

RESOLUTION NO. 2019-02- 01

RESOLUTION OF THE BOARD OF DIRECTORS OF
COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 4
FOR INCLUSION OF REAL PROPERTY

A. ACM High Point VI LLC, a Delaware limited liability company, the 100% fee owner of the Property (hereinafter defined) has petitioned the Colorado International Center Metropolitan District No. 4 (the “**District**”) for the inclusion into the District’s boundaries of the real property hereinafter described (“**Property**”).

B. Public Notice has been published in accordance with law, calling for a public hearing on the request for approval of said Petition.

C. The statutory requirements of Section 32-1-401(1)(a), C.R.S., for submission of a petition for inclusion to the Board of Directors of the District (“**Board**”), including a legal description of the Property, a statement that assent to the inclusion of the Property was obtained by the 100% fee owner thereof and acknowledgment in the same manner as required for conveyances of land, were presented to and have been satisfied and approved by the Board.

D. The District may consider the enlargement or extension of its facilities in the exercise of discretion as a governmental function in the interest of public health, safety and welfare.

E. The District is capable of serving the Property with facilities of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 4, CITY OF AURORA, ADAMS COUNTY, COLORADO:

1. That the Board of Directors of the District shall and hereby does order the inclusion of the Property described herein within the boundaries of the District.

2. The name and address of the Petitioner and the legal description of the Property are as follows:

Petitioner:	ACM High Point VI LLC
Address of Petitioner:	4100 E. Mississippi Ave., Suite 500 Glendale, CO 80246
Legal Description:	Approximately 85.996 acres of land legally described on <u>Exhibit A</u> attached hereto and incorporated herein by this reference.

3. That approval of this inclusion is further subject to the following:

(a) On and after the effective date of this inclusion (which shall be the date of recording of the Court Order approving the inclusion by the Clerk and Recorder of Adams County, Colorado, unless otherwise specified in the Court Order), the Property shall be subject to the rules and regulations of the District, and the payment of any and all taxes, fees, rates and charges of the District.


RESOLUTION APPROVED AND ADOPTED on February 19, 2019.

**COLORADO INTERNATIONAL CENTER
METROPOLITAN DISTRICT NO. 4**

By: 

President

Attest:



Assistant Secretary

EXHIBIT A

Legal Description

CICMD NO.4
PARCEL NO.1

LAND DESCRIPTION

A PARCEL OF LAND SITUATED IN THE EAST HALF OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY OF AURORA, COUNTY OF ADAMS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER QUARTER CORNER OF SAID SECTION 3, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE ALONG THE WESTERLY LINE OF THE NORTHEAST QUARTER OF SAID SECTION 3 N00°40'12"E A DISTANCE OF 1212.69 FEET; THENCE S89°31'42"E A DISTANCE OF 2646.34 FEET TO THE EASTERLY LINE OF SAID NORTHEAST QUARTER; THENCE ALONG SAID EASTERLY LINE, S00°29'06"W A DISTANCE OF 1169.55 FEET TO THE EAST QUARTER CORNER OF SAID SECTION 3; THENCE ALONG THE SOUTHERLY LINE OF SAID NORTHEAST QUARTER, S89°32'22"W A DISTANCE OF 1873.55 FEET; THENCE S00°00'01"W A DISTANCE OF 194.02 FEET; THENCE N90°00'00"W A DISTANCE OF 614.68 FEET; THENCE S62°24'54"W A DISTANCE OF 139.04 FEET TO A POINT ON THE EASTERLY LINE OF DUNKIRK STREET RIGHT-OF-WAY; THENCE N89°21'10"W A DISTANCE OF 42.00 FEET TO A POINT ON THE WESTERLY LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 3; THENCE ALONG SAID ALONG THE WESTERLY LINE, N00°39'14"E A DISTANCE OF 251.69 FEET TO THE POINT OF BEGINNING;

