

TOWN OF MEAD, COLORADO
RESOLUTION NO. 25-R-2004

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO,
REGARDING THE CREATION OF METROPOLITAN DISTRICTS FOR
THE PROVISION OF INFRASTRUCTURE AND SERVICES WITHIN
THE CORPORATE LIMITS OF OR BENEFITTING THE TOWN OF
MEAD.**

WHEREAS, the development community has requested on numerous occasions for the Board of Trustees to consider the formation of Metropolitan Districts for the purpose of financing and construction of infrastructure and the provision of specific services as allowed by Title 32, of the Colorado Revised Statutes; and

WHEREAS, the creation and operation of a Metropolitan District are governed by the laws of the State and grant to a Metropolitan District certain powers to finance, acquire and construct public improvements within and beyond the boundaries of the district for the use and benefit of its taxpayers, residents and the owners of real property within the district, and to provide for the maintenance of certain improvements as further described in and consistent with the service plan for the district; and

WHEREAS, no special district shall be organized if its boundaries are wholly contained within the boundaries of a municipality, except upon adoption of resolution of approval by the governing body of the service plan; and

WHEREAS, it has been determined by the Board of Trustees of the Town of Mead that they will consider the formation of Metropolitan Districts within the corporate boundaries of the Town for the purpose of financing and construction of infrastructure and the provision of specific services to determine the benefits to the Town of approving same on a case-by-case basis;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF MEAD, WELD COUNTY, COLORADO, that;

Section 1. The formation of Metropolitan Districts by the developers of land, to the extent that such services are not inconsistent with or duplicate services provided by existing districts, to finance, acquire, and construct public improvements, including but not limited to streets, sidewalks, curbs, gutters, public parking, landscaping, streetscaping, plazas and fountains, safety controls, water, sanitary and storm sewer, television relay facilities, parks and recreational facilities, transportation and mosquito control improvements, shall be considered on a case-by-case basis by the Town of Mead. Public improvements and facilities constructed or acquired by the district may be owned and maintained by the district, or may be dedicated for ownership and maintenance to the Town, or other governmental entities, for the use and benefit of the district residents and taxpayers and the owners of real property within the district as described within the district's service plan.

Metropolitan District shall be the information required and criteria set forth in C.R.S. 32-1-202 (2) and 32-1-203 (2). The Town shall give extra weight in its consideration of Metropolitan Districts that have a significant component of off-site infrastructure needs or regional impacts as opposed to districts proposed only for internal infrastructure for a given development.

Section 3. The Board of Trustees of the Town of Mead fully retains the authority set forth in C.R.S. 32-1-204.5 to approve without condition or modification, service plans submitted; or to disapprove service plans submitted; or to conditionally approve service plans subject to the submission of additional information relating to, or modification of, the proposed service plan or by agreement with proponents of the proposed service plan.

Section 4. Upon approval of a Metropolitan District's service plan, the Town shall use its best efforts to cooperate in the formation of the Metropolitan District and the implementation of the service plan by contract or intergovernmental agreement as may be appropriate. However, nothing in this section shall limit or restrict the Town's authority in the review and approval of annexation, subdivision, or land use petitions that may be presented to the Town.

Section 5. After voter approval of an annexation, the subsequent use of a Metropolitan District shall not trigger the need for another election pursuant to the Mead Municipal Code, nor shall a Metropolitan District be required to have a service plan completed or agreed upon, or a district be established prior to the annexation election.

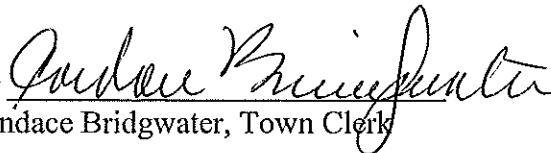
Section 6. Effective Date. This resolution shall become effective immediately upon adoption.

Section 7. Repealer. All resolutions, or parts thereof, in conflict with this resolution are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such resolution nor revive any resolution thereby.

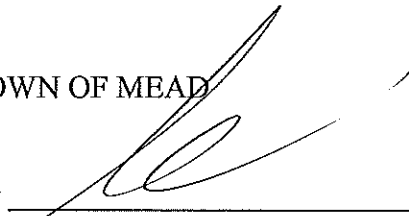
Section 8. Certification. The Town Clerk shall certify to the passage of this resolution and make not less than one copy of the adopted resolution available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 9th DAY OF August, 2004.

ATTEST:

By 
Candace Bridgwater, Town Clerk

TOWN OF MEAD


By _____
Richard E. Kraemer, Mayor