

**RESOLUTION OF THE
BOARD OF DIRECTORS OF
BRIGHTON CROSSING METROPOLITAN DISTRICT NO. 5**

**AMENDING RESOLUTION CONCERNING THE IMPOSITION OF FACILITIES
FEES**

WHEREAS, Brighton Crossing Metropolitan District No. 5 (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 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 fees, rates, tolls, penalties and charges for services and facilities furnished by the District which, until such fees, rates, tolls, penalties and charges are paid, shall constitute a perpetual lien on and against the property served; and

WHEREAS, on October 14, 2020, the Board adopted the Resolution Concerning the Imposition of Facilities Fees, which was recorded on October 20, 2020, at Reception No. 2020000107117 in the real property records of Adams County, Colorado (the “**Fee Resolution**”); and

WHEREAS, having reviewed the information provided by its Accountant, the Board has determined that an increase to the amount of the Facilities Fees to account for recent inflation is reasonable and in the best interest of the District’s property owners and taxpayers.

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

1. Amendment. The District’s Schedule of Fees is hereby amended and restated as set forth in **Exhibit 1**, attached hereto and incorporated herein by reference.
2. Prior Provisions Effective. Except as specifically amended herein, all the terms and provisions of the Fee Resolution shall remain in full force and effect.
3. Prior Fees. Any fees, rates, tolls, penalties or charges due under the Fee Resolution, to the extent outstanding and unpaid, shall remain in effect until fully paid and shall not be eliminated hereby.
4. Effective Date. This Resolution shall become effective January 1, 2022.

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ADOPTED this 9th day of November, 2021.

BRIGHTON CROSSING METROPOLITAN
DISTRICT NO. 5, a quasi-municipal corporation
and political subdivision of the State of Colorado

DocuSigned by:

Christopher Bremner

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Officer of the District

ATTEST:

DocuSigned by:

Neil Simpson

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APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys At Law

DocuSigned by:

Eve Velasco

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General Counsel to the District

Signature Page to Amended Resolution Concerning the Imposition of Facilities Fees

EXHIBIT 1

BRIGHTON CROSSING METROPOLITAN DISTRICT NO. 5

Schedule of Fees

Effective January 1, 2022

Adopted pursuant to the following Resolution:

Resolution Concerning the Imposition of Facilities Fees

Schedule of Fees		
Fee Type	Classifications	Rate
Facilities Fee collected by District	SF Attached, SF Detached, Low Density MF	\$3,000/Unit Due Upon Issuance of Building Permit

- Payments by check made out to Brighton Crossing Metro District No. 5 may be mailed to:

Pinnacle Consulting Group, Inc.
550 W. Eisenhower Blvd.
Loveland, CO 80537