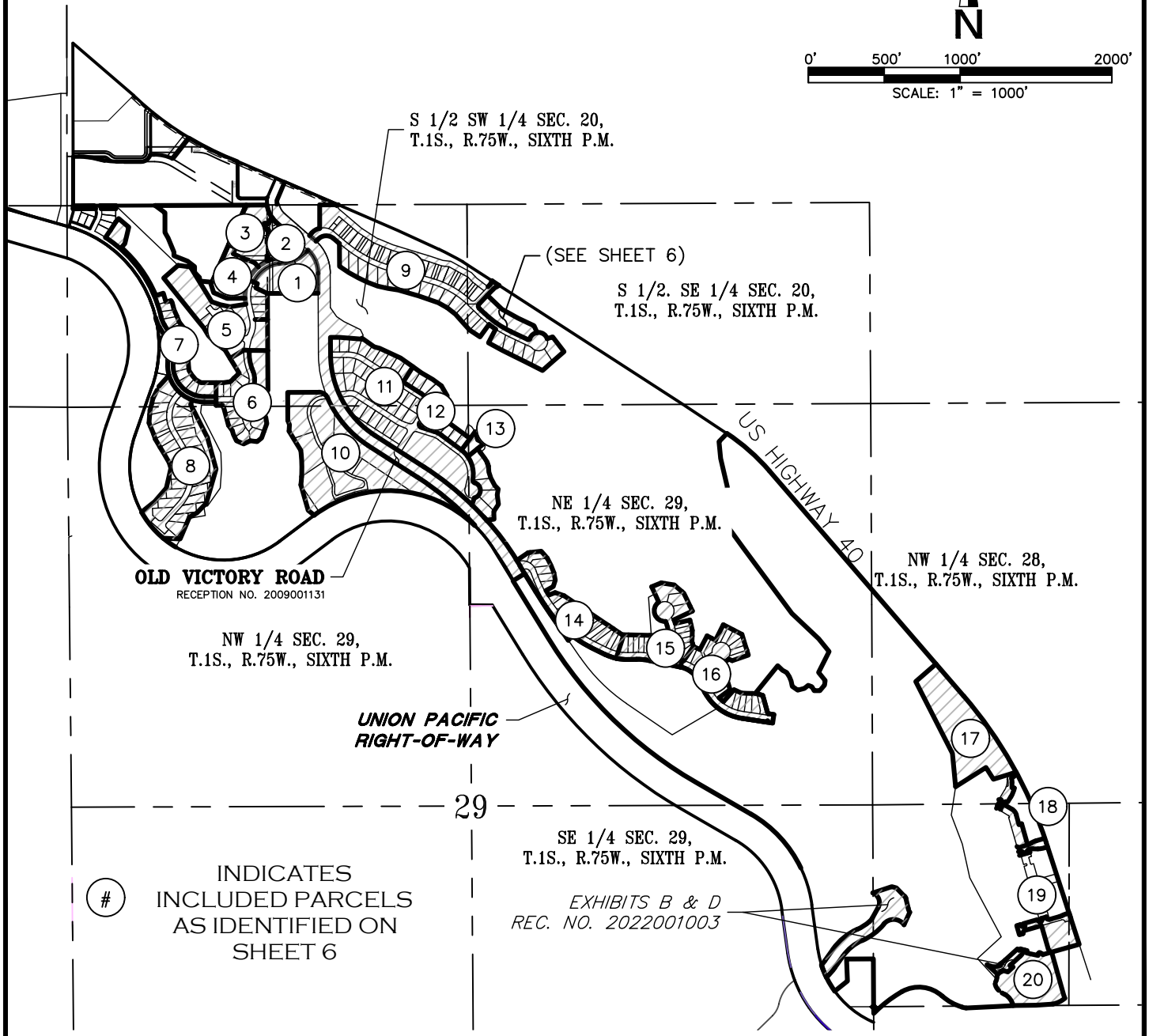
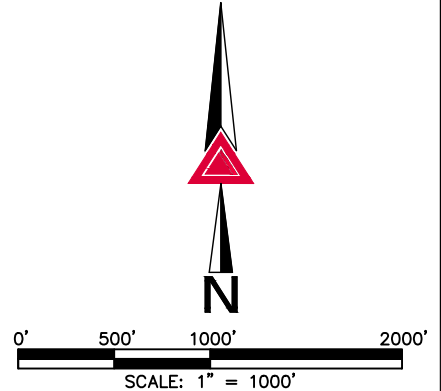
PREPARED BY:  
ANTHONY K. PEALL  
COLORADO LICENSED PROFESSIONAL LAND SURVEYOR NO. 38636  
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.  
300 E. MINERAL AVENUE, SUITE 1, LITTLETON, CO 80122  
(303) 713-1898



