

**RESOLUTION OF THE BOARD OF DIRECTORS OF  
HERITAGE TODD CREEK METROPOLITAN DISTRICT  
ADOPTING A GATE POLICY**

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WHEREAS, pursuant to an order of the District Court of Adams County, Colorado, Heritage Todd Creek Metropolitan District (the "District") was duly and validly organized as a quasi-municipal corporation and political subdivision of the State of Colorado, in accordance with the provisions of Article 1, Title 32, Colorado Revised Statutes; and

WHEREAS, the District was organized for the purpose of providing certain improvements, facilities and services to and for the use and benefit of the District, its residents, users, property owners and the public; and

WHEREAS, pursuant to § 32-1-1001(1)(m), C.R.S., the District has the power to adopt, amend, and enforce bylaws and rules and regulations not in conflict with the constitution and laws of this state for carrying on the business, objects, and affairs of the board and the special district; and

WHEREAS, the District owns and will acquire gates at the entrances to the community, which service the purpose of providing security for the community and its residents; and

WHEREAS, the Board has consulted with a tax attorney and has determined that the gate policy below strikes the best balance between the security of the community and the requirements of tax exempt bonds previously issued by the District; and

WHEREAS, in order to provide for the immediate preservation of the health, safety, and welfare of residents, property owners, and the public, the Board desires to adopt the following gate policy.

NOW, THEREFORE, be it resolved by the Board of Directors of Heritage Todd Creek Metropolitan District as follows:

1. Pursuant to C.R.S. §32-1-1001(1)(m), and in order to provide for the immediate preservation of the health, safety, and welfare of residents, property owners, and the public, the Board desires to adopt the following gate policy:

**Gate Policy**

In order to provide safety and security to the community and its residents, all of the community gates will be closed between 9:00 p.m. and 5:00 a.m. However, the main gate will still be accessible to non-residents if they provide appropriate identification information to a resident and will be allowed access after providing such information. The district will also post a notice at the secondary access gates indicating that the community can be accessed through the main gate.

2. The District expressly reserves the right to amend, revise, redact, and/or repeal the policy adopted in Paragraph 1 hereof in whole or in part, from time to time in order to further the purpose of carrying on the business, objects, and affairs of the District its Board of Directors and preservation of the health, safety, and welfare of residents, property owners, and the public. The foregoing shall specifically include, but not be limited to, the right to adopt new rules and regulations and/or policies and procedures as may be necessary, in the District's discretion.

3. If any term or provision of this policy is found to be invalid or unenforceable by a court of competent jurisdiction or by operation of any applicable law, such invalid or unenforceable term or provision shall not affect the validity of the Rules and Regulations as a whole but shall be severed herefrom, leaving the remaining terms or provisions in full force and effect.

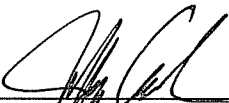
**RESOLVED AND ADOPTED** this 20 day of April, 2016.

**HERITAGE TODD CREEK METROPOLITAN DISTRICT**, a quasi-municipal corporation and political subdivision of the State of Colorado



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President

ATTEST:

  
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Secretary