

**RESOLUTION NO. 16
SERIES OF 2004**

**INTRODUCED BY: Doug Tisdale
SECONDED BY: Bonnie Blum**

**A
RESOLUTION
TO APPROVE THE AMENDED AND RESTATED
STATEMENT OF PURPOSES FOR
CHARLOU PARK WATER DISTRICT**

WHEREAS, CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, FINDS:

A. That a copy of the Amended and Restated Statement of Purposes for Charlou Park Water District ("Amended Statement") was filed with the Clerk of the City of Cherry Hills Village (the "City"); and

B. That the Charlou Park Water District submitted an application fee to the City in the amount of \$250.00, as required by C.R.S. § 32-1-207(2); and

C. That pursuant to C.R.S. §§ 32-1-207(2) and 32-1-204.5(1), and the City's Municipal Code, the City Council has authority to review the Amended Statement; and

D. That City Council has reviewed the Amended Statement, the evidence and related exhibits, and has determined that the same meets the municipal approval criteria under the Special District Act, and therefore has determined to adopt a resolution of approval of the Amended Statement.

Upon consideration of the Amended Statement, City Council does find, determine and declare, as required by C.R.S. §§ 32-1-207(2) and 32-1-204.5(1), as follows:

A. That there is sufficient existing and projected need for the organized provision of non-potable water service in the area to merit a change in the services to be provided by Charlou Park Water District (the "District");

B. That the existing non-potable service in the area to be served by the District is inadequate for present and projected needs;

C. That the District is capable of providing economical and sufficient service to the area within its proposed boundaries;

D. That the area included in the District has the financial ability to discharge the proposed indebtedness on a reasonable basis;


NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, AS FOLLOWS:

Section 1. City Council hereby determines that upon consideration of the Amended Statement and other relevant evidence, the Amended and Restated Statement of Purposes for Charlou Park Water District shall be and hereby is approved.

Section 2. A certified copy of this Resolution, together with the Amended and Restated Statement of Purposes for Charlou Park Water District will be filed by the District with the Arapahoe County District Court, Case No. 82-CV-1028, and with the Division of Local Government, Department of Local Affairs, State of Colorado, within thirty (30) days from the date hereof.

Introduced, passed and adopted at the regular meeting of City Council this 14th day of December 2004, by a vote of 5 Yes and 0 No.

CITY OF CHERRY HILLS VILLAGE, COLORADO



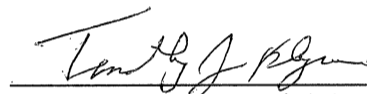
Douglas C. Scott, Mayor

ATTEST:

APPROVED AS TO FORM:



Jennifer Pettinger, City Clerk



Timothy Flynn, Special Council
to the City of Cherry Hills Village