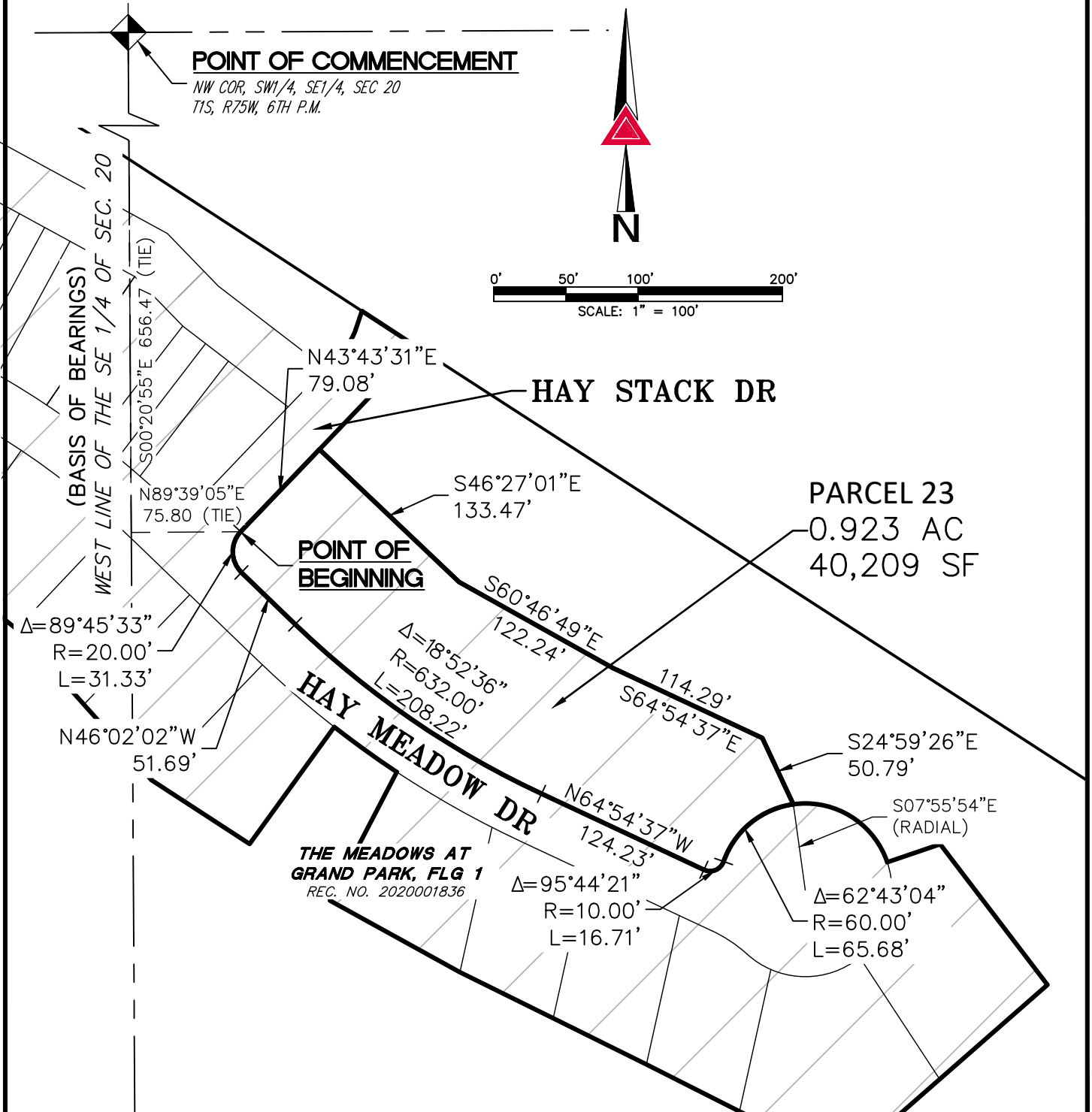
**EXHIBIT B**  
**BOUNDARY MAP**

# ILLUSTRATION TO EXHIBIT A

NOTE: THIS ILLUSTRATION DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.



# ILLUSTRATION TO EXHIBIT A



NOTE: THIS ILLUSTRATION DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.



**BYERS VIEW METROPOLITAN DISTRICT**  
SW 1/4, SEC 20 & SE 1/4, SEC 19, T1S, R75W, 6TH P.M.  
COUNTY OF GRAND, STATE OF COLORADO

PATH: Q:\181122-01 - GRAND PARK - CONTROL\DWG\EXHIBITS\DISTRICT PARCELS\MEADOW&BYERS METRO DISTRICT.DWG  
 JOB NUMBER: 181122-04 DATE: 2/23/2023 DWG: BOL CHK: AKP 5 OF 6 SHEETS

1. LOT 1 AND LOT 2, ELK CREEK CONDOMINIUMS AT GRAND PARK, REC. NO. 2019004896
2. LOT 3, ELK CREEK CONDOMINIUMS AT GRAND PARK, REC. NO. 2021002310
3. LOT 4 AND LOT 5, ELK CREEK CONDOMINIUMS AT GRAND PARK, REC. NO. 2021005789
4. LOT 6 AND LOT 7, ELK CREEK CONDOMINIUMS AT GRAND PARK, REC. NO. 2022002237
5. LOTS 1–10, INCLUSIVE, TRACT A, TRACT C, TRACT D, TRACT E, TRACT F, TRACT G AND TRACT K, ELK CREEK AT GRAND PARK FILING NO. 1, REC. NO. 2016001816
6. LOTS 11–34, INCLUSIVE, TRACT M, TRACT N AND TRACT O, ELK CREEK AT GRAND PARK FILING NO. 2, REC. NO. 2016003562
7. LOTS 15–25, INCLUSIVE, TRACT P, TRACT Q, TRACT S, TRACT T, TRACT U AND TRACT V, ELK CREEK AT GRAND PARK FILING NO. 3, REC. NO. 2018000114
