

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2021

COUNCIL BILL NO. CB21-1171
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 Delgany Street Local Maintenance**
8 **District upon the real property, exclusive of improvements thereon, benefited.**
9

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

11 **Section 1.** Upon consideration of the recommendation of the Executive Director of the
12 Department of Transportation and Infrastructure that an ordinance be enacted for the purpose of
13 assessing the annual costs of the continuing care, operation, repair, maintenance and replacement
14 of the Delgany Street Local Maintenance District (“Delgany Street”), for the upcoming year, upon the
15 real 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 Delgany Street, was created by Ordinance No. 755, Series of 2002;

18 (b) The annual cost of the continuing care, operation, repair, maintenance and
19 replacement of Delgany Street is \$141,350.00, which amount the Executive Director of the
20 Department of Transportation and Infrastructure has the authority to expend for the purposes stated
21 herein;

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

27 (d) Delgany Street currently has sufficient reserves to pay for \$45,000.00 of the 2022
28 annual costs of the continuing care, operation, repair, maintenance and replacement of Delgany
29 Street;

30 (e) The portion of the annual costs for the continuing care, operation, repair, maintenance
31 and replacement of Delgany Street to be assessed against the properties, exclusive of improvements
32 thereon, benefitted is \$96,350.00; and

33 (f) The real property within Delgany Street will be benefited in an amount equal to or in
34 excess of the amount to be assessed against said property because of the continuing care,
35 operation, repair, maintenance and replacement of said Delgany Street.

1 COMMITTEE APPROVAL DATE: October 12, 2021 by Consent
2 MAYOR-COUNCIL DATE: October 19, 2021
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 21, 2021
11 Pursuant to section 13-8, 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 Kristin M. Bronson, Denver City Attorney
17
18 BY: _____, Assistant City Attorney DATE: _____