

**TOWN OF ERIE
RESOLUTION NO. 19-__**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF
ERIE, COLORADO APPROVING THE SERVICE PLAN FOR THE
NINE MILE METROPOLITAN DISTRICT**

WHEREAS, pursuant to C.R.S. § 32-1-204.5, no special district may be organized within the boundaries of the Town except upon adoption of a resolution of the Board of Trustees approving the service plan of the proposed special district;

WHEREAS, a service plan dated August 1, 2019 (the "Service Plan") for the Nine Mile Metropolitan District (the "District") has been submitted to the Board in compliance with § 32-1-204.5 (the "Service Plan");

WHEREAS, the Service Plan complies with Title 9, Chapter 4, of the Erie Municipal Code;

WHEREAS, the territory of the proposed District is located wholly within the boundaries of the Town; and

WHEREAS, on August 13, 2019, the Board conducted a properly-noticed public hearing on the Service Plan.

**NOW BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF
ERIE, COLORADO, THAT:**

Section 1. Findings. Having reviewed the Service Plan and considered the recommendation of Town staff and any public comment received, the Board finds and determines as follows:

- a. There is sufficient existing and projected need for organized service in the area to be serviced by the proposed District.
- b. The existing service in the area to be served by the proposed District is inadequate for present and projected needs.
- c. The proposed District is capable of providing economical and sufficient service to the areas within its proposed boundaries.
- d. The area to be included in the proposed District has, or will have, the financial ability to discharge the proposed indebtedness on a reasonable basis.

Section 2. Decision. Based on the foregoing findings, the Board hereby approves the Service Plan. Nothing herein limits the Town's powers with respect to the District, the property within the District, or the improvements to be constructed by the District. The Town's findings and decision are based solely upon the evidence in the Service Plan and such other evidence presented at the public hearing, and the Town has not conducted any

independent investigation of the evidence presented. The Town makes no guarantee as to the financial viability of the District or the achievability of the results.

ADOPTED this 13th day of August, 2019.

Jennifer Carroll, Mayor

ATTEST:

Jessica Koenig, Town Clerk