

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2020

COUNCIL BILL NO. CB20-1209
COMMITTEE OF REFERENCE:
4 Land Use, Transportation & Infrastructure

5 **A BILL**

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

10
11 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

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

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

21 (b) The annual cost of the continuing care, operation, repair, maintenance and
22 replacement of the 22nd Street and Park Avenue West Pedestrian Mall is \$58,750.00, which amount
23 the Executive Director of the Department of Transportation and Infrastructure has the authority to
24 expend for the purposes stated herein;

25 (c) The Executive Director of the Department of Transportation and Infrastructure has
26 complied with all provisions of law relating to the publishing of notice to the owners of real properties
27 to be assessed and to all persons interested generally, and the Council sitting as a Board of
28 Equalization has heard and determined all written complaints and objections, if any, filed with the
29 Executive Director of the Department of Transportation and Infrastructure;

30 (d) Due to sufficient reserves held by the 22nd Street and Park Avenue West Pedestrian
31 Mall, \$45,000.00 shall be assessed against properties, exclusive of improvements thereon, in the
32 District to pay for the annual cost of the continuing care, operation, repair, maintenance and
33 replacement of the 22nd Street and Park Avenue West Pedestrian Mall; and

1 (e) The portion of the annual costs for the continuing care, operation, repair, maintenance
2 and replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be assessed against
3 the properties, exclusive of improvements thereon, benefited is \$42,569.82;

4 (f) The portion of the annual costs of the continuing care, operation, repair, maintenance
5 and replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be borne by the City
6 and County of Denver is \$2,430.18; and

7 (g) The real property within the 22nd Street and Park Avenue West Pedestrian Mall will
8 be benefited in an amount equal to or in excess of the amount to be assessed against said property
9 because of the continuing care, operation, repair, maintenance and replacement of said 22nd Street
10 and Park Avenue West Pedestrian Mall.

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

14 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and
15 replacement of the 22nd Street and Park Avenue West Pedestrian Mall in the amount of \$42,569.82
16 are hereby assessed against the real properties, exclusive of improvements thereon, within said
17 local maintenance district as follows:

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

21		
22	EAST DENVER	
23	BLOCK 62	
24	Lots	
25	16	\$812.08
26	17	\$812.08
27		
28	BLOCK 63	
29	Lots	
30	1	\$810.46
31	32	\$810.46
32		
33	BLOCK 81	
34	Lots	
35	1	\$811.76
36	32	\$811.76
37		
38	BLOCK 82	
39	Lots	
40	16	\$810.14
41	17	\$810.14
42	32	\$415.93

1		
2	BLOCK 91	
3	Lots	
4	16	\$810.78
5	17	\$756.75
6		
7	BLOCK 92	
8	Lots	
9	1	\$809.17
10	32	\$809.17
11		
12	That portion of EAST DENVER commonly known as:	
13	STECK'S ADDITION	
14	BLOCK 26	
15	Lot	
16	1	\$808.85
17		
18	BLOCK 27	
19	Lot	
20	16	\$808.85
21		
22	BLOCK 34	
23	Lots	
24	16	\$808.85
25	17	\$808.85
26		
27	BLOCK 35	
28	Lots	
29	1	\$808.85
30	16	\$808.85
31	17	\$808.85
32	32	\$808.85
33		
34	BLOCK 36	
35	Lots	
36	1	\$808.85
37	32	\$808.85
38		
39	BLOCK 52	
40	Lots	
41	1	\$808.85
42	32	\$808.85
43		
44	BLOCK 53	
45	Lots	
46	1 - 16, inclusive	\$1,617.68
47	17	\$808.85
48	32	\$808.85
49		
50		

1	BLOCK 54	
2	Lots	
3	16-17 and vacated alley, inclusive, excluding	
4	southeasterly 2' of Lot 17	\$1,708.28
5		
6	BLOCK 61	
7	Lots	
8	16 and vacated alley	\$860.60
9	17 and vacated alley	\$860.60
10		
11	BLOCK 62	
12	Lots	
13	1	\$812.08
14	32	\$812.08
15		
16	BLOCK 82	
17	Lot	
18	1	\$810.14
19		
20	GASTON'S ADDITION TO THE CITY OF DENVER	
21	BLOCK 3	
22	Lots	
23	That Portion as Described in Reception #2014055834	\$863.52
24	Southeasterly 55' of L17	\$355.90
25		
26	GASTON'S ADDITION TO THE CITY OF DENVER, CASE AND EBERT'S ADDITION TO	
27	DENVER, AND UNPLATTED LAND IN SECTION 27, TOWNSHIP 3 SOUTH, RANGE 68 WEST,	
28	6 TH PRINCIPAL MERIDIAN	
29	That portion of land as described	
30	in Schedule Number 0227400121000	\$107.10
31		
32	STILES ADDITION TO CITY OF DENVER	
33	BLOCK 91	
34	Lots	
35	22-24, inclusive	\$381.90
36	25-26, inclusive	\$323.67
37	27	\$161.84
38	28-30, inclusive	\$485.50
39	31	\$323.67
40		
41	BLOCK 113	
42	Lot	
43	32	\$813.69
44		
45	BLOCK 114	
46	Lots	
47	1-4, inclusive	\$647.45
48	5-8, inclusive	\$647.45
49	9-12, inclusive	\$647.45
50	13-14, inclusive	\$297.83

1	17	\$812.08
2		
3	BLOCK 123	
4	Lots	
5	16	\$812.08
6	17-18, inclusive	\$1,135.81
7	19-32 \$ 161.87	
8		
9	BLOCK 124	
10	Lot	
11	1	\$810.46
12		
13	BLOCK 146	
14	Lots	
15	1-3, inclusive	\$485.60
16	4	\$161.87
17	5-6, inclusive	\$323.73
18		
19	STILES ADDITION and CLEMENTS ADDITION TO CITY OF	
20	DENVER	
21	BLOCK 124	
22	Lot	
23	32	\$810.46
24		

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

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

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

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39 **[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]**
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1 COMMITTEE APPROVAL DATE: November 3, 2020 by Consent
2 MAYOR-COUNCIL DATE: November 10, 2020
3 PASSED BY THE COUNCIL: November 23, 2020
4 *Stacy Filmore* - PRESIDENT
5 APPROVED: _____ - MAYOR _____
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____ ; _____
10 PREPARED BY: Bradley T. Neiman, Assistant City Attorney DATE: November 12, 2020
11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
14 § 3.2.6 of the Charter.
15
16 Kristin M. Bronson, Denver City Attorney
17 BY: *Kristin M. Bronson*, Assistant City Attorney DATE: Nov 11, 2020
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