

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE
LINCOLN PARK METROPOLITAN DISTRICT
REGARDING
AN AMENDMENT TO SCHEDULE OF FEES AND CHARGES
RESOLUTION 2019- 03-01**

At a regular meeting of the Board of Directors of the Lincoln Park Metropolitan District, Douglas County, Colorado, held at 5:30 P.M., on Tuesday, March 26, 2019, at Stonegate Village Community Room, 10326 Stonegate Parkway, Parker, CO 80134, at which a quorum was present, the following resolution was adopted:

WHEREAS, the Lincoln Park Metropolitan District (the "District") was organized and exists as a metropolitan district pursuant to the provisions of Sections 32-1-101 *et seq.*, C.R.S.; and

WHEREAS, pursuant to Section 32-1-1001(l)(j), C.R.S., the District's Board of Directors (the "Board") has the power to fix and from time to time increase or decrease fees, rates, tolls, penalties, or charges for services, programs, or facilities furnished by the District; and

WHEREAS, Section 32-1-1001(1)(j)(I), C.R.S. also provides that until paid, all such fees, rates, tolls, penalties, or charges shall constitute a perpetual lien on and against the property served, and any such lien may be foreclosed in the same manner as provided by the laws of Colorado for the foreclosure of mechanics' liens; and

WHEREAS, the District desires to amend its current Lincoln Park Metropolitan District Fee Schedule, dated January 24, 2018; and

WHEREAS, pursuant to Section 32-1-1001(2)(a), C.R.S., the governing body of any special district furnishing domestic water or sanitary sewer services directly to residents and property owners within or outside the special district's boundaries may only fix or increase fees, rates, tolls, penalties, or charges for such services after consideration of the action at a public meeting held at least thirty (30) days after providing notice as specified in Section 32-1-1001(2)(a), C.R.S.; and

WHEREAS, the Board considered fixing or increasing fees, rates, tolls, or penalties at its public meeting held on March 26, 2019; and

WHEREAS, in accordance with Section 32-1-1001(2)(a)(IV), C.R.S., such notice was posted on a publicly accessible section of the Special District Association of Colorado's website on February 25, 2019, which is at least thirty (30) days before the public meeting at which the action was considered.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE LINCOLN PARK METROPOLITAN DISTRICT AS FOLLOWS:

Section 1. Adoption by the Board. The Board hereby adopts the "Lincoln Park Metropolitan District Fee Schedule" attached hereto as **Exhibit A** and incorporated herein by this reference.

Section 2. Interest and Penalties Imposed for Nonpayment. The District may impose such penalties for non-compliance herewith as may be permitted by law. Without limiting the foregoing, a late charge on any past-due amounts at the rate of one percent (1%) per month shall accrue from the date the fees are due to the District. Interest will accrue on any due and unpaid fee, exclusive of the late charge, at a rate of twelve percent (12%) per annum.

Section 3. Status as Lien/Foreclosure. Pursuant to Section 32-1-1001(l)(j)(I), C.R.S., the District's fees do and shall, until paid, constitute a perpetual lien against the property served which lien may be foreclosed in the same manner as provided by the laws of the State of Colorado for the foreclosure of mechanics' liens.

Section 4. District Expenses of Collection. The District shall be entitled to charge property owners for all costs and expenses associated with collecting unpaid fees, including attorneys' fees.

Section 5. Actions to Effectuate Resolution. The District's accountants and legal counsel are authorized and directed to take all actions necessary and appropriate to effectuate this Resolution and the imposition of any or all of the fees contemplated hereunder. All actions not inconsistent with the provisions of this Resolution heretofore taken by the members of the Board, the District's accountant, the District's legal counsel, and the officers, agents, and employees of the District and directed toward effectuating the purposes stated herein are hereby ratified, approved, and confirmed.

Section 6. Repealer. All prior acts, orders, or resolutions, or parts thereof, by the District in conflict with this Resolution are hereby repealed, except that this repealer shall not be construed to revive any act, order, or resolution, or part thereof, heretofore repealed.

Section 7. Severability. If any section, paragraph, clause, or provision of this Resolution shall be adjudged to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining sections, paragraphs, clauses, or provisions of this Resolution, it being the intention that the various parts hereof are severable.


Section 8. Effective Date of Resolution. This Resolution and the amendments set forth herein shall be effective as of the date of its adoption and shall remain effective until rescinded, repealed, or otherwise modified by the Board.

