

After Recording Return To:
White Bear Ankele Tanaka & Waldron
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Centennial, Colorado 80122
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**FOURTH AMENDMENT TO THE
AMENDED AND RESTATED
CONCERNING IMPOSITION OF DISTRICT DEVELOPMENT FEES

(Adoption of Increase in Fees)**

WHEREAS, the Crystal Valley Metropolitan District No. 2 (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado; and;

WHEREAS, pursuant to § 32-1-1001(1)(h), C.R.S., the Board of Directors of the District (the “**Board**”) shall have the management, control and supervision of all the business and affairs of the District; and

WHEREAS, pursuant to § 32-1-1001(1)(j)(I), C.R.S., the District is authorized to fix and impose and, from time to time, increase or decrease fees, rates, tolls, penalties and charges for services or facilities furnished by the District which, until paid, shall constitute a perpetual lien on and against the property served; and

WHEREAS, on June 23, 2020, the Board adopted the Third Amended and Restated Resolution Concerning Imposition of District Development Fee which was recorded on September 17, 2020 at Reception Number 2020, in the real property records of Douglas County, Colorado (the “**Prior Fee Resolution**”); and

WHEREAS, the Board has determined that modification of the schedule of fees is necessary and in the best interests of the District, present and future property owners within the District and the properties served by the District.

NOW, THEREFORE, be it resolved by the Board as follows:

1. AMENDMENT TO SECTION 2 OF PRIOR FEE RESOLUTION. Section 2 of the Prior Fee Resolution is hereby amended and replaced in its entirety by Section 2 of this Fee Resolution and represents a 5% increase in fees.

“2. Imposition of Fees. As of the effective date hereto, District No. 2 authorizes imposition of all fees and charges established hereunder against all property as is now and in the future within the legal boundaries of the Districts, as such boundaries may be adjusted in the future (“**Legal Boundaries**”).

a. Residential Property. A one-time “**Development Fee**” is hereby established for all residential dwelling units within the Legal Boundaries of the Districts.

i. Residential Detached Dwelling Units. The Development Fee for all residential detached dwelling units shall be set hereunder at the rate of \$2,315.25.

- ii. Multi-family Attached Dwelling Units. The Development Fee for all multi-family attached dwelling units shall be set hereunder at the rate of \$1,323.00.

- b. Commercial Property. A one-time “Development Fee” is hereby established for all property within the Legal Boundaries developed for commercial uses at an SFE rate of \$2,315.25 and shall be applied to all such commercial property on the basis of 4 SFEs per each acre of commercial property or \$9,261 per acre of zoned commercial property.

3. PRIOR PROVISIONS EFFECTIVE. Except as specifically amended hereby, all the terms and provisions of the Prior Fee Resolutions shall remain in full force and effect.

4. PRIOR FEES. Any fees, rates, tolls penalties or charges due under the Prior Fee Resolutions, to the extent outstanding and unpaid, shall remain in effect until fully paid and shall not be eliminated hereby.

5. THE PROPERTY. This Resolution shall apply to all property within the District’s boundaries, including, but not limited to, the property set forth in **Exhibit A**, attached hereto and incorporated herein by this reference, and any additional property included into the District after the date of this Resolution.

6. EFFECTIVE DATE. This Resolution shall become effective on January 1, 2021.

[Remainder of Page Intentionally Left Blank. Signature Page to Follow].

ADOPTED this 4th day of November, 2020.

**CRYSTAL VALLEY METROPOLITAN
DISTRICT NO. 2**, a quasi-municipal corporation
and political subdivision of the State of Colorado

Mark T Turner

Mark T Turner (Jan 5, 2021 13:31 MST)

Officer of the District

ATTEST:

Linda Sweetman

Linda Sweetman (Jan 7, 2021 11:03 MST)

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys At Law

[Signature]

General Counsel to the District

*Signature page to Amendment to Resolution Concerning the Imposition of District Fees -
Adoption to Increase in Fees Effective January 1, 2021*

