

**TOWN OF TIMNATH, COLORADO  
RESOLUTION NO. 30, SERIES 2023**

**A RESOLUTION APPROVING THE SECOND AMENDMENT TO THE  
CONSOLIDATED SERVICE PLAN FOR THE  
TRAILSIDE METROPOLITAN DISTRICT NOS. 1-6  
(FORMERLY KNOWN AS RENDEZVOUS METROPOLITAN DISTRICT NOS. 1-5)**

**WHEREAS**, the Town Council of the Town of Timnath (the “Town”) pursuant to C.R.S. §31-15-103, has the power to pass resolutions; and

**WHEREAS**, the Town Council approved a Service Plan for Rendezvous Metropolitan District Nos. 1- 5 on March 27, 2018 pursuant to Resolution No. 29, Series 2018 and a First Amendment to the Service Plan for Rendezvous Metropolitan District Nos. 1- 5 on August 14, 2018 pursuant to Resolution No. 57, Series 2018; and

**WHEREAS**, Rendezvous Metropolitan District Nos. 1- 5 subsequently changed their names to Trailside Metropolitan District Nos. 1-5 pursuant to orders of the Larimer County District Court dated September 16, 2019; and

**WHEREAS**, pursuant to C.R.S. § 32-1-204.5, as amended, and the Timnath Special District Policy, a Second Amendment to the Consolidated Service Plan (the “Service Plan”) for Trailside Metropolitan District Nos. 1-6 (collectively, the “Districts”) dated March 15, 2023 has been submitted to the Town Council; and

**WHEREAS**, pursuant to the provisions of Article 1, Title 32, Colorado Revised Statutes, as amended (the “Special District Act”), and the Timnath Special District Policy, the Town Council held a public hearing on the Service Plan for the Districts; and

**WHEREAS**, a notice of the hearing before the Town Council was duly published in the *Coloradoan*, a newspaper of general circulations within the Town, on March 20, 2023, as required by law, and mailed to the owners of record of all property within the boundaries of the proposed District No. 6, the Division of Local Government, and the governing body of each municipality and title 32 special district that has levied an ad valorem tax within the next preceding tax year and that has boundaries within a three-mile radius of the Districts on March 20, 2023; and

**WHEREAS**, the Town Council has considered the Service Plan and all other testimony and evidence presented at the hearing; and

**WHEREAS**, the Town Council finds that the Service Plan should be approved, as permitted by Sections 32-1-203(2), 32-1-204, and 32-1-204.5(1)(a), C.R.S., as amended, and the Timnath Special District Policy;

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH, COLORADO AS FOLLOWS:**

**Section 1.** The Town Council hereby determines that all of the requirements of the Special District Act and the Timnath Special District Policy relating to the filing of the Second Amendment to the Service Plan for the Districts have been fulfilled and that notice of the public hearing was given in the time and manner required by law.

**Section 2.** The Town Council further determines that all pertinent facts, matters, and issues were submitted at the public hearing, that all interest parties were heard or had the opportunity to be heard, and that evidence satisfactory to the Town Council of each of the following was presented:

- a. There is sufficient existing and projected need for organized service in the area to be serviced by the proposed Districts;
- b. The existing service in the area to be served by the proposed Districts is inadequate for present and projected needs;
- c. The Districts are capable of providing economical and sufficient service to the area within their proposed boundaries; and
- d. The area to be included within the proposed Districts has, or will have, the financial ability to discharge the proposed indebtedness on a reasonable basis.


**Section 3.** The Town Council hereby approves the Second Amendment to the Service Plan for the Districts as submitted.

**Section 4.** The Resolution shall be filed in the records of the Town and a certified copy thereof submitted to the petitioners for the Districts.


**Section 5.** All prior resolutions or any parts thereof, to the extent that they are inconsistent with this Resolution, are hereby rescinded.

**INTRODUCED, MOVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH ON APRIL 11, 2023.**

**TOWN OF TIMNATH, COLORADO**

  
Mark J. Soukup, Mayor

ATTEST:

  
Milissa Peters-Garcia, CMC  
Town Clerk