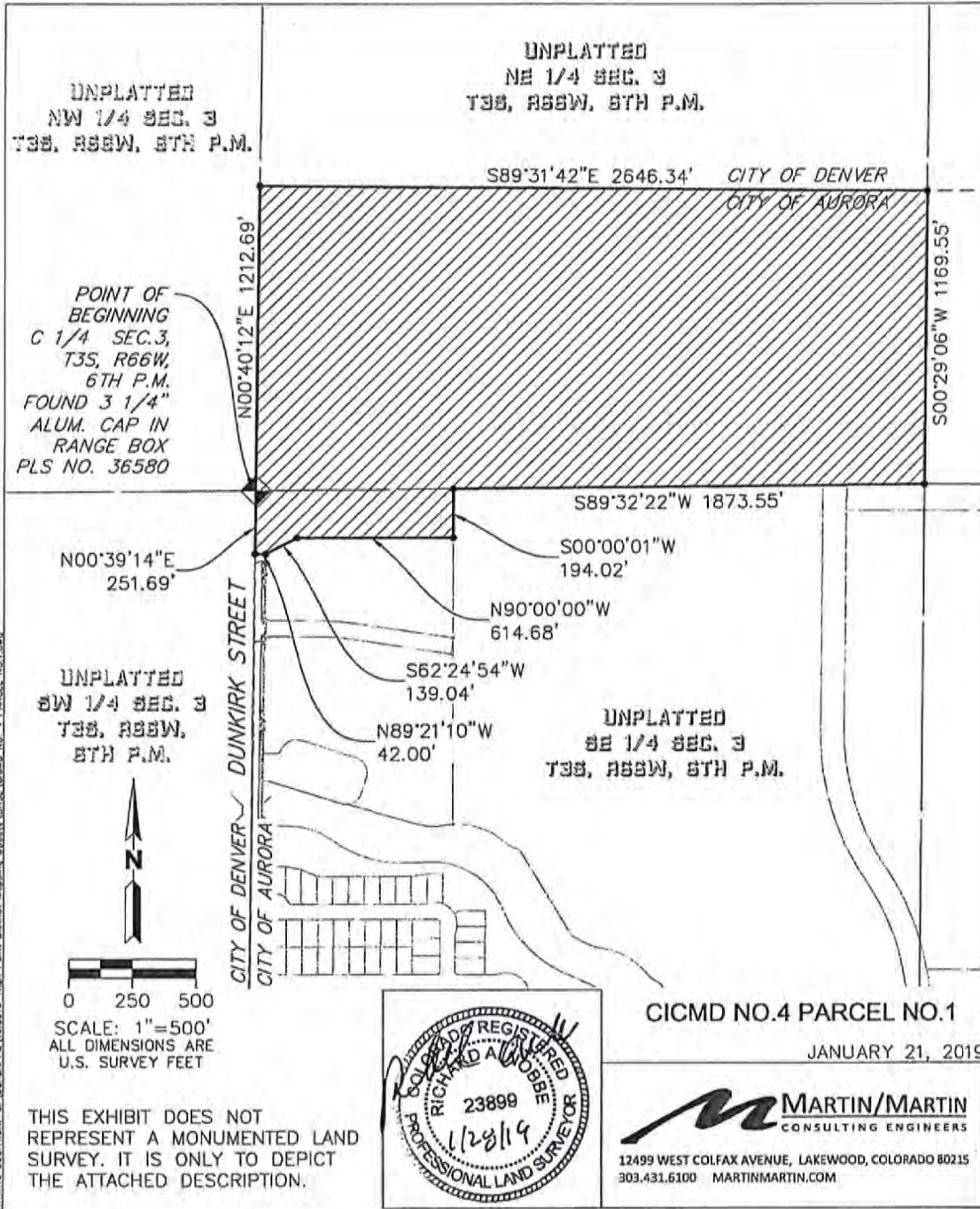
SAID PARCEL CONTAINS 75.977 ACRES, (3,309,551 SQUARE FEET), MORE OR LESS.

ALL LINEAR DIMENSIONS ARE IN U.S. SURVEY FEET.

BASIS OF BEARING: BEARINGS ARE BASED ON THE WESTERLY LINE OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, ASSUMED TO BEAR S00°39'14"W AND BEING MONUMENTED BY A FOUND 3-1/4" ALUMINUM CAP IN RANGE BOX PLS #36580 AT THE CENTER CORNER AND A FOUND 3-1/4" ALUMINUM CAP IN RANGE BOX PLS #29412 AT THE SOUTH QUARTER CORNER.

PREPARED BY DENNIS PETER
REVIEWED BY RICHARD A. NOBBE, PLS
FOR AND ON BEHALF OF MARTIN/MARTIN, INC.
12499 WEST COLFAX AVENUE
LAKEWOOD, COLORADO 80215
JANUARY 21, 2019





DRAWING LOCATION: G:\SCD\APREV\160616-Hip-Point-Direct-Maps\04-UNPLATTED-SEC-3-NO.4-PARCEL-NO.1.dwg

THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY. IT IS ONLY TO DEPICT THE ATTACHED DESCRIPTION.