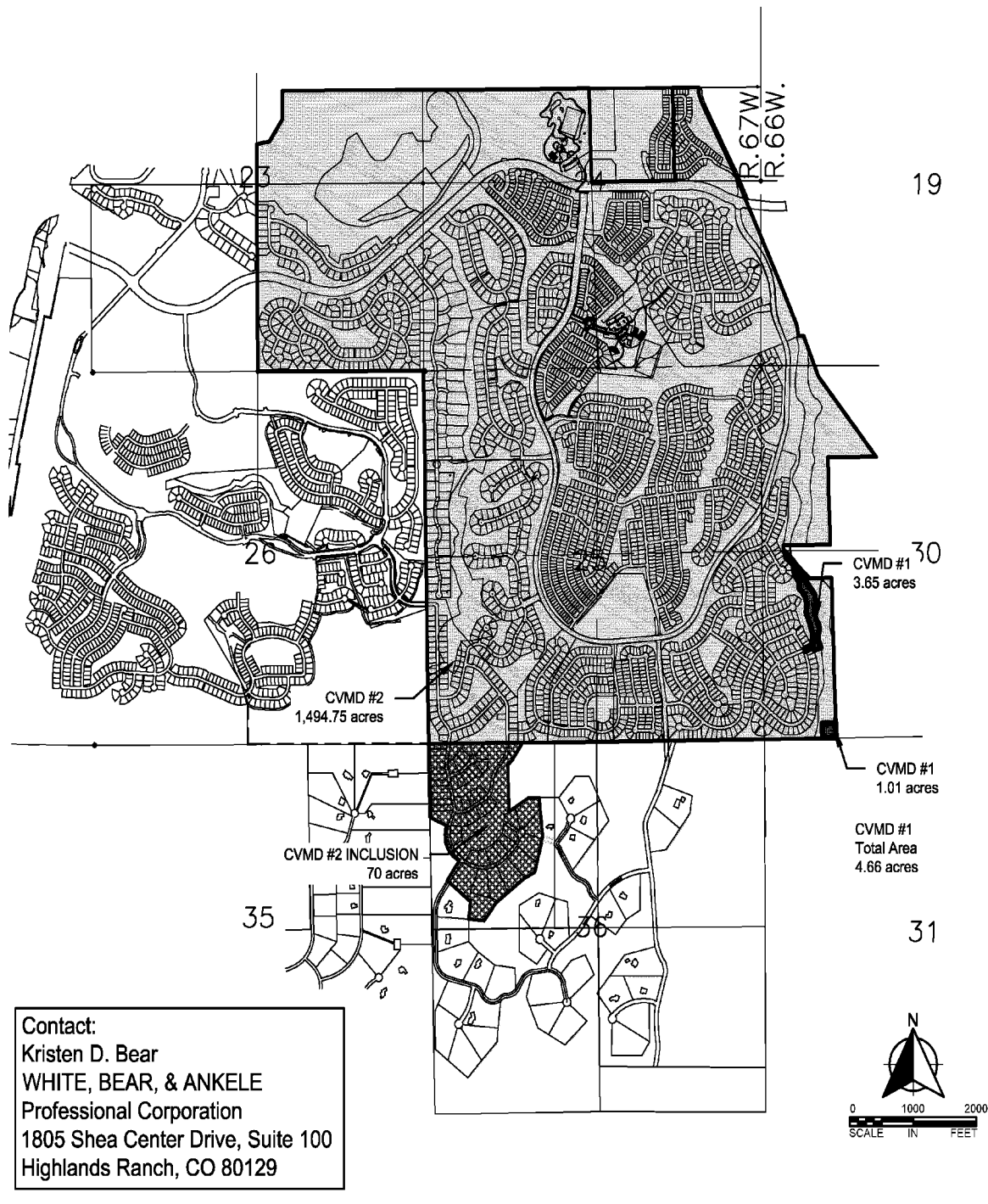
EXHIBIT A

(Property)

EXHIBIT

CRYSTAL VALLEY RANCH METROPOLITAN DISTRICT NO. 1 - #4200; NO. 2 = #4210

A parcel of land being a portion of sections 19 & 30, Township 8 South, Range 66 West; and a portion of sections 23, 24, 25, & 36 of Township 8 South, Range 67 West of the Sixth Principal Meridian, Town of Castle Rock, Douglas County, State of Colorado













CV No. 2 Amendment to Resolution Concerning the Imposition Fees 2020-12-____

Final Audit Report

2021-01-07

Created:	2021-01-05
By:	Maudie Johns (mjohns@wbapc.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAG3dbGBC-oEeGMMcHFdaXuyLgz0bKqjpC

"CV No. 2 Amendment to Resolution Concerning the Imposition Fees 2020-12-____" History

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2021-01-05 - 5:19:29 PM GMT- IP address: 50.209.233.181
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2021-01-05 - 6:59:54 PM GMT- IP address: 67.173.231.74
-  Document e-signed by Mark T Turner (marktturner@comcast.net)
Signature Date: 2021-01-05 - 8:31:41 PM GMT - Time Source: server- IP address: 67.173.231.74
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2021-01-06 - 7:59:50 PM GMT- IP address: 24.9.190.123
-  Email viewed by Linda Sweetman (lsweetman@sweetmanconsulting.com)
2021-01-07 - 5:41:15 PM GMT- IP address: 24.9.190.123
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Signature Date: 2021-01-07 - 6:03:39 PM GMT - Time Source: server- IP address: 24.9.190.123
-  Agreement completed.
2021-01-07 - 6:03:39 PM GMT