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2 **BY AUTHORITY**

3 ORDINANCE NO.  
4 SERIES OF 2010

COUNCIL BILL NO. CB10-0784  
COMMITTEE OF REFERENCE:  
Land Use, Transportation & Infrastructure

6 **A BILL**

7 **For an ordinance assessing the annual costs of the continuing care,**  
8 **operation, repair, maintenance and replacement of the 20<sup>th</sup> Street Pedestrian**  
9 **Mall Local Maintenance District upon the real property, exclusive of**  
10 **improvements thereon, benefited.**

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

12 **Section 1.** Upon consideration of the recommendation of the Manager of Public Works that an  
13 ordinance be enacted for the purpose of assessing the annual costs of the continuing care,  
14 operation, repair, maintenance and replacement of the 20th Street Pedestrian Mall upon the real  
15 property, exclusive of improvements thereon, benefited the Council finds, as follows:

16 (a) A local maintenance district providing for the continuing care, operation, repair,  
17 maintenance and replacement of the 20th Street Pedestrian Mall, was created by Ordinance No.  
18 822, Series of 1994;

19 (b) The annual costs of the continuing care, operation, repair, maintenance and  
20 replacement of the 20th Street Pedestrian Mall are \$5,400.00 which amount the Manager of  
21 Public Works has the authority to expend for the purposes stated herein;

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

26 (d) The real property within the 20<sup>th</sup> Street Pedestrian Mall will be benefited in an  
27 amount equal to or in excess of the amount to be assessed against said property because of the  
28 continuing care, operation, repair, maintenance and replacement of said Pedestrian Mall.

29 **Section 2.** The annual costs of the continuing care, operation, repair, maintenance and  
30 replacement of the 20th Street Pedestrian Mall to be assessed against the real properties,  
31 exclusive of improvements thereon, benefited are hereby approved.

32 **Section 3.** As the 20th Street Pedestrian Mall currently has sufficient reserves to pay for the  
33 2011 annual costs of the continuing care, operation, repair, maintenance and replacement of the

1 20th Street Pedestrian Mall, no additional amounts shall be assessed against properties in the  
2 District.

3 **Section 4.** Any unspent revenue and revenue generated through investment shall be retained  
4 and credited to the 20th Street Pedestrian Mall Local Maintenance District for future long term or  
5 program maintenance of the District.

6 **Section 5.** This Ordinance shall be recorded among the records of the Clerk and Recorder of  
7 the City and County of Denver.

8 COMMITTEE APPROVAL: September 14, 2010

9 MAYOR-COUNCIL DATE: September 21, 2010

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11 PASSED BY THE COUNCIL \_\_\_\_\_ 2010

12 \_\_\_\_\_ - PRESIDENT

13 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_ 2010

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

17 NOTICE PUBLISHED IN THE DAILY JOURNAL \_\_\_\_\_ 2010; \_\_\_\_\_ 2010

18 PREPARED BY: Mary Toornman - ASSISTANT CITY ATTORNEY - September 23, 2010

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

23 David R. Fine, City Attorney

24 BY: \_\_\_\_\_, \_\_\_\_\_ City Attorney - \_\_\_\_\_ 2010