

CERTIFIED RECORDS

DO NOT REMOVE STAPLE

REMOVAL VOIDS CERTIFICATION*

DATE FILED: May 11, 2022 3:03 PM

**DISTRICT COURT, COUNTY OF ADAMS,
STATE OF COLORADO**
1100 Judicial Center Drive
Brighton, CO 80601
(303) 659-1161

COMBINED COURT
Adams County, Colorado
DATE 05/13/22
Certified to be a full, true and
correct copy of the original in my
custody
By [Signature] Seal
Deputy Clerk

**IN RE THE ORGANIZATION OF QUANTUM 56
METROPOLITAN DISTRICT**

▲ COURT USE ONLY ▲

BY THE COURT

Case Number: 2022CV030357

Div.: C Ctrm.: _____

**ORDER AND DECREE CREATING DISTRICT, ISSUING
CERTIFICATES OF ELECTION, AND RELEASING BOND**

THIS MATTER comes before the Court on the Unopposed Motion for Order and Decree Creating District, Issuing Certificates of Election, and Releasing Bond filed by the Petitioners in regard to the organization of Quantum 56 Metropolitan District (the “**District**”). The Court, being fully advised in the premises, hereby FINDS AND ORDERS:

1. That the required Notice of Election was duly published in a newspaper of general circulation in the District, one time, in compliance with law.
2. That a majority of the votes cast at the election held on May 3, 2022, in which the question of organization of the District was submitted to eligible electors, were in favor of organization, and that the election was held in accordance with Articles 1 through 13.5 of Title 1, C.R.S., and Section 20 of Article X of the Colorado Constitution.
3. The following ballots were cast on the question of organization of the District:

	<u>VOTES CAST</u>
<u>FOR</u> the Organization of the District	8
<u>AGAINST</u> the Organization of the District	0

4. That all of the provisions of law, and more particularly all of the requirements of Title 32, Article 1, Part 3, C.R.S., have been complied with, met and performed, in the organization of the District.

5. That the District shall be and is hereby duly and regularly organized in accordance with the requirements of Article 1 of Title 32, C.R.S.

6. That the District shall be known as "Quantum 56 Metropolitan District," the corporate name as designated in the Petition filed with this Court.

7. That the District is located in Adams County, Colorado, as more particularly described in Exhibit A, attached hereto and made a part hereof.

8. That the District shall be a quasi-municipal corporation and a political subdivision of the State of Colorado with all the powers thereof.

9. That the following qualified persons were duly elected as members of the District's first Board of Directors for the indicated terms, and as further shown on the Certificates of Election, to be issued by this Court in accordance with Section 32-1-305.5(5), C.R.S., which Certificates are submitted herewith separate from this order for execution by the Court:

<u>NAME</u>	<u>TERM</u>
Madison Wilsmann	until the next regular election
Sarah Laverty	until the next regular election
Cameron Bertron	until the second regular election
Courtney Schneider	until the second regular election
Michael Bjes	until the second regular election

10. That the Clerk of this Court shall release to Petitioners' Counsel the organizational expenses bond in the amount of \$500.00, as submitted in connection with the organization of the District made payable to McGeady Becher P.C., and mailed to McGeady Becher P.C., 450 E. 17th Avenue, Suite 400, Denver, CO 80203.

11. The interest of the proposed District and the public interest or necessity demand the acquisition, construction, installation, or completion of improvements or facilities and the payment of certain costs to carry out the objects and purposes of the proposed District, requiring the creation of a general obligation indebtedness;

12. That the interest of the District and the public interest and necessity demand the incurrence of indebtedness to carry out the objectives and purposes of the District requiring the creation of a general obligation indebtedness:

(a) The District has the power to provide for the acquisition, construction, installation, and completion of certain: water; sanitation; street; safety protection; park and recreation; and transportation improvements;

(b) The estimated principal amount of indebtedness to be authorized is not greater than: Twenty-Five Million Dollars (\$25,000,000) for Street Improvements; Twenty-Five

Million Dollars (\$25,000,000) for Parks and Recreation Improvements; Twenty-Five Million Dollars (\$25,000,000) for Water Improvements; Twenty-Five Million Dollars (\$25,000,000) for Sanitation Improvements; Twenty-Five Million Dollars (\$25,000,000) for Safety Protection Improvements; Twenty-Five Million Dollars (\$25,000,000) for Fire Protection Improvements; Twenty-Five Million Dollars (\$25,000,000) Security Improvements; Twenty-Five Million Dollars (\$25,000,000) for operating and maintenance expenses; Twenty-Five Million Dollars (\$25,000,000) for refunding purposes; and Twenty-Five Million Dollars (\$25,000,000) for an Intergovernmental Agreement; and the amount of principal to be incurred does not exceed such amount;

(c) The estimated cost of the improvements to be defrayed out of any state or federal grant is unknown at this time; and

(d) The maximum net effective interest rate to be paid on such indebtedness is Twelve percent (12%) per annum.

