

**RESOLUTION
OF THE BOARD OF DIRECTORS OF
HERITAGE TODD CREEK METROPOLITAN DISTRICT**

**Regarding Updated District Gate Policy
(Updated Effective September 22, 2025)**

WHEREAS, Heritage Todd Creek Metropolitan District (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado, duly organized pursuant to §§ 32-1-101, *et seq.*, C.R.S.; 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 including all construction, installation, operation and maintenance of District improvements; 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 the laws of this state for carrying on the business, objects and affairs of the board and of the special district; and

WHEREAS, pursuant to its authority under the District’s approved service plan approved on September 23, 2002, the District is responsible for the construction, operation, and maintenance of certain public improvements, facilities and services for the use and benefit of the District, its residents, users, property owners and the public; and

WHEREAS, the District owns and maintains three entrance gates to the Heritage Todd Creek community which serve the purpose of providing security for the community and its residents; and

WHEREAS, by Resolution dated April 20, 2016, as amended by Resolutions dated August 2, 2021 and January 24, 2022, the Board established a District gate policy regarding the schedule of hours during which the gates would be open and closed, access procedures, and weather considerations, balancing the security interests of the community and the requirements of the District’s tax-exempt bonds (“**District Gate Policy**”); and

WHEREAS, in order to provide for orderly and efficient management of the entrance gates, and considering the security interests and public access concerns, the Board has determined to update the District Gate Policy as provided herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE HERITAGE TODD CREEK METROPOLITAN DISTRICT AS FOLLOWS:

1. **Amended District Gate Policy:** In order to provide safety and security to the community and the District’s residents, and to ensure the efficient operation of the entrance gates, the Board hereby updates its District Gate Policy as follows:

- a. District Gates: The District owns and operates vehicle access gates, installed at the entrances of (1) Yosemite, (2) Ehler, and (3) Quebec Streets, into the Heritage Todd Creek community (the “**District Gates**”).
- b. Hours: The District Gates shall be open between the hours of 5:00 a.m. and 9:00 p.m. each day, 365 days per year, except in circumstances of inclement weather, as described herein.
- c. Considerations for Snow Fall: In order to ensure the District remains accessible, to prevent gates being damaged or blocked by snow and to facilitate snow removal activities, the District Gates shall remain open whenever it is forecast to snow 3 inches or more.

2. **Public Information and Education:** The Board directs the District Manager take appropriate steps to inform the community of the updated District Gate Policy, to educate the community on gate operations, to update the community of changes to the gate operation schedule, and to take all other steps reasonably necessary to implement the District Gate Policy.

3. **Reservation of Right to Amend:** The Board reserves the right to further amend, revise, or revoke the District Gate Policy in order to further the purpose of carrying on the business, objects and affairs of the District, its Board of Directors, and the preservation of the health, safety and welfare of District residents, property owners and the public.

4. **Effective Date.** This updated District Gate Policy shall be effective as of September 22, 2025.

ADOPTED THIS 24TH DAY OF NOVEMBER, 2025.

**HERITAGE TODD CREEK
METROPOLITAN DISTRICT**



President of the District

Attest:



Secretary or Asst. Secretary