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Whereupon, a motion was made and seconded, and upon a majority vote this Resolution was approved by the Board.

ADOPTED AND APPROVED THIS 26TH DAY OF MARCH 2019.

LINCOLN PARK
METROPOLITAN DISTRICT


By: Jeni Reilly
Its: President

ATTEST:

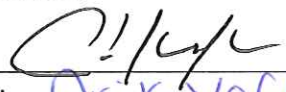

By: Arik Yoffe
Its: Treasurer

EXHIBIT A

Lincoln Park Metropolitan District Fee Schedule

Lincoln Park Metropolitan District
 8390 East Crescent Parkway, Suite 300
 Greenwood Village, Colorado 80111-2814
 303-779-4525 303-773-2050 (fax)

Lincoln Park Metropolitan District Fee Schedule - Effective 3-26-2019

<u>Water/Sewer</u>	<u>Equivalent</u>	<u>Tap Fee</u>	<u>SVMD Admin. Fee</u>	<u>Supplemental Water Resources Fee</u>	<u>SVMD Sewer Connection Fee</u>	<u>LPMD Plan Administration Fee</u>	<u>Total Fee</u>
<u>Meter Size</u>							
Multi-Family	0.5	\$7,052.71	*	\$8,237.06	\$ 2,300.00	\$125.00	\$17,714.77
Townhome	0.75	\$10,579.06	*	\$12,355.60	\$ 3,450.00	\$187.50	\$26,572.16
3/4"	1	\$14,105.41	\$873.34	\$16,474.13	\$ 4,600.00	\$250.00	\$36,302.88
1"	2	\$28,210.82	\$1,746.68	\$32,948.26	\$ 9,200.00	\$500.00	\$72,605.76
1 1/2"	4	\$56,421.64	\$3,493.36	\$65,896.52	\$ 18,400.00	\$1,000.00	\$145,211.52
2"	8	\$112,843.28	\$6,986.72	\$131,793.03	\$ 36,800.00	\$2,000.00	\$290,423.03
3"	18	\$253,897.38	\$15,720.12	\$296,534.32	\$ 82,800.00	\$4,500.00	\$653,451.82
4" and Larger	-	By Agreement	-	-	-	-	-

Irrigation

<u>Meter Size</u>	<u>Equivalent</u>	<u>Tap Fee</u>	<u>SVMD Admin. Fee</u>	<u>Supplemental Water Resources Fee</u>	<u>SVMD Sewer Connection Fee</u>	<u>LPMD Plan Administration Fee</u>	<u>Total Fee</u>
3/4"	1	\$6,924.15	\$759.44	\$14,325.33	\$ 4,000.00	\$250.00	\$26,258.92
1"	2	\$13,848.29	\$1,518.86	\$28,650.66	\$ 8,000.00	\$500.00	\$52,517.81
1 1/2"	4	\$27,696.58	\$3,037.72	\$57,301.33	\$ 16,000.00	\$1,000.00	\$105,035.63
2"	8	\$55,393.17	\$6,075.44	\$114,602.66	\$ 32,000.00	\$2,000.00	\$210,071.27
3"	18	\$124,634.62	\$13,669.74	\$257,855.99	\$ 72,000.00	\$4,500.00	\$472,660.35
4" and Larger	-	By Agreement	-	-	-	-	-

System Development Fee Schedule

All Property In District: \$12,500 per acre or portion (rounded up to nearest acre)

MONTHLY USER FEES

Single Family and Non-Residential Uses
 Multi-Family Uses

Facilities Maintenance Fee (LPMD Maintained Parks and Roads)

\$43.50 / Month
 \$43.50/Month/Unit

Multi-Family Uses

Street Maintenance Fee
 (Applies Only to Market Square Area)

\$10/Unit/Month

Park and Facilities Rental & Permitting Fees

As set out in the Lincoln Park Metropolitan District Rules and Regulations for Parks and Open Space

Notes:

- Checks are made payable to the Lincoln Park Metropolitan District (LPMD).
- a. The Supplemental Water Resource Fee is required by Stonegate Village Metropolitan District (SVMD) and is remitted to SVMD upon receipt. The Admin Fee includes: meter/meter set fee, inspection fee, set up fee, and construction water.
 b. The Admin Fee is required by Stonegate Village Metropolitan District (SVMD) and is remitted to SVMD upon receipt. The Admin Fee includes: meter/meter set fee, inspection fee, set up fee, and construction water.
- Fees may be changed by the Board of Directors in accordance with Colorado law.