

**BY AUTHORITY**

ORDINANCE NO. \_\_\_\_\_  
SERIES OF 2019

COUNCIL BILL NO. CB19-1136  
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 15th 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 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 15th Street Pedestrian Mall Local Maintenance District ("15th 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 15th Street Pedestrian Mall, was created by Ordinance No. 786, Series of 1992;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall is \$26,684.62, 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 15th 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 15th Street Pedestrian Mall.

**Section 2.** The annual cost of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall to be assessed against the real properties, exclusive of improvements thereon, benefited are hereby approved.

**Section 3.** The annual costs of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall in the amount of \$26,684.62 are hereby assessed

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

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

|    |                                                                                   |            |
|----|-----------------------------------------------------------------------------------|------------|
| 6  |                                                                                   |            |
| 7  | EAST DENVER                                                                       |            |
| 8  | BLOCK 12                                                                          |            |
| 9  | Lots                                                                              |            |
| 10 | 1, except for the area bounded by the northwesterly lot line of Lot 1             | \$1,874.71 |
| 11 | and a line parallel to this line and located 18' to the southeast of said line.   |            |
| 12 | 30                                                                                | \$2,190.14 |
| 13 | Vacated Alley adjacent to Lots 1 and 30                                           | \$280.34   |
| 14 |                                                                                   |            |
| 15 | BLOCK 13                                                                          |            |
| 16 | Lots                                                                              |            |
| 17 | 16-17                                                                             | \$2,190.14 |
| 18 | That portion of 15 <sup>th</sup> Street (vacated) lying between the southwesterly |            |
| 19 | line of Lots 16 and 17 extended and the vacated alley in Block 13                 |            |
| 20 | and a line 10' southwesterly of and parallel with said lines                      | \$280.34   |
| 21 |                                                                                   |            |
| 22 | That portion of Wewatta Street (vacated) lying between the northwesterly          |            |
| 23 | line of Lot 16, Block 13, the northwesterly line of said Lot extended             |            |
| 24 | southwesterly a distance of 10' and a line 8.5' northwesterly of and              |            |
| 25 | parallel with said lines.                                                         | \$148.93   |
| 26 |                                                                                   |            |
| 27 | BLOCK 16                                                                          |            |
| 28 | Lots                                                                              |            |
| 29 | 16                                                                                | \$2,190.14 |
| 30 | 17                                                                                | \$2,190.14 |
| 31 |                                                                                   |            |
| 32 | BLOCK 17                                                                          |            |
| 33 | Lots                                                                              |            |
| 34 | 1                                                                                 | \$2,190.14 |
| 35 | 32                                                                                | \$2,190.14 |
| 36 |                                                                                   |            |
| 37 | BLOCK 18                                                                          |            |
| 38 | Lots                                                                              |            |
| 39 | 1                                                                                 | \$2,194.52 |
| 40 | 32                                                                                | \$2,194.52 |
| 41 |                                                                                   |            |
| 42 | BLOCK 19                                                                          |            |
| 43 | Lots                                                                              |            |
| 44 | 16                                                                                | \$2,190.14 |
| 45 | 17                                                                                | \$2,190.14 |

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

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

8           **Section 6.** Any unspent revenue and revenue generated through investment shall be  
9 retained and credited to the 15th Street Pedestrian Mall Local Maintenance District for future long  
10 term or program maintenance of the District.

11 COMMITTEE APPROVAL DATE: October 29, 2019 by Consent

12 MAYOR-COUNCIL DATE: November 5, 2019

13 PASSED BY THE COUNCIL: \_\_\_\_\_  
14 \_\_\_\_\_ - PRESIDENT

15 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_

16 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
17 EX-OFFICIO CLERK OF THE  
18 CITY AND COUNTY OF DENVER

19 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_ ; \_\_\_\_\_

20 PREPARED BY: Bradley T. Neiman, Assistant City Attorney                      DATE: November 7, 2019

21 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the  
22 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
23 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §  
24 3.2.6 of the Charter.

25  
26 Kristin M. Bronson, Denver City Attorney

27  
28 BY: \_\_\_\_\_, Assistant City Attorney    DATE: \_\_\_\_\_