

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2014

COUNCIL BILL NO. CB14-0874
COMMITTEE OF REFERENCE:
Infrastructure & Culture

A BILL

For an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the St. Luke’s 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 St. Luke’s 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 St. Luke’s Pedestrian Mall, was created by Ordinance No. 878, Series of 2000;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the St. Luke’s Pedestrian Mall is \$78,760.00, 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 real property within the St. Luke’s 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 Pedestrian Mall.

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

Section 3. A portion of the annual costs of the continuing care, operation, repair, maintenance and replacement of the St. Luke’s Pedestrian Mall in the amount of \$78,760.00 are hereby

1 assessed against the real properties, exclusive of improvements thereon, within said local
2 maintenance district as follows:

3 NOTE: Whenever a series of lots is mentioned it shall be understood to include the first,
4 intermediate and last named lots, and the amount appearing after such series shall be the
5 assessment for each lot in the series. Where a series of lots is followed by "inclusive" the amount
6 appearing after the series shall be the total for all lots in the series.

7
8 CLEMENTS ADDITION TO THE CITY AND COUNTY OF DENVER

9
10 Block 251
11 All of Block 251 and the adjoining parcel described in Ordinance 692 of 1987
12 and the adjoining portion of Cleveland Place Vacated by Ordinance 243 of 1975,
13 except the northerly 19 feet of Cleveland Place adjoining Lot 26-32 inclusive \$4,425.98

14
15 Block 249
16 Lots
17 18-19, inclusive \$598.10
18 20-21, inclusive \$598.11
19 22-34, inclusive \$3,887.68

20
21 Block 250
22 Lots
23 1-34, inclusive and the adj Vacated Alley \$16,531.62

24
25 Block 261
26 Lots
27 1-34, inclusive and the West 1/2 of the vacated alley \$16,531.62

28
29 Block 262
30 Lots
31 1-7, inclusive and the North 15' of Lot 8 and the vacated alley adjacent to
32 Lots 1 to 5, and Lots 27-32 inclusive except for a parcel beginning at the SE corner
33 of Lot 27, thence West 125', thence North 25', thence East 24', thence SE
34 15', thence East 89', thence South 16' to Point of Beginning \$7,057.64
35 9-16, inclusive and the South 10' of Lot 8 \$2,512.04
36 7-22, inclusive \$1,794.32
37 23 \$299.05
38 24 \$299.05
39 25 \$299.05
40 26 \$299.05

41
42 Block 263
43 Lots
44 17-32, inclusive \$4,790.80

45
46 Block 286
47 Lots
48 1-32, inclusive and the adj vacated alley \$12,751.60

1	Block 297	
2	Lots	
3	1-12, inclusive	\$4,888.07
4	13-16, inclusive	\$1,196.21

5
6 **Section 4.** The assessments made pursuant hereto shall be a lien in the several amounts
7 assessed against each lot or tract of land set forth in Section 3 herein, and such lien shall have the
8 priority of the lien for local public improvement districts.

9 **Section 5.** Without demand, said assessments as set forth in Section 3 herein, shall be due and
10 payable on the first day of January of the year next following the year in which this assessing
11 ordinance became effective, and said assessments shall become delinquent if not paid by the last
12 day of February of the year next following the year in which this assessing ordinance became
13 effective. A failure to pay said assessments as hereinabove set forth shall subject the property
14 subject to the assessment to sale as provided by the Charter of the City and County of Denver.

15 **Section 6.** Any unspent revenue and revenue generated through investment shall be retained and
16 credited to the St. Luke's Pedestrian Mall Local Maintenance District for future long term or
17 program maintenance of the District.

18 COMMITTEE APPROVAL DATE: October 23, 2014 [by consent]

19 MAYOR-COUNCIL DATE: November 4, 2014

20 PASSED BY THE COUNCIL: _____, 2014

21 _____ - PRESIDENT

22 APPROVED: _____ - MAYOR _____, 2014

23 ATTEST: _____ - CLERK AND RECORDER,
24 EX-OFFICIO CLERK OF THE
25 CITY AND COUNTY OF DENVER

26 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2014; _____, 2014

27 PREPARED BY: Jo Ann Weinstein, Assistant City Attorney DATE: November 6, 2014

28 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
29 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
30 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
31 §3.2.6 of the Charter.

32 D. Scott Martinez, City Attorney

33 BY: _____, Assistant City Attorney DATE: _____, 2014