

**PUBLIC IMPROVEMENT DISTRICT 2007-1  
IN THE VILLAGE OF ANGEL FIRE, NEW MEXICO  
RESOLUTION NO. 2008-4**

**VARIANCES & DETERMINATIONS OF APPROVED VILLAGE OF ANGEL FIRE DESIGN STANDARDS**

WHEREAS, pursuant to Sections 5-11-1 through 5-11-27, NMSA 1978 as amended (the "Public Improvement District Act") and the Village of Angel Fire, New Mexico (the "Village") Resolution NO. 2007-34, on February 14, 2008, the Village adopted Resolution No. 2008-07 (the "Formation Resolution") creating the Village of Angel Fire Public Improvement District No. 2007-1 (the "District"); and

WHEREAS, the Formation Resolution authorized the Board of Directors of the District (the "Board"), among other things, to: (i) finance and construct certain public infrastructure improvements ("Improvements") upon real property in the District ("Real Property"); (ii) impose a District special levy upon the Real Property within the District (the "District Special Levy") to finance the Improvements; and (iii) issue bonds in an aggregate principal amount not to exceed \$24,978,525.00 to finance the Improvements; and

WHEREAS, in compliance with the Public Improvement District Act, the Board has approved, authorized, and adopted on November 12, 2008, the summary of variance and determinations as provided to the "Village" to which the "Improvements" will be designed and constructed.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE PUBLIC IMPROVEMENT DISTRICT 2007-1 OF ANGEL FIRE, NEW MEXICO:

1. The Board hereby accepts and adopts the Village of Angel Fire Street & Drainage Design Standards, July 10, 2007 as modified by the variance identified to the Village.  
(<http://www.afgov.com/documents/public%20works/street%20and%20design%20standards-pdf>) : summary provided to the Village 10/02/08
2. The Board hereby accepts and adopts the New Mexico Environment Department (NMED) Construction Programs Bureau "Recommended Standards for Water Facilities" 2006 Edition as modified by the variances identified to the Village.  
([http://www.nmenv.state.nm.us/CPB/NMED%20Water%20Standards\\_2006%20Rev.pdf](http://www.nmenv.state.nm.us/CPB/NMED%20Water%20Standards_2006%20Rev.pdf)): summary accepted by the Village 9/24/08
3. The Board hereby accepts and adopts the New Mexico Environment Department (NMED) Construction Programs Bureau "Recommended Standards for Wastewater Facilities" 2003 Edition as modified by the variances identified to the Village.  
(<http://www.nmenv.state.nm.us/cpb/Wastewater%20Guidelines%20%20Rev.%202003.pdf>): summary provided to the Village 9/24/08

4. The Board hereby accepts and adopts the Terms and Conditions of Additional Easements for Sewer on Greenbelts owned by Angel Fire Resort Operations, LLC and the Association of Angel Fire Property Owners Addendum to July 14, 2006 Authorization, February 19, 2008.
5. Severability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.
6. Effective Date. This Resolution shall be effective immediately.

PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE PUBLIC IMPROVEMENT DISTRICT 2007-1 OF ANGEL FIRE, NEW MEXICO THIS 12<sup>TH</sup> DATE OF NOVEMBER, 2008.



~~James LeBus, Chairman~~

ATTEST:



Penni Davey, Administrator

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