

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2012

COUNCIL BILL NO. CB12-0830
COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

A BILL

For an ordinance assessing the cost of the construction and installation of the streetscape improvements in South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Public Improvement District, including but not limited to sidewalks, brick pavers, trees, tree grates, irrigation, benches, trash receptacles and pedestrian lights (including amenities within the medians), providing for the assessment of the real estate included in the district, the payment of costs, and other matters incidental to the making of said improvements 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 cost of construction and installation of the streetscape improvements of South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Public Improvement District, for the upcoming year, Council finds as follows:

(a) A local public improvement district providing for construction and installation of the streetscape improvements along South Broadway located in the South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Public Improvement District, was created by Ordinance No. 144, Series of 2010;

(b) The cost of construction and installation of the streetscape improvements along South Broadway located in the South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Public Improvement District is \$515,833.00;

(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 cost of construction and installation of the streetscape improvements along South Broadway located in the South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Public Improvement District to be assessed against the properties benefited is \$515,833.00, inclusive of incidentals, the costs of collection and interest; and

(e) The real property within the South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Public Improvement District will be benefited in an amount equal to or in excess of

1 the amount to be assessed against said property because of construction and installation of the
2 streetscape improvements of said South Broadway Streetscape (Wesley Avenue to Yale Avenue)
3 Local Public Improvement District.

4 **Section 2.** The cost of construction and installation of the streetscape improvements along
5 South Broadway located in the South Broadway Streetscape (Wesley Avenue to Yale Avenue)
6 Local Public Improvement District are hereby assessed against the real properties, within said local
7 maintenance district as follows:

8 NOTE: Where a series of lots is followed by “inclusive”, the amount appearing after the series
9 shall be the total for all lots in the series. Where a series of lots is not followed by “inclusive”, the
10 amount appearing after such series shall be the assessment for each lot in the series.
11

12 BREENLOW SUBDIVISION OF SOUTH DENVER

13 BLOCK 9

14	Lots 25-28, inclusive	\$14,338.97
15	Lot 29 & southerly 1/2 of Lot 30, inclusive	\$5,377.11
16	Lot 31 and northerly 1/2 of Lot 30, inclusive	\$5,377.11
17	Lots 32-33, inclusive	\$7,169.49
18	Lots 34-36, inclusive	\$10,754.23
19	Lots 37-42, inclusive	\$21,508.46
20	Lots 43-48, inclusive	\$21,508.46

21
22 BROADWAY HIGHLANDS

23 BLOCK 1

24	Lots 1-2, inclusive	\$7,169.49
25	Lots 3-8, inclusive	
26		\$21,508.46
27	Lots 9-10, inclusive	\$7,169.49
28	Lots 11-12, inclusive	\$7,169.49
29	Lot 13 and northerly 1/3 of Lot 14, inclusive	\$4,783.48
30	Northerly 2/3 of Lot 15 & southerly 2/3 of Lot 14, inclusive	\$4,779.18
31	Lot 16 & southerly 1/3 of Lot 15, inclusive	\$4,779.18
32	Lots 17-18, inclusive	\$7,169.49
33	Lots 19-20, inclusive	\$7,169.49
34	Lots 21-22, inclusive	\$7,169.49
35	Lots 23-24, inclusive	\$7,169.49

36
37 BROADWAY HIGHLANDS 2ND FILING

38 BLOCK 1

39	Lots 1-7, inclusive	\$25,093.20
40	Lots 8-10, inclusive	\$10,754.23
41	Lots 11-12, inclusive	\$7,169.49
42	Front 85' of Lots 13-15, inclusive	\$10,754.23
43	Lots 16-24, inclusive	\$31,889.87

44
45 FISK'S BROADWAY ADDITION

46 BLOCK 1

1	Lots 25-28, inclusive	\$14,338.97
2	Lots 29-30, inclusive	\$7,169.49
3	Lots 31-33, inclusive	\$10,754.23
4	Lots 34-36, inclusive	\$10,754.23
5	Lots 37-39, inclusive	\$10,754.23
6	Lots 40-42, inclusive	\$10,754.23
7	Lots 43-44, inclusive	\$7,169.49
8	Lots 45-46, inclusive	\$7,169.49
9	Lots 47-48, inclusive	\$7,169.49
10		
11	Block 8	
12	Lots 25-30, inclusive	\$21,508.46
13	Lots 31-34, inclusive	\$14,338.97
14	Lots 35-40, inclusive	\$21,508.46
15	Lots 41-48, inclusive	\$28,677.94
16		
17	ROSEDALE	
18	BLOCK 21	
19	Lots 1-4, inclusive	\$14,338.97
20	Lots 5-7, inclusive	\$10,754.23
21	Lots 8-24, inclusive	\$60,940.62

22 **Section 3.** The cost of construction and installation of the streetscape improvements along
23 South Broadway in the South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local
24 Public Improvement District to be assessed against the real properties are hereby approved.

25 **Section 4.** All assessments levied hereunder shall be payable, with a five percent (5%)
26 discount, within thirty (30) days after the effective date of this assessing ordinance or, without
27 discount, in twelve (12) equal annual. Installments beginning sixty (60) days next following the
28 effective date of the assessing ordinance with interest of five percent (5%) per annum on the
29 deferred payments.

30 **Section 5.** The assessments made pursuant hereto shall be a lien in the several amounts
31 assessed against each lot or tract of land set forth in Section 2 herein, and such lien shall have the
32 priority of the lien for local improvement districts.

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

35

1
2 COMMITTEE APPROVAL DATE: (by Consent) November 1, 2012
3 MAYOR-COUNCIL DATE: (by Consent) November 6, 2012
4 PASSED BY THE COUNCIL: _____, 2012
5 _____ - PRESIDENT
6 APPROVED: _____ - MAYOR _____, 2012
7 ATTEST: _____ - CLERK AND RECORDER,
8 EX-OFFICIO CLERK OF THE
9 CITY AND COUNTY OF DENVER
10 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2012; _____, 2012
11 PREPARED BY: Jo Ann Weinstein - ASSISTANT CITY ATTORNEY - November 15, 2012
12 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
13 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
14 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
15 §3.2.6 of the Charter.
16 Douglas J. Friednash, City Attorney
17 BY: _____, Assistant City Attorney DATE: _____, 2012