

1 **BY AUTHORITY**

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2024

COUNCIL BILL NO. CB24-0617  
COMMITTEE OF REFERENCE:  
4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance changing the zoning classification for 4340-4350 South Monaco**  
7 **Street in Southmoor Park.**

8  
9 **WHEREAS**, the City Council has determined, based on evidence and testimony presented at  
10 the public hearing, that the map amendment set forth below conforms with applicable City laws, is  
11 consistent with the City’s adopted plans, furthers the public health, safety and general welfare of the  
12 City, will result in regulations and restrictions that are uniform within the PUD-G 34 district, is justified  
13 by one of the circumstances set forth in Section 12.4.10.8 of the Denver Zoning Code, and is  
14 consistent with the neighborhood context and the stated purpose and intent of the proposed zone  
15 district; and the proposed PUD-G 34 meets the criteria set forth in Section 12.4.9.10 of the Denver  
16 Zoning Code;

17 **NOW THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF**  
18 **DENVER:**

19 **Section 1.** That upon consideration of a change in the zoning classification of the land area  
20 hereinafter described, Council finds:

21 a. The land area hereinafter described is presently classified as B-4 with Waivers and  
22 Conditions, UO-1 UO-2.

23 b. It is proposed that the land area hereinafter described be changed to PUD-G 34.

24 **Section 4.** That the zoning classification of the land area in the City and County of Denver  
25 described as follows shall be and hereby is changed from B-4 with Waivers and Conditions, UO-1  
26 UO-2 to PUD-G 34:

27 THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE COUNTY OF DENVER,  
28 STATE OF COLORADO, AND IS DESCRIBED AS FOLLOWS:

29  
30 A PARCEL OF LAND LOCATED IN THE NE ¼ OF SECTION 8, TOWNSHIP 5 SOUTH, RANGE  
31 67 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF  
32 COLORADO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

33  
34 THE BASIS OF BEARINGS FOR THIS DESCRIPTION IS THE WEST LINE OF THE NE ¼ OF  
35 SAID SECTION 8 BEING N 00° 35' 15" E BETWEEN THE C ¼ CORNER (3.0' WITNESS  
36 CORNER, A 3.5" ALUMINUM CAP LS 13212) AND N ¼ CORNER (A 3.5" BRASS CAP LS  
37 7104);  
38

1 COMMENCING AT THE C ¼ CORNER OF SAID SECTION 8;  
2  
3 THEN N 19° 43' 03" E, A DISTANCE OF 1376.82 FEET TO A POINT ON THE EASTERLY  
4 RIGHT OF WAY LINE OF SOUTH MONACO STREET, SAID POINT BEING THE POINT OF  
5 BEGINNING;  
6  
7 THENCE ALONG SAID RIGHT OF WAY LINE THE FOLLOWING TWO (2) COURSES:  
8 1) N 25° 25' 33" W, A DISTANCE OF 600.96 FEET TO A POINT OF CURVATURE;  
9 2) ALONG THE ARC OF A CURVE TO THE RIGHT, 115.21 FEET, HAVING A RADIUS OF  
10 537.65 FEET, A CENTRAL ANGLE OF 12° 16' 39" AND A CHORD BEARING AND DISTANCE  
11 OF N 19° 20' 14" W, 114.99 FEET,  
12  
13 THENCE N 70° 29' 06" E, A DISTANCE OF 837.77 FEET TO A POINT ON THE WESTERLY  
14 RIGHT OF WAY LINE OF INTERSTATE HIGHWAY #25;  
15  
16 THENCE ALONG SAID WESTERLY RIGHT OF WAY LINE, S 24° 02' 35" E, A DISTANCE OF  
17 714.93 FEET,  
18 THENCE S 70° 29' 06" W, A DISTANCE OF 832.16 FEET TO THE POINT OF BEGINNING;  
19  
20 EXCEPT ANY PORTION CONTAINED IN RULE AND ORDER OF THE DISTRICT COURT, CASE  
21 NO. 01CV3689, RECORDED NOVEMBER 17, 2005 AT RECEPTION NO. 2005197000, DENVER  
22 COUNTY RECORDS

23 in addition thereto, those portions of all abutting public rights-of-way, but only to the centerline  
24 thereof, which are immediately adjacent to the aforesaid specifically described area.

25 **Section 5.** PUD-G 34, as filed in the words and figures contained and set forth therein, available  
26 in the office and on the web page of City Council, and filed in the office of the City Clerk on the 9<sup>th</sup> day  
27 of May, 2024, under City Clerk’s Filing No. 20240058, is hereby approved.

28 **Section 6.** That this ordinance shall be recorded by the Manager of Community Planning and  
29 Development in the real property records of the Denver County Clerk and Recorder.

30 **[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]**

1 COMMITTEE APPROVAL DATE: May 7, 2024

2 MAYOR-COUNCIL DATE: May 14, 2024

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: Nathan J. Lucero, Assistant City Attorney DATE: May 16, 2024

11 Pursuant to Section 13-9, 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 Kerry Tipper, Denver City Attorney

17  
18 BY: Anshul Bagga, Assistant City Attorney DATE: May 16, 2024