

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2023

COUNCIL BILL NO. CB23-1401
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 20th Street 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 Executive Director of the Department of Transportation and Infrastructure that an ordinance be enacted for the purpose of assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 20th Street Pedestrian Mall Local Maintenance District (“20th Street 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 20th Street Pedestrian Mall, was created by Ordinance No. 822, Series of 1994;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the 20th Street Pedestrian Mall is \$61,800.00, which amount the Executive Director of the Department of Transportation and Infrastructure has the authority to expend for the purposes stated herein;

(c) The Executive Director of the Department of Transportation and Infrastructure 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 Executive Director of the Department of Transportation and Infrastructure; and

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

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

1 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and
 2 replacement of the 20th Street Pedestrian Mall in the amount of \$61,800.00 are hereby assessed
 3 against the real properties, exclusive of improvements thereon, within said local maintenance district
 4 as follows:

5 NOTE: Where a series of lots is followed by "inclusive", the amount appearing after the series shall
 6 be the total for all lots in the series. Where a series of lots is not followed by "inclusive", the amount
 7 appearing after such series shall be the assessment for each lot in the series.

8		
9	EAST DENVER	
10	BLOCK 23	
11	Lots	
12	Southerly 109.00' of Lot 1	\$5,387.41
13	32	\$6,178.34
14		
15	BLOCK 37	
16	Lots	
17	15 and part of the west half (W 1/2) of the north/south alley vacated	
18	by Ordinance No. 47, Series of 1993, adjoining said Lot 15,	
19	less a part of said Lot 15 as described in Parcel ROW2279-09-10	
20	Rev. 2 recorded at the Denver County Clerk and Recorder's Office on	
21	September 3, 1992 at Reception No. R-92-0102338, containing 1,060	
22	square feet or 0.024 acres, more or less.	\$6,577.13
23		
24	18 and part of east half (E 1/2) of the north/south alley vacated	
25	by Ordinance No. 47, Series of 1993, adjoining said Lot 18,	
26	less a part of said Lot 18 as described in Parcel TK 2279-09-20	
27	Rev. 2 recorded at the Denver County Clerk and Recorder's Office on	
28	January 26, 1993 at Reception No. R-93-0010699, containing 1,744	
29	square feet or 0.40 acres, more or less.	\$6,585.05
30		
31	BLOCK 38	
32	Lots	
33	1	\$6,178.26
34	32	\$6,178.26
35		
36	BLOCK 50	
37	Lots	
38	1	\$6,178.26
39	32	\$6,178.26
40		

1	BLOCK 51	
2	Lots	
3	16, Block 51, East Denver, less a part of said Lot 16 as described in	
4	Parcel TK 2279-08-19 Rev. 2 recorded at the Denver County Clerk	
5	and Recorder's Office on December 21, 1992 at Reception	
6	No. R-92-0151905, containing 611 square feet or 0.014 acres,	
7	more or less.	\$6,178.80
8		
9	17, Block 51, East Denver, less a part of said Lot 17 as described	
10	in Parcel TK 2279-08-009 recorded at the Denver Clerk and Recorder's	
11	Office on March 11, 1993 at Reception No. R-93-00031437,	
12	containing 2,299 square feet or 0.053 acres, more or less.	\$6,180.24
13		

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

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

24 **Section 6.** Any unspent revenue and revenue generated through investment shall be
25 retained and credited to the 20th Street Pedestrian Mall Local Maintenance District for future long
26 term or program maintenance of the District.

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28 **[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]**
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1 COMMITTEE APPROVAL DATE: October 10, 2023 by Consent
2 MAYOR-COUNCIL DATE: October 17, 2023
3 PASSED BY THE COUNCIL: _____
4 _____ - 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: October 19, 2023
11 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
12 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 Kerry Tipper, Denver City Attorney
17
18 BY: _____, Assistant City Attorney DATE: _____