

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2024

COUNCIL BILL NO. CB 24-0909
COMMITTEE OF REFERENCE:
4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance terminating and dissolving the Santa Fe Drive Pedestrian Mall**
7 **C Local Maintenance District and directing that the remaining funds thereof,**
8 **after payment of outstanding expenses, be transferred to the General Fund in**
9 **accordance with Denver Revised Municipal Code Section 20-211.**

10 **WHEREAS**, Ordinance No. 38, Series 2002, created the Local Maintenance District
11 commonly known as the Santa Fe Drive Pedestrian Mall C Local Maintenance District (the “Santa
12 Fe LMD”); and

13 **WHEREAS**, the Santa Fe LMD is responsible for the continuing care, operation, security,
14 repair, maintenance and replacement of certain local public improvements located within its
15 boundaries (“LPI”), which LPI currently only consists of three planters and two decorative pedestrian
16 lights, with one pedestrian light being inoperable and the other pedestrian light having been
17 destroyed and removed; and

18 **WHEREAS**, property owners within the Santa Fe LMD no longer wish to be responsible for
19 the LPI and have requested the dissolution of the Santa Fe LMD to avoid the ongoing administrative
20 costs and liabilities associated with its continued existence; and

21 **WHEREAS**, upon termination and dissolution, the remaining LPI will be removed by the
22 Department of Transportation and Infrastructure of the City and County of Denver (“DOTI”) and the
23 respective sites repaired and secured for pedestrian safety; and

24 **WHEREAS**, the purposes for which the Santa Fe LMD were created are no longer applicable
25 and, to avoid the ongoing administrative costs and liabilities associated with its continued existence,
26 the Executive Director of DOTI desires to terminate and dissolve the Santa Fe LMD and transfer the
27 remaining funds of the Santa Fe LMD, following payment of outstanding expenses, to the General
28 Fund in accordance with Denver Revised Municipal Code Sec. 20-211.

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

31 **Section 1.** That Council hereby finds that the purposes for which the Santa Fe BID were
32 created are no longer applicable and, to avoid the ongoing administrative costs and liabilities
33 associated with its continued existence, the Santa Fe LMD shall be terminated and dissolved and
34 will no longer exist except as may be necessary to wind up business at the discretion of the Executive

1 Director of DOTI. Any funds remaining in the accounts of the Santa Fe LMD, following the payment
2 of outstanding expenses, shall be transferred to the General Fund as provided in Denver Revised
3 Municipal Code Sec. 20-211.

4 COMMITTEE APPROVAL DATE: July 16, 2024, by Consent

5 MAYOR-COUNCIL DATE: July 23, 2024

6 PASSED BY THE COUNCIL: _____
7 _____ - PRESIDENT

8 APPROVED: _____ - MAYOR _____

9 ATTEST: _____ - CLERK AND RECORDER,
10 EX-OFFICIO CLERK OF THE
11 CITY AND COUNTY OF DENVER

12 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

13 PREPARED BY: Bradley T. Neiman, Assistant City Attorney DATE: July 25, 2024

14 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of
15 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
16 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
17 § 3.2.6 of the Charter.

18
19 Kerry Tipper, Denver City Attorney

20
21 BY: Anshul Bagga, Assistant City Attorney DATE: Jul 25, 2024