

**BY AUTHORITY**

ORDINANCE NO. \_\_\_\_\_  
SERIES OF 2017

COUNCIL BILL NO. CB17-1186  
COMMITTEE OF REFERENCE:

Land Use, Transportation & Infrastructure

**A BILL**

**For an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

**BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

**Section 1.** Upon consideration of the recommendation of the Manager of Public Works that an ordinance be enacted for the purpose of assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall Local Maintenance District (“22nd Street and Park Avenue West Pedestrian Mall”), for the upcoming year, upon the real property, exclusive of improvements thereon, benefited, the Council finds, as follows:

(a) A local maintenance district providing for the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall, was created by Ordinance No. 1090, Series of 1994;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall is \$62,000.00, which amount the Manager of Public Works has the authority to expend for the purposes stated herein;

(c) The Manager of Public Works has complied with all provisions of law relating to the publishing of notice to the owners of real properties to be assessed and to all persons interested generally, and the Council sitting as a Board of Equalization has heard and determined all written complaints and objections, if any, filed with the Manager of Public Works;

(d) The portion of the annual costs for the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be assessed against the properties, exclusive of improvements thereon, benefited are \$58,653.66;

(e) The portion of the annual costs of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be borne by the City and County of Denver is \$3,346.34; and

(f) The real property within the 22nd Street and Park Avenue West Pedestrian Mall will be benefited in an amount equal to or in excess of the amount to be assessed against said property

1 because of the continuing care, operation, repair, maintenance and replacement of said Pedestrian  
2 Mall.

3 **Section 2.** The annual cost of the continuing care, operation, repair, maintenance and  
4 replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be assessed against the  
5 real properties, exclusive of improvements thereon, benefited are hereby approved.

6 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and  
7 replacement of the 22nd Street and Park Avenue West Pedestrian Mall in the amount of \$58,653.66  
8 are hereby assessed against the real properties, exclusive of improvements thereon, within said  
9 local maintenance district as follows:

10 NOTE: Where a series of lots is followed by “inclusive”, the amount appearing after the series shall  
11 be the total for all lots in the series. Where a series of lots is not followed by “inclusive”, the amount  
12 appearing after such series shall be the assessment for each lot in the series.

13			
14	EAST DENVER		
15	BLOCK 62		
16	Lots		
17	16	\$	1,118.87
18	17	\$	1,118.87
19			
20	BLOCK 63		
21	Lots		
22	1	\$	1,116.64
23	32	\$	1,116.64
24			
25	BLOCK 81		
26	Lots		
27	1	\$	1,118.42
28	32	\$	1,118.42
29			
30	BLOCK 82		
31	Lots		
32	16	\$	1,116.19
33	17	\$	1,116.19
34	32	\$	573.07
35			
36	BLOCK 91		
37	Lots		
38	16	\$	1,117.08
39	17	\$	1,042.63
40			
41	BLOCK 92		
42	Lots		
43	1	\$	1,114.85
44	32	\$	1,114.85
45			

1	That portion of EAST DENVER commonly known as:	
2	STECK'S ADDITION	
3	BLOCK 26	
4	Lot	
5	1	\$ 1,114.41
6		
7	BLOCK 27	
8	Lot	
9	16	\$ 1,114.41
10		
11	BLOCK 34	
12	Lots	
13	16	\$ 1,114.41
14	17	\$ 1,114.41
15		
16	BLOCK 35	
17	Lots	
18	1	\$ 1,114.41
19	16	\$ 1,114.41
20	17	\$ 1,114.41
21	32	\$ 1,114.41
22		
23	BLOCK 36	
24	Lots	
25	1	\$ 1,114.41
26	32	\$ 1,114.41
27		
28	BLOCK 52	
29	Lots	
30	1	\$ 1,114.41
31	32	\$ 1,114.41
32		
33	BLOCK 53	
34	Lots	
35	1 - 16, inclusive	\$ 2,228.81
36	17	\$ 1,114.41
37	32	\$ 1,114.41
38		
39	BLOCK 54	
40	Lots	
41	16-17 and vacated alley, inclusive, excluding	
42	southeasterly 2' of Lot 17	\$ 2,353.63
43		
44	BLOCK 61	
45	Lots	
46	16 and vacated alley	\$ 1,185.73
47	17 and vacated alley	\$ 1,185.73
48		
49	BLOCK 62	
50	Lots	
51	1	\$ 1,118.87
52	32	\$ 1,118.87
53		
54	BLOCK 82	
55	Lot	
56	1	\$ 1,116.19

