

A RESOLUTION OF THE BOARD OF DIRECTORS OF
BUCKHORN VALLEY METROPOLITAN DISTRICT NO. 1
ADOPTING A ONE-TIME ADMINISTRATIVE FEE WITHIN THE DISTRICT'S SERVICE AREA

RESOLUTION NO. 2024-04-11

WHEREAS, the Buckhorn Valley Metropolitan District No. 1 (“District”) is a Colorado special district formed and functioning by authority of the Special District Act, C.R.S. §§ 32-1-101, *et seq.*; and

WHEREAS, pursuant to Articles I and II of the 2009 Consolidated Service Plan for Buckhorn Valley Metropolitan Districts Nos. 1 and 2 (“Service Plan”) and Article VI of the 2003 Amended and Restated District Facilities Construction and Service Agreement (“Service Agreement”), the District is charged with providing water service to the Buckhorn Valley community in Gypsum, Eagle County, Colorado; and

WHEREAS, pursuant to section II(G) of the Service Plan, section 6.2(d) of the Service Agreement, and C.R.S. § 32-1-1001(j)(I), the District may impose and collect fees, rates, tolls, or charges for services, programs, or facilities furnished by the District; and

WHEREAS, upon review of the District’s projected budget for 2024, the Board finds and determines that there will be a shortfall of operations income and that, in order to turn on and maintain the irrigation system through 2024, it is necessary to impose a one-time administrative fee on all lots within the District’s water service area; and

WHEREAS, the District published notice per C.R.S. § 32-1-1001(2)(a) at least 30 days prior to consideration of this fee at a public hearing and meeting of the District’s Board of Directors (the “Board”) held on April 11, 2023; and

WHEREAS, after public comment and review and discussion of the fee, the Board finds and determines that it is necessary to impose a one-time fee to provide irrigation water service within the District’s service area, known as the Buckhorn Valley community.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Buckhorn Valley Metropolitan District No. 1 that:

1. Recitals. The above recitals are hereby incorporated as findings of the Board in support of the enactment of this Resolution.
2. Adoption of One-Time Fee. The Board hereby adopts and imposes a one-time fee of \$500.00 on all lots within the District’s water service area. The fee may be split into two payments of \$250.00 each, with the first due immediately and the second due within 60 days.
3. Severability. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Resolution, it being the Board’s intention that the various provisions hereof are severable.
4. Effective Date. This Resolution shall take effect immediately upon adoption.

ADOPTED AND APPROVED this 11th day of April, 2024.

BUCKHORN VALLEY METROPOLITAN
DISTRICT NO. 1



Board President

Attest:



Secretary/Treasurer

Title	BVMD1 - Resolution Adopting Special Fee - April 11, 2024
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