

**FIRST AMENDMENT TO
AMENDED AND RESTATED SERVICE PLAN
FOR
SABELL METROPOLITAN DISTRICT
FORMERLY KNOWN AS SABELL METROPOLITAN DISTRICT NO. 2**

CITY OF ARVADA, COLORADO

Prepared

By

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Approved on

April 17, 2023

I. INTRODUCTION

On November 18, 2019, by Resolution No. R19-120, the City Council approved the Amended and Restated Service Plan for Sabell Metropolitan District No. 2 to be known as Sabell Metropolitan District (the “**Amended Service Plan**”). On November 7, 2022, the City Council approved a correction to the Amended Service Plan. Sabell Metropolitan District No. 2 changed its name to Sabell Metropolitan District (the “**District**”) pursuant to the Order issued by the District Court for Jefferson County, Colorado and recorded on January 23, 2020 at Reception Number 2020009069.

The Board of Directors of the District are requesting the City Council approve this First Amendment to Amended and Restated Service Plan (the “**First Amendment**”) which adds another area to the Inclusion Area Boundary Map of the Amended Service Plan.

The City and the District previously executed that certain Amended and Restated Intergovernmental Agreement Between The City of Arvada, Colorado and Sabell Metropolitan District dated December 7, 2020 (the “**Intergovernmental Agreement**”) as required by the City Code and the Amended Service Plan. Nothing in this First Amendment shall change or modify the Intergovernmental Agreement which shall remain in full force and effect.

II. AMENDMENTS

Exhibit C-2 Inclusion Area Boundary Map

III. EFFECT OF FIRST AMENDMENT; EFFECTIVE DATE

Except as specifically amended as set forth above, all other provisions of the Amended Service Plan and Intergovernmental Agreement shall remain in full force and effect. Unless otherwise defined herein, capitalized terms shall have the meanings set forth in the Amended Service Plan. To the extent there are any inconsistencies between this First Amendment and the Amended Service Plan, this First Amendment shall control. This First Amendment shall be effective as of the date of the effective date of the City Council Resolution approving this First Amendment.

EXHIBIT C-2

Inclusion Area Boundary Map

SABELL METROPOLITAN DISTRICT INCLUSION AREA 3:

SHEET 1 OF 2

APRIL 8, 2022

A PARCEL OF LAND LOCATED IN THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 8, TOWNSHIP 3 SOUTH, RANGE 69 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF JEFFERSON, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: BEARINGS ARE BASED ON THE WEST LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 8 BEING N 00°01'05" E AND MONUMENTED AS FOLLOWS:

-CENTER-SOUTH 1/16 CORNER SECTION 8 (AKA NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 8), BEING A FOUND 2" ALUMINUM CAP IN RANGE BOX, PLS 1802, PER MON. REC. DATED 5-29-14.

-SOUTH 1/4 CORNER OF SECTION 8, BEING A FOUND 3.25" BRASS CAP IN RANGE BOX, PLS 16406, PER MON. REC. DATED 5-29-14.

COMMENCING AT THE CENTER-SOUTH 1/16 CORNER OF SECTION 8;

THENCE N 89°21'08" E ALONG THE NORTH LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 8 A DISTANCE OF 1130.47 FEET;

THENCE S 00°04'02" W DISTANCE OF 67.00 FEET TO THE SOUTHEAST CORNER OF THAT PARCEL OF LAND RECORDED AT RECEPTION NO. 78097839 AND THE **POINT OF BEGINNING**;

THENCE ALONG THE WESTERLY BOUNDARY OF THAT PARCEL OF LAND RECORDED AT RECEPTION NO. 83035017 AND THE NORTHERLY BOUNDARY OF SABELL SUBDIVISION, A SUBDIVISION RECORDED AT RECEPTION NO. 2019046492 THE FOLLOWING NINE (9) COURSES:

- 1) S 00°04'02" W A DISTANCE OF 56.35 FEET;
- 2) S 37°31'58" E A DISTANCE OF 126.02 FEET;
- 3) S 00°04'02" W A DISTANCE OF 342.69 FEET;
- 4) S 89°17'37" W A DISTANCE OF 206.62 FEET;
- 5) S 00°04'02" W A DISTANCE OF 95.00 FEET;
- 6) S 89°17'37" W A DISTANCE OF 6.38 FEET;
- 7) N 00°05'31" E A DISTANCE OF 232.03 FEET;
- 8) S 89°21'08" W A DISTANCE OF 20.00 FEET;
- 9) N 00°05'31" E A DISTANCE OF 378.03 FEET TO THE SOUTHWEST CORNER OF THAT PARCEL OF LAND RECORDED AT RECEPTION NO. 78097838;

