

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2013

COUNCIL BILL NO. CB13-0633
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 Expanded Greektown 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 Expanded Greektown 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 Expanded Greektown Pedestrian Mall, was created by Ordinance No. 656, Series of 1998;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the Expanded Greektown Pedestrian Mall is \$20,000.00 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 Expanded Greektown Pedestrian Mall currently has sufficient reserves to pay for \$2,000.00 of the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the Expanded Greektown Pedestrian Mall, the amount to be assessed against the properties, exclusive of improvements thereon;

(e) The portion of the annual costs for the continuing care, operation, repair, maintenance and replacement of the Expanded Greektown Pedestrian Mall to be assessed against the properties, exclusive of improvements thereon, benefited are \$18,000.00;

1 (f) The real property within the Expanded Greektown Pedestrian Mall will be benefited in
2 an amount equal to or in excess of the amount to be assessed against said property because of
3 the continuing care, operation, repair, maintenance and replacement of said Pedestrian Mall.

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

7 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and
8 replacement of the Expanded Greek Town Pedestrian Mall in the amount of \$18,000.00 are hereby
9 assessed against the real properties, exclusive of improvements thereon, within said local
10 maintenance district as follows:

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

14		
15	BREWER'S 2 ND ADDITION	
16	BLOCK 1	
17	Lot	
18	1	\$1,036.44
19		
20	BLOCK 2	
21	Lot	
22	1	\$1,014.58
23		
24	CHAMBERLINS' SUBDIVISION	
25	BLOCK 1	
26	Lot	
27	50	\$1,028.34
28		
29	BLOCK 2	
30	Lots	
31	1	\$1,028.34
32	50	\$1,028.34
33		
34	BLOCK 3	
35	Lots	
36	1	\$1,028.34
37	50	\$1,028.34
38		
39	COLFAX AVENUE PARK SUBDIVISION	
40	BLOCK 13	
41	Lots	
42	23	\$1,012.15
43	24	\$1,012.15
44		

1	BLOCK 14	
2	Lots	
3	23	\$1,012.23
4	24	\$1,012.15
5		
6	BLOCK 15	
7	Lots	
8	23-24 & Vacated Alley, inclusive	\$2,149.81
9		
10	ROHLFING'S SUBDIVISION	
11	BLOCK 3	
12	Vacated Portion of Block 3, East	\$1,012.15
13	Vacated Portion of Block 3, West	\$1,012.15
14		
15	BLOCK 4	
16	North 49.3' of the vacated portion of the west one half of Block 4	\$1,012.15
17	Vacated portion of the east one half Block 4	\$1,012.15
18		
19	BLOCK 5	
20	Vacated portion of Block 5	\$560.16

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

24 **Section 5.** Without demand, said assessments as set forth in Section 3 herein, shall be due
25 and payable on the first day of January of the year next following the year in which this assessing
26 ordinance became effective, and said assessments shall become delinquent if not paid by the last
27 day of February of the year next following the year in which this assessing ordinance became
28 effective. A failure to pay said assessments as hereinabove set forth shall subject the property
29 subject to the assessment to sale as provided by the Charter of the City and County of Denver.

30 **Section 6.** Any unspent revenue and revenue generated through investment shall be
31 retained and credited to the Expanded Greektown Pedestrian Mall Local Maintenance District for
32 future long term or program maintenance of the District.

33

1 COMMITTEE APPROVAL DATE: (by Consent) September 19, 2013
2 MAYOR-COUNCIL DATE: (by Consent) September 24, 2013
3 PASSED BY THE COUNCIL: _____, 2013
4 _____ - PRESIDENT
5 APPROVED: _____ - MAYOR _____, 2013
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2013; _____, 2013
10 PREPARED BY: Jo Ann Weinstein - ASSISTANT CITY ATTORNEY DATE: October 3, 2013
11 Pursuant to section 13-12, 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 Douglas J. Friednash, City Attorney
16 BY: _____, Assistant City Attorney DATE: _____, 2013