8. LOTS 35–62, INCLUSIVE AND TRACT W, ELK CREEK AT GRAND PARK FILING NO. 4, REC. NO. 2018002614,
9. LOTS 1–21, INCLUSIVE, LOTS 50–65, INCLUSIVE, PARCEL B, AND TRACTS A AND B, THE MEADOWS AT GRAND PARK, FILING NO. 1, REC. NO. 2020001836
10. COZENS POINTE AT GRAND PARK, REC. NO. 2006009841
11. LOTS 1–8, INCLUSIVE, LOTS 25–50, INCLUSIVE TRACT A, TRACT B AND TRACT D COZENS MEADOW AT GRAND PARK AMENDMENT NO. 1, REC. NO. 2007006785
12. LOTS 9–16, INCLUSIVE, LOTS 20–24, INCLUSIVE, TRACT C, TRACT E, TRACT F, TRACT G AND TRACT H, COZENS MEADOW AT GRAND PARK AMENDMENT NO. 1 SUBDIVISION EXEMPTION PLAT, REC. NO. 2011009508
13. LOT 19, LOT 19 SUBDIVISION EXEMPTION PLAT OF COZENS MEADOW AT GRAND PARK, AMENDMENT 1, REC. NO. 2018004431;
14. LOTS 1–16, INCLUSIVE, WILLOWS AT GRAND PARK, FILING NO. 1, REC. NO. 2015004926
15. LOTS 17–33, INCLUSIVE, WILLOWS AT GRAND PARK, FILING NO. 2, REC. NO. 2016006979
16. LOTS 34–55, INCLUSIVE, WILLOWS AT GRAND PARK, FILING NO. 3, REC. NO. 2016006982
17. THE VILLAGE AT GRAND PARK–FILING 2A, REC. NO. 2008007840
18. TRACT A, MAIN STREET RIGHT–OF–WAY AND 1ST STREET RIGHT–OF–WAY, THE VILLAGE AT GRAND PARK–FILING 1, REC. NO. 2008007834
19. THE VILLAGE AT GRAND PARK–FILING 2, LOT 12A & TRACT D, REC. NO. 2011005610
20. THE VILLAGE AT GRAND PARK–FILING 2, LOT 12C, REC. NO. 2019007844