13. The District shall be a governmental subdivision of the State of Colorado, and a body corporate and politic with all the powers of a public or quasi-municipal corporation. The facilities, services and financial arrangements of the District shall conform as far as practicable to the approved Service Plan and the Resolution of Approval of the Board of County Commissioners of the County of Adams, Colorado. The approved Service Plan and Resolution of Approval required by Title 32, Article 1, Part 2, C.R.S., previously filed in the within action, shall be and the same are hereby incorporated by reference in this Order. Pursuant to Section 32-

1-205(2), C.R.S., a copy of the Resolution of Approval is attached hereto and incorporated herein as **Exhibit B**.

14. The Board of Directors shall take such steps and proceedings as the needs of the District require; and in accordance with Section 32-1-306, C.R.S., within thirty (30) days after the date hereof, the District shall transmit the following:

(a) A certified copy of this Order and Decree Creating District, and a copy of the District's approved Service Plan to the Clerk and Recorder of Adams County, Colorado, and to the Division of Local Government (the "DLG"); and

(b) A certified copy of the Court's findings and this Order and Decree Creating District to the County Clerk and Recorder in each of the Counties in which the District or a part thereof extends for recording, as provided in Section 32-1-105, C.R.S.; and

(c) A copy of the District's approved Service Plan to each such County Clerk and Recorder, for retention as a public record for public inspection; and

(d) A copy of the District's Service Plan, together with a copy of the Court's findings and this Order and Decree Creating District to the DLG; and

(e) A copy of the District map to the Adams County Assessor in each county in which the District or a part thereof extends and with the DLG according to its standards.

DONE IN COURT _____, 2022 DATED May 11, 2022

BY THE COURT:



District Court Judge

EXHIBIT A

Legal Description

**EXHIBIT A
DISTRICT BOUNDARIES – LEGAL DESCRIPTION**

PARCEL ONE:

ALL THAT CERTAIN TRACT OR PARCEL OF LAND SITUATE IN THE W ½ OF THE SW ¼ OF SECTION 10,
TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF ADAMS, STATE OF COLORADO,
BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH LINE OF SAID SECTION, 50 FEET EAST OF THE SOUTHWEST
CORNER OF SAID SECTION;

THENCE NORTH 0°5' EAST A DISTANCE OF 500 FEET;

THENCE EAST AT AN ANGLE OF 90° A DISTANCE OF 20 FEET;

THENCE N 0°5' EAST A DISTANCE OF 105.5 FEET;

THENCE NORTHEAST ON A CURVE TO THE EAST WITH A RADIUS OF 2252 FEET A DISTANCE OF 2315.15
FEET;

THENCE NORTH 59° EAST 27.4 FEET TO A POINT 1186.27 FEET EAST OF THE WEST LINE OF SAID SECTION
ON A BOUNDARY LINE LOCATED 100 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF SAID
SOUTHWEST QUARTER;

THENCE EAST ALONG SAID BOUNDARY LINE TO THE EAST LINE OF THE WEST HALF OF SAID SOUTHWEST
QUARTER;

THENCE SOUTH ALONG SAID EAST LINE TO THE SOUTH LINE OF SAID SECTION;

THENCE WEST ALONG SAID SOUTH LINE 1270 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING,

EXCEPT ANY PORTION THEREOF LYING WITHIN THE PLAT OF LAYTON TRUCK EQUIPMENT SUBDIVISION,
RECORDED FEBRUARY 8, 2008 AT RECEPTION NO. 2008000010084,

AND EXCEPT THAT PORTION CONVEYED TO THE REGIONAL TRANSPORTATION DISTRICT IN QUIT CLAIM
DEED RECORDED DECEMBER 27, 2011 AT RECEPTION NO. 20111000085351,

AND EXCEPT THE NORTH 30' OF THE 60' RIGHT OF WAY FOR WEST 56TH AVENUE CONVEYED PER
ADAMS COUNTY ROAD PETITION 502 COMMISSIONERS' ROAD BOOK 1, PAGE 362 ON JULY 15, 1904,

COUNTY OF ADAMS,
STATE OF COLORADO.