CICMD NO.4
PARCEL NO.2

LAND DESCRIPTION

A PARCEL OF LAND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY OF AURORA, COUNTY OF ADAMS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER QUARTER CORNER OF SAID SECTION 3; THENCE ALONG THE WESTERLY LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 3, $S00^{\circ}39'14''W$ A DISTANCE OF 600.01 FEET TO THE POINT OF BEGINNING; THENCE $S89^{\circ}20'46''E$ A DISTANCE OF 42.00 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF DUNKIRK STREET; THENCE 31.42 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF $90^{\circ}00'00''$, A RADIUS OF 20.00 FEET AND A CHORD WHICH BEARS $N45^{\circ}39'14''E$ A DISTANCE OF 28.28 FEET; THENCE $S89^{\circ}20'46''E$ A DISTANCE OF 219.23 FEET TO A POINT OF CURVATURE; THENCE 99.92 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF $07^{\circ}58'25''$, A RADIUS OF 718.00 FEET AND A CHORD WHICH BEARS $S85^{\circ}21'34''E$ A DISTANCE OF 99.84 FEET; THENCE $S81^{\circ}22'21''E$ A DISTANCE OF 397.84 FEET; THENCE $N08^{\circ}37'39''E$ A DISTANCE OF 64.00 FEET; THENCE $S00^{\circ}00'00''W$ A DISTANCE OF 741.84 FEET; THENCE 38.75 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF $07^{\circ}54'04''$, A RADIUS OF 281.00 FEET AND A CHORD WHICH BEARS $S82^{\circ}32'41''W$ A DISTANCE OF 38.72 FEET TO A POINT OF REVERSE CURVATURE; THENCE 88.64 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF $25^{\circ}23'35''$, A RADIUS OF 200.00 FEET AND A CHORD WHICH BEARS $N88^{\circ}42'34''W$ A DISTANCE OF 87.92 FEET; THENCE $N76^{\circ}00'46''W$ A DISTANCE OF 8.09 FEET; THENCE $N73^{\circ}53'47''W$ A DISTANCE OF 292.41 FEET; THENCE 74.36 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF $65^{\circ}32'45''$, A RADIUS OF 65.00 FEET AND A CHORD WHICH BEARS $N50^{\circ}33'16''E$ A DISTANCE OF 70.37 FEET; THENCE $N17^{\circ}46'53''E$ A DISTANCE OF 63.00 FEET TO A POINT OF CURVATURE; THENCE 102.10 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF $90^{\circ}00'00''$, A RADIUS OF 65.00 FEET AND A CHORD WHICH BEARS $N27^{\circ}13'07''W$ A DISTANCE OF 91.92 FEET; THENCE $N72^{\circ}13'07''W$ A DISTANCE OF 225.00 FEET TO A POINT OF CURVATURE; THENCE 105.40 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF $92^{\circ}54'20''$, A RADIUS OF 65.00 FEET AND A CHORD WHICH BEARS $S61^{\circ}19'43''W$ A DISTANCE OF 94.22 FEET TO A POINT OF REVERSE CURVATURE; THENCE 13.23 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF $75^{\circ}46'41''$, A RADIUS OF 10.00 FEET AND A CHORD WHICH BEARS $S52^{\circ}45'53''W$ A DISTANCE OF 12.28 FEET; THENCE $N89^{\circ}20'46''W$ A DISTANCE OF 98.75 FEET TO THE WESTERLY LINE OF THE SAID SOUTHEAST QUARTER; THENCE ALONG SAID WESTERLY LINE $N00^{\circ}39'14''E$ A DISTANCE OF 446.12 FEET TO THE POINT OF BEGINNING.

