

**RESOLUTION OF THE BOARD OF DIRECTORS OF  
WATERFALL METROPOLITAN DISTRICT NO. 1**

A RESOLUTION ADOPTING AND APPROVING A SECOND AMENDMENT TO THE PUBLIC RECORDS POLICY REGARDING THE INSPECTION, RETENTION AND DISPOSAL OF PUBLIC RECORDS

WHEREAS, the Colorado Open Records Act (“Open Records Act”), as set forth in Section 24-72-200.1, *et seq.*, C.R.S., as amended, requires all public records of political subdivisions of the State to be open for inspection by any person at reasonable times except as otherwise provided in the Open Records Act; and

WHEREAS, on December 9, 2009, via resolution, the Board of Directors (the “Board”) for Waterfall Metropolitan District No. 1 (the “District”) adopted a Public Records Policy Regarding the Inspection, Retention and Disposal of Public Records in compliance with the Open Records Act, as subsequently amended by October 24, 2013 (the “Public Records Policy”); and

WHEREAS, the Board desires to amend the Public Records Policy to clarify when a public records request is deemed received by the District in accordance with the Open Records Act.

NOW THEREFORE, THE BOARD OF DIRECTORS OF WATERFALL METROPOLITAN DISTRICT NO. 1 HEREBY ADOPTS THE FOLLOWING SECOND AMENDMENT TO THE PUBLIC RECORDS POLICY:

1. Amendment to Public Records Policy. The Public Records Policy is hereby amended to add the following language:

Upon the receipt of a written request to inspect public records, the custodian or his or her designee shall set a date and hour at which time the requested public records will be available for inspection, which date and hour of inspection shall be between the hours of 8:00 A.M. and 5:00 P.M., Mountain Standard Time. The custodian will provide public records within three (3) working days or less from the date such public records were requested for inspection unless extenuating circumstances exist as provided in Section 24-72-203(3)(b), C.R.S. The day the public records request is received, weekends, and legally recognized holidays shall not count as a working day for the purposes of computing the date set for inspection of public records.

2. Future Amendments to Public Records Policy. The Board of the District may further amend the Public Records Policy from time to time as the Board deems necessary.

3. Effective Date. This Resolution shall take effect on the date and at the time of its adoption.

*(Signature Page Follows)*

APPROVED AND ADOPTED THIS 26<sup>th</sup> DAY OF OCTOBER, 2023.

WATERFALL METROPOLITAN DISTRICT NO. 1

DocuSigned by:  
By: Kim L. Perry  
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Kim L. Perry, President

*Signature Page to Second Amendment to Public Records Policy*