FOR INFORMATIONAL PURPOSES: 465 W 56TH AVE / APN: R0177340

{00909633.DOCX v 5 }

A-1

{00965962.DOCX v:1 }

A-2

PARCEL TWO:

A PARCEL OF LAND LOCATED IN THE SE ¼ SE ¼ OF SECTION 9 AND THE S ½ NW ¼ SW ¼ AND THE SW ¼ SW ¼ OF SECTION 10, ALL IN TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF ADAMS, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE MOST SOUTHERLY CORNER OF SAID PARCEL, WHENCE THE SOUTHWEST CORNER OF SAID SECTION 10 BEARS SOUTH 45°47' WEST, 69.80 FEET;

THENCE NORTH 0°05' EAST, 451.22 FEET;

THENCE SOUTH 89°55' EAST A DISTANCE OF 20 FEET;

THENCE NORTH 0°05' EAST A DISTANCE OF 105.50 FEET TO A POINT OF CURVE;

THENCE ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 2,252 FEET, AN ARC DISTANCE OF 1,430.06 FEET;

THENCE WEST 30.22 FEET TO A POINT OF NON-TANGENT CURVE ON THE SOUTHEASTERLY BOUNDARY LINE OF A STRIP OF GROUND CONVEYED TO THE DENVER AND SALT LAKE RAILROAD COMPANY BY DEED RECORDED IN BOOK 146 AT PAGE 415, ADAMS COUNTY, RECORDS;

THENCE SOUTHWESTERLY ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 2,526.60 FEET AND A CENTRAL ANGLE OF 5°07'51" AN ARC DISTANCE OF 226.25 FEET (THE CHORD OF WHICH BEARS SOUTH 35°18'55" WEST A DISTANCE OF 226.18 FEET) TO A POINT OF TANGENT; THENCE SOUTH 32°45' WEST ALONG SAID SOUTHEASTERLY BOUNDARY LINE A DISTANCE OF 961.00 FEET TO A 6" SQUARE WOOD FENCE POST;

THENCE SOUTH 24°58'35" EAST ALONG A LINE WHICH IS MARKED BY A 6' CHAIN LINK FENCE WITH A THREE-STRAND BARBED WIRE BARRIER ATOP A 4" SQUARE WOOD FENCE POSTS, A DISTANCE OF 473.29 FEET TO A 6" SQUARE WOOD FENCE POST;

THENCE NORTH 89°37'16" WEST ALONG A LINE WHICH IS MARKED BY A 6' CHAIN LINK FENCE WITH A THREE-STRAND BARBED WIRE BARRIER ATOP A 4" SQUARE WOOD FENCE POSTS, A DISTANCE OF 198.42 FEET TO A 6" SQUARE WOOD FENCE POST;

THENCE SOUTH 24°46'59" EAST ALONG A LINE WHICH IS MARKED BY A 6' CHAIN LINK FENCE WITH A CANTILEVERED FOUR-STRAND BARBED WIRE BARRIER ATOP AND 7" DIAMETER WOOD FENCE POSTS, A DISTANCE OF 518.73 FEET TO THE POINT OF BEGINNING,

EXCEPT THAT PORTION CONVEYED TO THE REGIONAL TRANSPORTATION DISTRICT IN QUIT CLAIM DEED RECORDED DECEMBER 27, 2011 AT RECEPTION NO. 20111000085351,

COUNTY OF ADAMS,
STATE OF COLORADO

THE SAME PROPERTY ALSO BEING DESCRIBED AS FOLLOWS BASED ON THE ALTA/NSPS LAND TITLE SURVEY PREPARED BY WARE MALCOMB CIVIL ENGINEERING & SURVEYING DATED MAY 25, 2021.