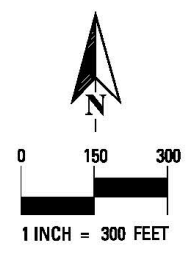
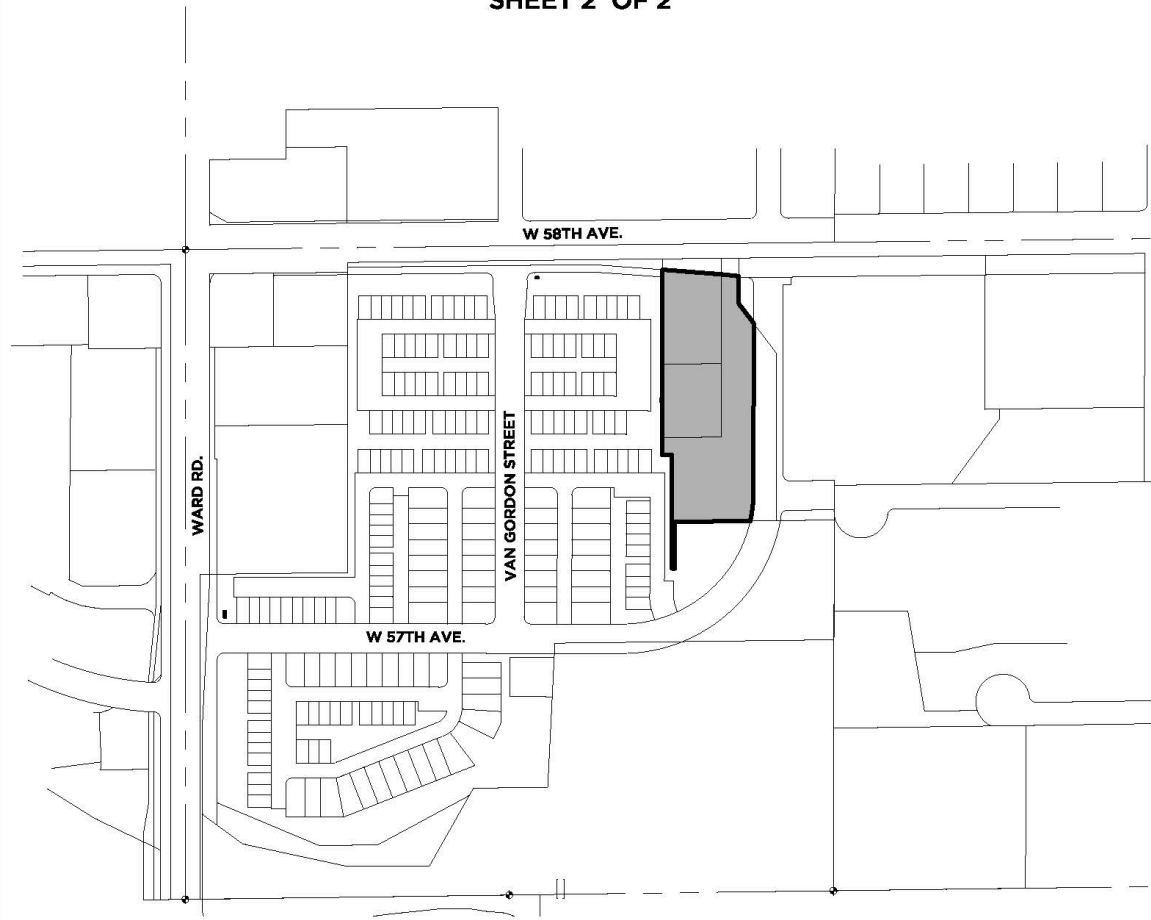
THENCE S 85°24'25" E ALONG THE SOUTHERLY BOUNDARY OF SAID PARCEL OF LAND RECORDED AT RECEPTION NO. 78097838 A DISTANCE OF 120.37 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL OF LAND RECORDED AT RECEPTION NO. 78097839;

THENCE S 84°16'13" E ALONG THE SOUTHERLY BOUNDARY OF SAID PARCEL OF LAND RECORDED AT RECEPTION NO. 78097839 A DISTANCE OF 36.01 FEET TO THE **POINT OF BEGINNING**.

THE ABOVE DESCRIBED PARCEL CONTAINS AN AREA OF 107,277 SQUARE FEET, OR 2.4627 ACRES MORE OR LESS.

SABELL METROPOLITAN DISTRICT

SHEET 2 OF 2



TITLE:
SABELL METROPOLITAN DISTRICT - INCLUSION AREA 3

LOCATION:
A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4 OF SECTION 8,
TOWNSHIP 3 SOUTH, RANGE 69 WEST OF THE SIXTH PRINCIPAL MERIDIAN,
COUNTY OF JEFFERSON, STATE OF COLORADO

SCALE: 1"=300'	DATE: 04-08-22	PROJECT NO.: 0009-2113	AREA:	PATH: J:\0009\1815\SURVEY\EXHIBITS\DISTRICT BOUNDARIES\SABELL_DISTRICT-INCLUSION-AREA 3.DWG
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