

RESOLUTION NO. 18-__

**A RESOLUTION OF THE TOWN OF ERIE, COLORADO
AUTHORIZING THE INCLUSION OF PROPERTY INTO THE REX
RANCH METROPOLITAN DISTRICT.**

WHEREAS, Rex Ranch Metropolitan District (the “**District**”) is a special district located entirely within the Town of Erie, Colorado and organized pursuant to an Order and Decree of the District Court of Boulder County ; and

WHEREAS, the Town of Erie approved the original Service Plan for the District (the “**Service Plan**”) on August 24, 2010 in Resolution No. 10-92; and

WHEREAS, pursuant to the Service Plan the District is required to obtain consent from the Town of Erie for inclusion of any additional property into the District; and

WHEREAS, pursuant to C.R.S. §32-1-401, *et seq.*, HT Flatiron, LP (the “**Landowner**”) has requested that certain property adjacent to the District be included into the District, as such property is more particularly described on Exhibit “A,” attached hereto and incorporated herein by this reference (the “**Property**”); and

WHEREAS, change in the boundary of the District is not a material modification of the Service Plan pursuant to C.R.S. § 32-1-207(2)(a); and

WHEREAS, the District seeks consent of the Town of Erie to include the Property into the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF ERIE, COLORADO, AS FOLLOWS:

Section 1. The Board of Trustees hereby consents to the inclusion of the Property into the District in accordance with the Service Plan for the District.

Section 2. If any part or provision of this Resolution, or its application to any person or circumstance, is adjudged to be invalid or unenforceable, the invalidity or unenforceability of such part, provision, or application shall not affect any of the remaining parts, provisions or applications of this Resolution that can be given effect without the invalid provision, part or application, and to this end the provisions and parts of this Resolution are declared to be severable.

Section 3. This Resolution shall become effective upon the date of adoption provided below.

ADOPTED AND APPROVED THIS 26th DAY OF JUNE 2018, BY THE BOARD OF TRUSTEES OF THE TOWN OF ERIE, COLORADO.

TOWN OF ERIE,
a Colorado Municipal Corporation

By: _____
Jennifer Carroll, Mayor

ATTEST:

By: _____
Jessica Koenig, Deputy Town Clerk

EXHIBIT A
THE PROPERTY

THAT PART OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 26, TOWNSHIP 1 NORTH RANGE 69 WEST OF THE 6TH P.M., COUNTY OF BOULDER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EAST LINE OF SAID SECTION 26, 446.60 FEET SOUTH FROM THE NORTHEAST CORNER OF SAID SECTION 26; THENCE WEST AT A RIGHT ANGLE 497.80 FEET FROM THE EAST LINE OF SAID SECTION 26; THENCE SOUTH 350 FEET PARALLEL TO THE EAST LINE OF SAID SECTION 26; THENCE EAST 497.80 FEET TO THE EAST LINE OF SAID SECTION 26; THENCE NORTH 350 FEET ALONG THE EAST LINE OF SAID SECTION 26 TO THE TRUE POINT OF BEGINNING, EXCEPTING THEREFROM THE EAST 30 FEET AS CONVEYED TO THE COUNTY OF BOULDER BY DEED RECORDED FEBRUARY 10, 1892 IN BOOK 148 AT [PAGE 135](#).