A PARCEL OF LAND LOCATED IN THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 10 AND THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, ADAMS COUNTY, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS;

COMMENCING AT THE WEST SIXTEENTH CORNER OF SAID SECTION 10 AND 15 AND CONSIDERING THE CENTER SOUTHWEST SIXTEENTH CORNER OF SAID SECTION 10 TO BEAR NORTH 00°10'45" WEST, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

THENCE NORTH 00°10'45" WEST ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SOUTHWEST QUARTER OF SECTION 10, A DISTANCE OF 490.00 FEET TO THE NORTH LINE OF LOT 1, LAYTON TRUCK EQUIPMENT SUBDIVISION RECORDED AT RECEPTION NUMBER 2008000010084 IN THE RECORDS OF THE ADAMS COUNTY CLERK AND RECORDER AND THE POINT OF BEGINNING;

THENCE ALONG SAID LOT 1 THE FOLLOWING FOUR COURSES:

1. SOUTH 89°51'58" WEST, A DISTANCE OF 346.60 FEET;
2. SOUTH 19°34'42" EAST, A DISTANCE OF 365.87 FEET;
3. NORTH 89°51'58" EAST, A DISTANCE OF 195.08 FEET;
4. SOUTH 00°10'45" EAST, A DISTANCE OF 115.00 FEET TO THE NORTHERLY RIGHT OF WAY OF WEST 56TH AVENUE AS RECORDED IN ADAMS COUNTY ROAD PETITION 502;

THENCE SOUTH 89°51'58" WEST ALONG SAID NORTHERLY RIGHT-OF-WAY, A DISTANCE OF 1,235.04 FEET TO THE EASTERLY RIGHT-OF-WAY OF THE REGIONAL TRANSPORTATION DISTRICT DESCRIBED AT RECEPTION NUMBER 2011000085351 IN SAID RECORDS AND A NON-TANGENT CURVE TO THE LEFT;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY AND CURVE HAVING A CENTRAL ANGLE OF 0°25'49", A RADIUS OF 1733.05 FEET, AN ARC LENGTH OF 13.01 FEET, AND A CHORD THAT BEARS NORTH 14°26'26" WEST, A DISTANCE OF 13.01 FEET TO A POINT OF NON-TANGENCY;

THENCE NORTH 00°02'35" WEST ALONG SAID EASTERLY RIGHT-OF-WAY, A DISTANCE OF 6.12 FEET;

THENCE NORTH 25°20'00" WEST ALONG SAID EASTERLY RIGHT-OF-WAY, A DISTANCE OF 7.70 FEET TO A NON-TANGENT CURVE TO THE LEFT;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY AND CURVE HAVING A CENTRAL ANGLE OF 16°44'04", A RADIUS OF 1733.05 FEET, AN ARC LENGTH OF 506.17 FEET, AND A CHORD THAT BEARS NORTH 23°41'35" WEST, A DISTANCE OF 504.37 FEET TO A POINT OF NON-TANGENCY AND THE SOUTHERLY LINE OF A PARCEL DESCRIBED AT RECEPTION NUMBER 2010000086807 IN SAID RECORDS;

THENCE SOUTH 89°54'33" EAST ALONG SAID PARCEL, A DISTANCE OF 183.99 FEET;

THENCE NORTH 24°55'49" WEST ALONG SAID PARCEL, A DISTANCE OF 475.52 FEET TO THE SOUTHERLY RIGHT-OF-WAY OF THE UNION PACIFIC RAILROAD RECORDED IN PAGE 415 OF BOOK 146 IN SAID RECORDS;

THENCE ALONG SAID SOUTHERLY RIGHT-OF-WAY THE FOLLOWING SIX COURSES:

1. NORTH 32°34'04" EAST, A DISTANCE OF 959.95 FEET TO A TANGENT CURVE TO THE RIGHT;
2. ALONG SAID CURVE HAVING A CENTRAL ANGLE OF 4°38'06", A RADIUS OF 2796.60 FEET, AN ARC LENGTH OF 226.24 FEET, AND A CHORD THAT BEARS NORTH 35°08'00" EAST, A DISTANCE OF 226.17 FEET TO A POINT OF NON-TANGENCY;
3. NORTH 89°49'04" EAST, A DISTANCE OF 33.75 FEET TO A NON-TANGENT CURVE TO THE RIGHT;
4. ALONG SAID CURVE HAVING A CENTRAL ANGLE OF 22°30'18", A RADIUS OF 2252.00 FEET, AN ARC LENGTH OF 884.55 FEET, AND A CHORD THAT BEARS NORTH 47°37'16" EAST, A DISTANCE OF 878.88 FEET;
5. THENCE NORTH 58°52'25" EAST, A DISTANCE OF 28.56 FEET;
6. THENCE NORTH 89°28'31" EAST, A DISTANCE OF 128.35 FEET TO THE EAST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 10;

