

**AMENDED AND RESTATED RESOLUTION
OF THE BOARD OF DIRECTORS
OF
HERITAGE TODD CREEK METROPOLITAN DISTRICT**

Regarding

Open Space Usage Rules

WHEREAS, Heritage Todd Creek Metropolitan District (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado located in the City of Thornton, County of Adams, State of Colorado; and

WHEREAS, pursuant to § 32-1-1001(1)(m), C.R.S., the District’s Board of Directors has authority to adopt, amend, and enforce bylaws and rules and regulations not in conflict with the constitution and laws of the State of Colorado for carrying on the business, objects, and affairs of the Board of Directors and of the District; and

WHEREAS, pursuant to Colorado laws and the District’s Service Plan, the District has provided for the construction, operation and maintenance of open space, parks, and landscape areas (collectively “**Open Spaces**”); and

WHEREAS, the District owns and maintains various Open Spaces within its boundaries for the use and benefit of its constituents and the public; and

WHEREAS, the District desires to provide for the equal use and enjoyment of these Open Spaces by the public and prevent uses that are destructive or otherwise limit the use and enjoyment of the Open Spaces by all; and

WHEREAS, such incidents are of a financial and safety concern to the constituents of the District; and

WHEREAS, the Board of Directors exercising its powers, pursuant to § 32-1-1001(h), C.R.S., to manage, control and supervise the business and affairs of the special district, now desires to establish rules for public use of the District’s Open Spaces.

NOW, THEREFORE, the Board of Directors of the Heritage Todd Creek Metropolitan District resolves as follows:

1. Rules for Public Use of Open Spaces. The Board hereby determines that it is in the best interests of the District and its residents to establish and adopt rules and regulations regarding the public use of the District’s Open Spaces. The District hereby adopts the “Open Space Usage Rules” as shown on the attached **Exhibit A**.

2. Posting of Rules. The District shall post the Open Space Usage Rules on its website, and shall disseminate the Open Space Usage Rules through communication means available and upon request.

3. District Representative. The District Landscape Committee shall be delegated and authorized to serve as District representatives for distributing the Open Space Usage Rules. The Landscape Committee may delegate this responsibility to the District Manager.

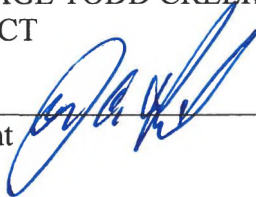
4. Legislative Measure. This Resolution is and shall constitute a legislative measure of the District, which may be modified only by formal resolution of the Board of Directors of the District.

5. Superseding Resolution. This Amended and Restated Resolution shall supersede the Board's Resolution regarding Open Space Usage Rules adopted October 9, 2017.

APPROVED AND ADOPTED this 28th day of July, 2025.

HERITAGE TODD CREEK METROPOLITAN DISTRICT

President



Attest:

Secretary

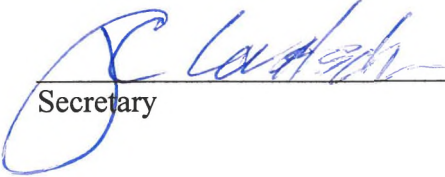


EXHIBIT A

Open Space Usage Rules

(Adopted July 28, 2025)

1. Open Space Hours: Users may access the District’s open space, parks, and landscaping areas (collectively “the Open Space(s)”) between the hours of 6:00 a.m. and 9:00 p.m.
2. Prohibited Activities: The District prohibits the following from its Open Spaces:
 - a. Unauthorized motorized vehicles.
 - b. Littering or dumping of trash.
 - c. Misuse/defacement or other modification of any park facilities, property or signage.
 - d. Weapons of any kind, including any projectiles (lawn darts, etc.).
 - e. Fire, fireworks or open flames of any kind (excepting propane BBQ grills).
 - f. Illegal drugs or related paraphernalia.
 - g. Consumption of marijuana products.
3. General Rules:
 - a. Pet owners are responsible for the immediate removal of pet waste.
 - b. Open Space use is based on a first-come, first-served basis.
 - c. Music of any type or source shall be kept to a level so as not to disturb other facility users or surrounding residents.
 - d. Open Space users are personally liable for damage to District property. Open Space users are required to contact District personnel in the event of any damage to District property.
 - e. All Open Space users are responsible for removal and proper disposal of all trash, litter, debris, and cleanup of spills. Any trash or debris that cannot be placed inside a trash receptacle must be promptly removed from the Open Space property.
 - f. Gatherings in excess of 50 persons require additional approval from the District Manager.