**TOWN OF FRASER  
RESOLUTION NO 2023-05-07**

**A RESOLUTION OF THE TOWN OF FRASER, COLORADO APPROVING THE FIRST AMENDMENT TO THE FIRST AMENDED AND RESTATED CONSOLIDATED SERVICE PLAN FOR WEST MOUNTAIN METROPOLITAN DISTRICT, WEST MEADOW METROPOLITAN DISTRICT, AND BYERS VIEW METROPOLITAN DISTRICT; THE BYERS VIEW METROPOLITAN DISTRICT, GP NORTH MEADOW METROPOLITAN DISTRICT, AND GP SOUTH METROPOLITAN DISTRICT CONSOLIDATED SERVICE PLAN; AND THE WEST MOUNTAIN METROPOLITAN DISTRICT AND WEST MOUNTAIN METROPOLITAN DISTRICTS NOS. 2-5 CONSOLIDATED SERVICE PLAN; AND ASSOCIATED INTERGOVERNMENTAL AGREEMENTS WITH EACH DISTRICT.**

**WHEREAS**, on August 4, 2004, the Board of Trustees for the Town of Fraser, Colorado (the "Board of Trustees") approved the Consolidated Service Plan for West Mountain Metropolitan District ("West Mountain"), West Meadow Metropolitan District (West Meadow"), and Byers View Metropolitan District ("Byers View") (West Mountain, West Meadow, and Byers View collectively referred to herein as the "Districts") pursuant to C.R.S. § 32-1-204.5, and the Districts were organized in accordance with C.R.S. §§ 32-1-201, *et seq.*, in 2004; and

**WHEREAS**, on April 14, 2005, the Board of Trustees approved the First Amended and Restated Consolidated Service Plan for the Districts ("First Amended Service Plan"); and

**WHEREAS**, there has been submitted to the Town of Fraser (the "Town") a proposed First Amendment to the First Amended Service Plan for the Districts, together with the Consolidated Service Plan for the proposed West Mountain Metropolitan District and West Mountain Metropolitan District Nos. 2-5 (" West Mountain Districts") as well as the Consolidated Service Plan for the proposed Byers View Metropolitan District, GP North Meadow Metropolitan District, and GP South Metropolitan District ("GP Districts") (the proposals collectively referred to herein as the "Amended Service Plans"); and

**WHEREAS**, it is the intent and purpose of the Amended Service Plans to amend, replace and restate the First Amended Service Plan, as the same specifically applies to West Meadow, and to further provide for the organization of the West Mountain Districts and the GP Districts as separate and distinct metropolitan districts each operating under different service plans; and

**WHEREAS**, pursuant to C.R.S. § 32-1-204.5, the Board of Trustees has authority to review the Amended Service Plans with reference to need, service and economic feasibility; and