THENCE SOUTH 00°11'12" EAST ALONG SAID EAST LINE, A DISTANCE OF 1224.02 FEET TO THE CENTER SOUTHWEST SIXTEENTH CORNER OF SECTION 10;

THENCE SOUTH 00°10'45" EAST ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 10, A DISTANCE OF 833.89 FEET TO THE POINT OF BEGINNING;

SAID PARCEL CONTAINS A SURVEYED AREA OF 2,626,447 SQUARE FEET OR 60.295 ACRES, MORE OR LESS

EXHIBIT B

Resolution of Approval

STATE OF COLORADO)
COUNTY OF ADAMS)

At a regular meeting of the Board of County Commissioners for Adams County, Colorado, held at the Government Center in Brighton, Colorado on the 22nd day of March, 2022 there were present:

Eva J. Henry	Commissioner
Charles "Chaz" Tedesco	Commissioner
Emma Pinter	Excused
Steve O'Dorisio	Commissioner
Lynn Baca	Commissioner
Christine Fitch	County Attorney
Erica Hannah	Clerk to the Board

when the following proceedings, among others were held and done, to-wit:

RESOLUTION APPROVING APPLICATION IN CASE #PLN2022-00002 QUANTUM 56
METROPOLITAN DISTRICT SERVICE PLAN

Resolution 2022-174

WHEREAS, this case involved an application for a Service Plan for the Quantum 56 Metropolitan District to provide funding for construction and maintenance of the public services and facilities in the Quantum 56 Development on the following described property:

PARCEL ONE:

ALL THAT CERTAIN TRACT OR PARCEL OF LAND SITUATE IN THE W ½ OF THE SW ¼ OF SECTION 10, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF ADAMS, STATE OF COLORADO, BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH LINE OF SAID SECTION, 50 FEET EAST OF THE SOUTHWEST CORNER OF SAID SECTION;

THENCE NORTH 0°5' EAST A DISTANCE OF 500 FEET;

THENCE EAST AT AN ANGLE OF 90° A DISTANCE OF 20 FEET;

THENCE N 0°5' EAST A DISTANCE OF 105.5 FEET;

THENCE NORTHEAST ON A CURVE TO THE EAST WITH A RADIUS OF 2252 FEET A DISTANCE OF 2315.15 FEET;

THENCE NORTH 59° EAST 27.4 FEET TO A POINT 1186.27 FEET EAST OF THE WEST LINE OF SAID SECTION ON A BOUNDARY LINE LOCATED 100 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF SAID SOUTHWEST QUARTER;

THENCE EAST ALONG SAID BOUNDARY LINE TO THE EAST LINE OF THE WEST HALF OF SAID SOUTHWEST QUARTER;

THENCE SOUTH ALONG SAID EAST LINE TO THE SOUTH LINE OF SAID SECTION;

THENCE WEST ALONG SAID SOUTH LINE 1270 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING.

EXCEPT ANY PORTION THEREOF LYING WITHIN THE PLAT OF LAYTON TRUCK EQUIPMENT SUBDIVISION, RECORDED FEBRUARY 8, 2008 AT RECEPTION NO. 2008000010084.

AND EXCEPT THAT PORTION CONVEYED TO THE REGIONAL TRANSPORTATION DISTRICT IN QUIT CLAIM DEED RECORDED DECEMBER 27, 2011 AT RECEPTION NO. 20111000085351.

AND EXCEPT THE NORTH 30' OF THE 60' RIGHT OF WAY FOR WEST 56TH AVENUE
CONVEYED PER ADAMS COUNTY ROAD PETITION 502 COMMISSIONERS' ROAD BOOK
1, PAGE 362 ON JULY 15, 1904,

COUNTY OF ADAMS,
STATE OF COLORADO.