1 GASTON'S ADDITION TO THE CITY OF DENVER

2 BLOCK 3

3 Lots

4 That Portion as Described in Reception #2014055834 \$ 1,189.74

5 Southeasterly 55' of L17 \$ 490.34

6  
7 GASTON'S ADDITION TO THE CITY OF DENVER, CASE AND EBERT'S ADDITION TO DENVER, AND  
8 UNPLATTED LAND IN SECTION 27, TOWNSHIP 3 SOUTH, RANGE 68 WEST, 6<sup>TH</sup> PRINCIPAL MERIDIAN

9 That portion of land as described

10 in Schedule Number 0227400121000 \$ 147.55

11  
12 STILES ADDITION TO CITY OF DENVER

13 BLOCK 91

14 Lots

15 22-24, inclusive \$ 526.18

16 25-26, inclusive \$ 445.94

17 27 \$ 222.97

18 28-30, inclusive \$ 668.91

19 31 \$ 445.94

20  
21 BLOCK 113

22 Lot

23 32 \$ 1,121.09

24  
25 BLOCK 114

26 Lots

27 1-4, inclusive \$ 892.05

28 5-8, inclusive \$ 892.05

29 9-12, inclusive \$ 892.05

30 13-14, inclusive \$ 410.35

31 17 \$ 1,118.87

32  
33 BLOCK 123

34 Lots

35 16 \$ 1,118.87

36 17-18, inclusive \$ 1,564.90

37 19-32 \$ 223.02

38  
39 BLOCK 124

40 Lot

41 1 \$ 1,116.64

42  
43 BLOCK 146

44 Lots

45 1-3, inclusive \$ 669.05

46 4 \$ 223.02

47 5-6, inclusive \$ 446.03

48  
49 STILES ADDITION and CLEMENTS ADDITION TO CITY OF  
50 DENVER

51 BLOCK 124

52 Lot

53 32 \$ 1,116.64

54  
55 **Section 4.** The assessments made pursuant hereto shall be a lien in the several amounts  
56 assessed against each lot or tract of land set forth in Section 3 herein, and such lien shall have the  
57 priority of the lien for local public improvement districts.

1           **Section 5.** Without demand, said assessments as set forth in Section 3 herein, shall be  
2 due and payable on the first day of January of the year next following the year in which this assessing  
3 ordinance became effective, and said assessments shall become delinquent if not paid by the last  
4 day of February of the year next following the year in which this assessing ordinance became  
5 effective. A failure to pay said assessments as hereinabove set forth shall become a lien on the  
6 property subject to the assessment, and such lien may be sold by the City as provided by the Charter  
7 and ordinances of the City and County of Denver.

8           **Section 6.** Any unspent revenue and revenue generated through investment shall be  
9 retained and credited to the 22nd Street and Park Avenue West Pedestrian Mall Local Maintenance  
10 District for future long term or program maintenance of the District.

11 COMMITTEE APPROVAL DATE: October 31, 2017 by Consent

12 MAYOR-COUNCIL DATE: November 7, 2017

13 PASSED BY THE COUNCIL: \_\_\_\_\_  
14 \_\_\_\_\_ - PRESIDENT

15 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_

16 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
17 EX-OFFICIO CLERK OF THE  
18 CITY AND COUNTY OF DENVER

19 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_; \_\_\_\_\_

20 PREPARED BY: Jo Ann Weinstein, Assistant City Attorney                      DATE: November 9, 2017

21 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
22 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
23 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to  
24 § 3.2.6 of the Charter.

25 Kristin M. Bronson, Denver City Attorney

26 BY: Kristin J. Crawford, Assistant City Attorney                      DATE: Nov 7, 2017