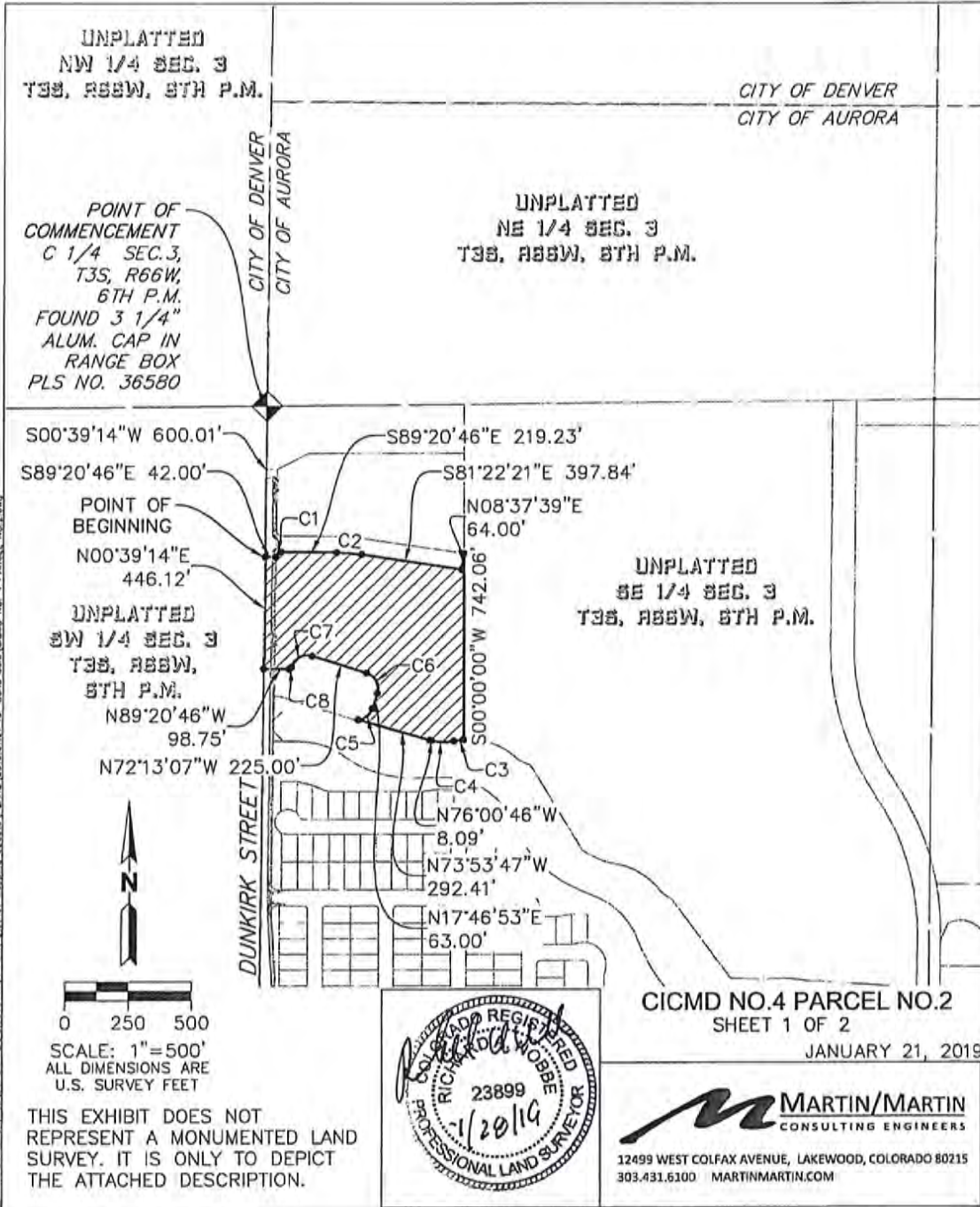
SAID PARCEL CONTAINS 10.019 ACRES, (436,427 SQUARE FEET), MORE OR LESS.

ALL LINEAR DIMENSIONS ARE IN U.S. SURVEY FEET.

BASIS OF BEARING: BEARINGS ARE BASED ON THE WESTERLY LINE OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, ASSUMED TO BEAR $S00^{\circ}39'14''W$ AND BEING MONUMENTED BY A FOUND 3-1/4" ALUMINUM CAP IN RANGE BOX PLS #36580 AT THE CENTER CORNER AND A FOUND 3-1/4" ALUMINUM CAP IN RANGE BOX PLS #29412 AT THE SOUTH QUARTER CORNER.

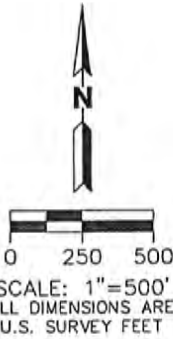
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12499 WEST COLFAX AVENUE
LAKEWOOD, COLORADO 80215
JANUARY 21, 2019





CURVE TABLE					
NUMBER	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD DIRECTION	CHORD LENGTH
C1	90°00'00"	20.00'	31.42'	N45°39'14"E	28.28'
C2	7°58'25"	718.00'	99.92'	S85°21'34"E	99.84'
C3	7°54'04"	281.00'	38.75'	S82°32'41"W	38.72'
C4	25°23'35"	200.00'	88.64'	N88°42'34"W	87.92'
C5	65°32'45"	65.00'	74.36'	N50°33'16"E	70.37'
C6	90°00'00"	65.00'	102.10'	N27°13'07"W	91.92'
C7	92°54'20"	65.00'	105.40'	S61°19'43"W	94.22'
C8	75°46'41"	10.00'	13.23'	S52°45'53"W	12.28'

DRAWING LOCATION: C:\SCHEFFEL\US\0816-1100-Plan-Drivest-Mapings-Lakeside\BASE\CICMD_NO.4_PARCEL_NO.2.dwg



THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY. IT IS ONLY TO DEPICT THE ATTACHED DESCRIPTION.



CICMD NO.4 PARCEL NO.2
SHEET 2 OF 2

JANUARY 21, 2019

MARTIN/MARTIN
CONSULTING ENGINEERS
12499 WEST COLFAX AVENUE, LAKEWOOD, COLORADO 80215
303.431.6100 MARTINMARTIN.COM

CERTIFICATION

I hereby certify that the foregoing is a true and correct copy of Resolution No. 2019-02-_____, Resolution of the Board of Directors of Colorado International Center Metropolitan District No. 4, Resolution for Inclusion of Real Property.

**COLORADO INTERNATIONAL CENTER
METROPOLITAN DISTRICT NO. 4**

Date: _____

By: _____
Secretary