FOR INFORMATIONAL PURPOSES: 465 W 56TH AVE / APN: R0177340

PARCEL TWO:

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SW ¼ AND THE SW ¼ SW ¼ OF SECTION 10, ALL IN TOWNSHIP 3 SOUTH, RANGE 68
WEST OF THE 6TH P.M., COUNTY OF ADAMS, STATE OF COLORADO, MORE
PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE MOST SOUTHERLY
CORNER OF SAID PARCEL, WHENCE THE SOUTHWEST CORNER OF SAID SECTION 10
BEARS SOUTH 45°47' WEST, 69.80 FEET;

THENCE NORTH 0°05' EAST, 451.22 FEET;

THENCE SOUTH 89°55' EAST A DISTANCE OF 20 FEET;

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(THE CHORD OF WHICH BEARS SOUTH 35°18'55" WEST A DISTANCE OF 226.18 FEET)
TO A POINT OF TANGENT; THENCE SOUTH 32°45' WEST ALONG SAID
SOUTHEASTERLY BOUNDARY LINE A DISTANCE OF 961.00 FEET TO A 6" SQUARE
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THENCE SOUTH 24°58'35" EAST ALONG A LINE WHICH IS MARKED BY A 6" CHAIN
LINK FENCE WITH A
THREE-STRAND BARBED WIRE BARRIER ATOP A 4" SQUARE WOOD FENCE POSTS, A
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LINK FENCE WITH A THREE-STRAND BARBED WIRE BARRIER ATOP A 4" SQUARE
WOOD FENCE POSTS, A DISTANCE OF 198.42 FEET TO A 6" SQUARE WOOD FENCE
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THENCE SOUTH 24°46'59" EAST ALONG A LINE WHICH IS MARKED BY A 6" CHAIN
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COMMENCING AT THE WEST SIXTEENTH CORNER OF SAID SECTION 10 AND 15 AND CONSIDERING THE CENTER SOUTHWEST SIXTEENTH CORNER OF SAID SECTION 10 TO BEAR NORTH 00°10'45" WEST, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

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1. SOUTH 89°51'58" WEST, A DISTANCE OF 346.60 FEET;
2. SOUTH 19°34'42" EAST, A DISTANCE OF 365.87 FEET;
3. NORTH 89°51'58" EAST, A DISTANCE OF 195.08 FEET;
4. SOUTH 00°10'45" EAST, A DISTANCE OF 115.00 FEET TO THE NORTHERLY RIGHT OF WAY OF WEST 56TH AVENUE AS RECORDED IN ADAMS COUNTY ROAD PETITION 502;

THENCE SOUTH 89°51'58" WEST ALONG SAID NORTHERLY RIGHT-OF-WAY, A DISTANCE OF 1,235.04 FEET TO THE EASTERLY RIGHT-OF-WAY OF THE REGIONAL TRANSPORTATION DISTRICT DESCRIBED AT RECEPTION NUMBER 2011000085351 IN SAID RECORDS AND A NON-TANGENT CURVE TO THE LEFT;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY AND CURVE HAVING A CENTRAL ANGLE OF 0°25'49", A RADIUS OF 1733.05 FEET, AN ARC LENGTH OF 13.01 FEET, AND A CHORD THAT BEARS NORTH 14°26'26" WEST, A DISTANCE OF 13.01 FEET TO A POINT OF NON-TANGENCY;

THENCE NORTH 00°02'35" WEST ALONG SAID EASTERLY RIGHT-OF-WAY, A DISTANCE OF 6.12 FEET;

THENCE NORTH 25°20'00" WEST ALONG SAID EASTERLY RIGHT-OF-WAY, A DISTANCE OF 7.70 FEET TO A NON-TANGENT CURVE TO THE LEFT;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY AND CURVE HAVING A CENTRAL ANGLE OF 16°44'04", A RADIUS OF 1733.05 FEET, AN ARC LENGTH OF 506.17 FEET, AND A CHORD THAT BEARS NORTH 23°41'35" WEST, A DISTANCE OF 504.37 FEET TO A POINT OF NON-TANGENCY AND THE SOUTHERLY LINE OF A PARCEL DESCRIBED AT RECEPTION NUMBER 2010000086807 IN SAID RECORDS;

THENCE SOUTH 89°54'33" EAST ALONG SAID PARCEL, A DISTANCE OF 183.99 FEET;

THENCE NORTH 24°55'49" WEST ALONG SAID PARCEL, A DISTANCE OF 475.52 FEET TO THE SOUTHERLY RIGHT-OF-WAY OF THE UNION PACIFIC RAILROAD RECORDED IN PAGE 415 OF BOOK 146 IN SAID RECORDS;

