

After Recording Return To:
White Bear Ankele Tanaka & Waldron
2154 E. Commons Avenue, Suite 2000
Centennial, Colorado 80122
(303) 858-1800

**FIRST AMENDMENT TO THE AMENDED AND RESTATED RESOLUTION
OF THE
BOARD OF DIRECTORS
OF THE
SADDLER RIDGE METROPOLITAN DISTRICT**

CONCERNING THE IMPOSITION OF FEES

(Adoption of Amended Fee Schedule)

WHEREAS, the Saddle Ridge Metropolitan District (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado, duly organized and existing pursuant to §§ 32-1-101, *et seq.*, C.R.S., as amended (the “**Special District Act**”); 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 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, pursuant to § 32-1-1001(2)(a)(IV), C.R.S., on August 31, 2022, the Board provided the required 30 days' notice by posting the notice on the official website of the District for the adoption on November 16, 2022, of the Amended and Restated Resolution of the Board of Directors of the Saddle Ridge Metropolitan District Concerning the Imposition of Fees (the “**Prior Fee Resolution**”); and

WHEREAS, the Board has determined that an amendment to the schedule of fees is necessary.

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

1. SCHEDULE OF FEES. The schedule of fees set forth in Exhibit A of the Prior Fee Resolution is hereby amended by the schedule of fees set forth in **Exhibit A** to this Resolution, which is attached hereto and incorporated herein by this reference.

2. 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.

3. 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.

4. 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 B**, attached hereto and incorporated herein by this reference, and any additional property included into the District after the date of this Resolution.

5. EFFECTIVE DATE. This Resolution shall become effective as indicated on the Schedule of Fees.

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

ADOPTED this 16th day of December, 2022.

**SADDLER RIDGE METROPOLITAN
DISTRICT**, a quasi-municipal corporation and
political subdivision of the State of Colorado

Jacob Pault

Jacob Pault (Dec 19, 2022 16:21 MST)

Officer of the District

ATTEST:

[Signature]

Susan Pault (Dec 19, 2022 11:25 MST)

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys At Law

Heather L. Haney

General Counsel to the District

*Signature page to Amendment to Resolution Concerning the Imposition of District Fees -
Adoption of New Fee Schedule*

**EXHIBIT A
SADDLER RIDGE METROPOLITAN DISTRICT**

Schedule of Fees

Effective January 1, 2023 Except for Sewer Tap Fee Which is Effective December 1, 2022

Schedule of Fees		
Fee Type	Classifications	Rate
Operations Fee – Recurring Monthly Payment	Residential Unit Owned by an End-User	\$86/month
	Commercial Unit	\$86/month
	Vacant Lot*	\$433/year
<p>* Vacant Lots whereby the owner actively pursues initiating the construction of a Residential or Commercial Unit (for example, submitting an application to the appropriate governmental entities for a building permit) within the six-month period from obtaining title to the Vacant Lot, and continues to actively pursue such construction activities, shall not be charged the Operations Fee (“Operations Fee Waiver”). The determination of what constitutes "actively pursuing construction" shall be in the sole discretion of the District. The Operations Fee Waiver shall expire on December 31, 2023, at which time all Owners will be subject to an Operations Fee at the rate provided in the Schedule of Fees.</p> <p>The Due Date for each Operations Fee – Recurring Monthly Payment is the 1st day of each month. Recurring Yearly Payment is the 1st day of each year. These fees are effective as of January 1, 2023.</p>		
Sewer Service Fee– Recurring Monthly or Quarterly Payment	Residential Unit Owned by an End-User	\$64/month
	Lot	\$0/month
	Vacant Lot	\$0/month
	Commercial Unit	\$85/month \$3.00/1,000 gallons of metered water use
<p>The Due Date for each Sewer Service Fee – Recurring Monthly Payment is the 1st day of each month. These fees are effective as of January 1, 2023.</p>		
Plant Investment Fee – One-Time Fee	Vacant Lot	\$1,000
<p>The Due Date for the Plant Investment Fee – One-Time Payment is prior to the issuance of a Building Permit. This fee is effective as of January 1, 2023.</p>		
Sewer Tap Fee – One- Time Fee	Vacant Lot	\$7,500

The Due Date for the Sewer tap Fee – One-Time Payment is prior to the issuance of the Building Permit. This fee is effective as of December 1, 2022.

Transfer Fee – Payment Due Upon Each Transfer	Residential Unit	\$150/transfer
	Commercial Lot	\$150/transfer
	Vacant Lot	\$150/transfer

The Due Date for each Transfer Fee – Payment Due Upon Transfer is the date upon which the transfer occurs. These fees are effective as of January 1, 2023.

Status Letter Fee – Payment Due Upon Each Transfer	Residential Unit	\$200 standard processing/transfer \$250 rush processing/transfer
	Commercial Lot	\$200 standard processing/transfer \$250 rush processing/transfer
	Vacant Lot	\$200 standard processing/transfer \$250 rush processing/transfer

The Due Date for the Status Letter Fee – Payment Due Upon Each Transfer is the date upon which the transfer occurs. Rush processing is defined as a status letter request made less than 48 business hours prior to the closing. These fees are effective as of January 1, 2023.

System Disconnection, Without a Shut-off Valve	Residential and/or Commercial Units	Labor, equipment and materials plus 15% for a total of not less than \$350.00
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The Due Date for each System Disconnection Without a Shut-off Valve is the date upon which the services are performed.

System Disconnection, With a Shut-off Valve	Residential and/or Commercial Units	Labor, equipment and materials plus 15% for a total of not less than \$100.00
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The Due Date for each System Disconnection With a Shut-off Valve is the date upon which the services are performed. These fees are effective as of January 1, 2023.

PAYMENTS: Payment for each Fee shall be made payable to the Saddle Ridge Metropolitan District and sent to the following address for receipt by the Due Date:

Marchetti & Weaver
28 2nd St.
Edwards, CO 81632
(970) 926-6060

BOUNDARY MAP