**WHEREAS**, the Amended Service Plans provide for revised boundaries of West Meadow, the West Mountain Districts, and the GP Districts along with changes in financial and operational terms applicable to each of them; and

**WHEREAS**, pursuant to the provisions of Title 32, Article 1, Part 2, C.R.S., as amended, the Board of Trustees held a public hearing on the proposed Amended Service Plans on the 26<sup>th</sup> day of April 2023; and

**WHEREAS**, the Board of Trustees considered the Amended Service Plans and all other testimony and evidence presented at the hearing and continued the hearing until May 17, 2023; and

**WHEREAS**, the Board of Trustees further considered the Amended Service Plans and all other testimony and evidence presented at the continued hearing on May 17, 2023; and

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

**WHEREAS**, the Town previously entered into an Intergovernmental Agreement with the Districts on April 6, 2005, along with the approval of the First Amended Service Plan; and

**WHEREAS**, an amended Intergovernmental Agreement between the Town and the Districts, along with a new Intergovernmental Agreement between the Town and the West Mountain Districts and a new Intergovernmental Agreement between the Town and the GP Districts have been prepared to reflect the changes proposed by the Amended Service Plans.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Town of Fraser, Grand County, Colorado, as follows:

**Section 1.** The Board of Trustees has authority to approve the Amended Service Plans pursuant to the provisions of Section 32-1-204.5, C.R.S.

**Section 2.** The Amended Service Plans contain the information required by Section 32-1-202(2), C.R.S.

**Section 3.** Based on the contents of the Amended Service Plans and other evidence presented at the meetings of the Board of Trustees held on April 26, 2023, and May 17, 2023, and in accordance with Section 32-1-203(2), C.R.S., 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 newly proposed West Meadow, West Mountain Districts, and GP Districts ("Proposed Districts");
- b. The existing service in the area to be served by the Proposed Districts is inadequate for present and projected needs;
- c. The Proposed Districts are capable of providing economical and sufficient service to the areas within their respective proposed boundaries; and
- d. The areas to be included within the Proposed District have, or will have, the financial ability to discharge their respective proposed indebtedness on a reasonable basis.

**Section 4.** The Amended Service Plans for the Proposed Districts are hereby approved.

**Section 5.** The Board of Trustees hereby approves the First Amendment to Intergovernmental Agreement between the Town of Fraser and the Districts, the Intergovernmental Agreement among the Town of Fraser and the West Mountain Districts, and the Intergovernmental Agreement between the Town of Fraser and the GP Districts (collective,

the Proposed Districts at their respective first meetings following this approval, and executed originals thereof shall be promptly delivered to the Town.

**Section 6.** This Resolution shall be effective upon adoption.

**Section 7.** Approval of this Resolution is not a waiver of, nor a limitation upon any power that the Town is legally permitted to exercise with respect to the property located within the Proposed Districts, including but not limited to all land use, permitting, or development actions required by the Town Code.

**Section 8.** The Town Clerk shall certify to the passage of this Resolution, make not less than one copy of the adopted Resolution available for inspection during regular business hours, and shall submit a certified copy to the representatives and organizers of the Districts for the purpose of filing in the District Court of Grand County for further proceedings concerning the Districts.

READ, PASSED ON ROLL CALL VOTE, AND ADOPTED BY THE BOARD OF TRUSTEES THIS 17 DAY OF May 2023.

Votes in favor: 7  
Votes opposed: 0  
Absent: 0

BOARD OF TRUSTEES OF THE  
TOWN OF FRASER, COLORADO  
BY: [Signature]  
Mayor



ATTEST:  
[Signature]  
Town Clerk

**CERTIFICATION**

The undersigned, Antoinette McVeigh, Town Clerk for the Town of Fraser, Colorado, does hereby certify that the above is a true and correct copy of a resolution duly adopted by the Fraser Board of Trustees at a regular meeting duly convened on

May 17, 2023

[Signature]  
(Signature)