THENCE ALONG SAID SOUTHERLY RIGHT-OF-WAY THE FOLLOWING SIX COURSES:

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2. ALONG SAID CURVE HAVING A CENTRAL ANGLE OF 4°38'06", A RADIUS OF 2796.60 FEET, AN ARC LENGTH OF 226.24 FEET, AND A CHORD THAT BEARS

- NORTH 35°08'00" EAST, A DISTANCE OF 226.17 FEET TO A POINT OF NON-TANGENCY;
3. NORTH 89°49'04" EAST, A DISTANCE OF 33.75 FEET TO A NON-TANGENT CURVE TO THE RIGHT;
 4. ALONG SAID CURVE HAVING A CENTRAL ANGLE OF 22°30'18", A RADIUS OF 2252.00 FEET, AN ARC LENGTH OF 884.55 FEET, AND A CHORD THAT BEARS NORTH 47°37'16" EAST, A DISTANCE OF 878.88 FEET;
 5. THENCE NORTH 58°52'25" EAST, A DISTANCE OF 28.56 FEET;
 6. THENCE NORTH 89°28'31" EAST, A DISTANCE OF 128.35 FEET TO THE EAST LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 10;

THENCE SOUTH 00°11'12" EAST ALONG SAID EAST LINE, A DISTANCE OF 1224.02 FEET TO THE CENTER SOUTHWEST SIXTEENTH CORNER OF SECTION 10;

THENCE SOUTH 00°10'45" EAST ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 10, A DISTANCE OF 833.89 FEET TO THE POINT OF BEGINNING;

SAID PARCEL CONTAINS A SURVEYED AREA OF 2,626,447 SQUARE FEET OR 60.295 ACRES, MORE OR LESS

LOCATION: 465 W. 56th Avenue (Parcel Numbers: 0182510300003, 0182510300004.)

WHEREAS, the Adams County Planning Commission held a public hearing on the 24th day of February, 2022, and forwarded a recommendation of APPROVAL to the Board of County Commissioners; and,

WHEREAS, on the 22nd day of March, 2022, the Board of County Commissioners held a public hearing on the application of EFG Denver, Case # PLN2022-00002.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, County of Adams, State of Colorado, that based upon the evidence presented at the hearing and the recommendations of the Community and Economic Development Department and the Planning Commission, the application in this case be hereby APPROVED based upon the following findings-of-fact and subject to the following conditions:

Findings-of-Fact:

1. There is sufficient existing and projected need for organized service in the area to be serviced by the proposed District
2. The existing service in the area to be served is inadequate for present and projected needs.
3. The proposed Special District is capable of providing economical and sufficient service to the area within its proposed boundaries.
4. The area to be included in the proposed Special District has, or will have, the financial ability to discharge the proposed indebtedness on a reasonable basis.
5. Adequate service is not, or will not be, available to the area through the County, other existing municipal or quasi-municipal corporations, including existing Special Districts, within a reasonable time and on a comparable basis.
6. The facility and service standards of the proposed Special District are compatible with the facility and service standards of each county within which the proposed District is to be located and each municipality that is an interested party under C.R.S. Section 32-1-204 (1).
7. The proposal is in compliance with a master plan adopted pursuant to C.R.S. Section 30-28-106.
8. The proposal is in compliance with any duly adopted county, regional, or state long-range water quality management plan for the area.
9. The creation of the proposed District will be in the best interest of the area proposed to be served.

Conditions:

1. Maximum mill levy proposed in the District shall be capped at 50 mills.

Upon motion duly made and seconded the foregoing resolution was adopted by the following vote:

Henry _____ Aye
Tedesco _____ Aye
Plinter _____ Excused
O'Doristo _____ Aye
Baca _____ Aye
Commissioners

STATE OF COLORADO)
County of Adams)

I, Josh Zygielbaum, County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid do hereby certify that the annexed and foregoing Order is truly copied from the Records of the Proceedings of the Board of County Commissioners for said Adams County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Brighton, Colorado this 22nd day of March A.D. 2022.

County Clerk and ex-officio Clerk of the Board of County Commissioners

Josh Zygielbaum:



By:

E-Signed by Erica Hannah
VERIFY authenticity with e-Sign

Deputy