

RESOLUTION NO.

04-03

Series of 2004

**TITLE: A RESOLUTION OF THE BOARD OF TRUSTEES, TOWN OF HUDSON, COLORADO, APPROVING THE ORGANIZATION OF HUDSON HILLS METROPOLITAN DISTRICT**

**WHEREAS**, Section 32-1-204.5(1) of the Colorado Revised Statutes, provides that no special district shall be organized if located wholly within the boundaries of a municipality, except upon adoption of a resolution approving the Service Plan of the proposed special district;

**WHEREAS**, a Service Plan has been submitted to the Board of Trustees for the proposed Hudson Hills Metropolitan District (the "District") pursuant to part 2, article 1, title 32, C.R.S.;

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

**WHEREAS**, the Board of Trustees of the Town of Hudson has conducted a public hearing on the Service Plan for the proposed District.

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

Section 1. Findings.

The Town of Hudson, by and through its Board of Trustees, makes the following findings:

- a. Adequate service is not, and will not, be available to the area to be served by the District through the Town of Hudson or other existing special districts within a reasonable time and on a comparable basis;
- b. The facility and service standards of the proposed District are compatible with the facility and service standards of the Town of Hudson;
- c. There is sufficient existing and projected need for organized service in the area to be serviced by the proposed District;
- d. The existing service in the area to be served by the proposed District is inadequate for present and projected needs;
- e. The proposed District is capable of providing economical and sufficient service to the area within its proposed boundaries;
- f. The area included within the proposed District has or will have the financial ability to discharge the proposed indebtedness on a reasonable basis;
- g. The proposal is in compliance with any duly adopted county, regional or state long-range water quality management plan for the area; and
- h. The creation of the proposed District will be in the best interest of the area

proposed to be served.

Section 2. Approval.

The Service Plan for the Hudson Hills Metropolitan District is hereby approved.

INTRODUCED, READ and PASSED this 17<sup>th</sup> day of March, 2004.

TOWN OF HUDSON, COLORADO

Charles E Rossi  
Charles E. Rossi, Mayor

ATTEST:



Judy Larson  
Judy Larson, Town Clerk

STATE OF COLORADO, TOWN OF HUDSON, COUNTY OF WELD

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PETITION RE: APPROVAL OF SERVICE PLAN FOR THE HUDSON HILLS METROPOLITAN DISTRICT, TOWN OF HUDSON, COUNTY OF WELD, COLORADO

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TO THE TOWN OF HUDSON BOARD OF TRUSTEES:

The undersigned, on behalf of the Petitioners of the Hudson Hills Metropolitan District (the "District"), Town of Hudson, County of Weld, Colorado, respectfully petitions the Board of Trustees for the Town of Hudson ("Board of Trustees"), for a Resolution Approving the Service Plan for said District. The Petitioners for the District is the organizer, Carlson & Associates, Inc. (the "Petitioner"). A form of Resolution approving the proposed Service Plan is attached hereto as **Exhibit A**. In support of the Petition, the Petitioner states as follows:

- a. There is sufficient existing and projected need for organized service in the area to be serviced 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 proposed boundaries;
- d. The area to be included in the District has, or will have, the financial ability to discharge the proposed indebtedness on a reasonable basis;
- e. Adequate service is not, or will not be, available to the area through 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 each county within which the District is to be located and each municipality which is an interested party under § 32-1-204(1), C.R.S.;
- g. The proposal is in substantial compliance with any master plan adopted pursuant to § 30-28-106, C.R.S.;
- h. The proposal is in compliance with any duly adopted county, regional, or state long-range water quality management plan for the area; and
- i. The creation of the District will be in the best interests of the area proposed to be served.

WHEREFORE, the Petitioners pray that the Board of Trustees shall take such measures as are appropriate in connection with the adoption of a Resolution Approving the Service Plan.

PETITIONER FOR THE HUDSON HILLS  
METROPOLITAN DISTRICT

Date

3/11/04



Dianne D. Miller, #26180

Monica Rosenbluth, #27596

Sander Scheid Ingebretsen Miller & Parish, P.C.

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ATTORNEYS FOR THE PETITIONER

**EXHIBIT A**

Form of Resolution of Approval