

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2022

COUNCIL BILL NO. CB22-1430
COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

A BILL

For an ordinance approving and accepting the Park Hill Golf Course Small Area Plan, which plan shall become a part of the Comprehensive Plan 2040 for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.

WHEREAS, pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code (“DRMC”), and by Ordinance No. 302, Series of 2019, there has been approved a Comprehensive Plan for the City and County of Denver (“Comprehensive Plan 2040”); and

WHEREAS, said Section 12-61 of the DRMC provides for the supplementation of Comprehensive Plan 2040; and

WHEREAS, pursuant to the provisions of Section 12-61 DRMC, the City wishes to supplement Comprehensive Plan 2040 by approving and accepting the Park Hill Golf Course Small Area Plan; and

WHEREAS, members of the City Council, duly authorized by the president of council have monitored the process whereby said Park Hill Golf Course Small Area Plan has been formulated; and

WHEREAS, the Park Hill Golf Course Small Area Plan has been approved by the Denver Planning Board; and

WHEREAS, the Manager of Community Planning and Development has transmitted the Park Hill Golf Course Small Area Plan to the Mayor and Council for acceptance as a supplement to Comprehensive Plan 2040; and

NOW THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER;

Section 1. That the proposed Park Hill Golf Course Small Area Plan, consisting of a document of the same name filed with the City Clerk, Ex-Officio Clerk of the City and County of Denver, on the 4th day of November, 2022 as City Clerk Filing No. 20220109, is hereby adopted and accepted as a supplement to Comprehensive Plan 2040, pursuant to Section 12-61(d) of the DRMC.

Section 2. That this adoption and acceptance of the Park Hill Golf Course Small Area Plan, and of any amendment thereto, in conjunction with Comprehensive Plan 2040, is intended to establish the official guide for officials of the City and County of Denver and private citizens when

1 making decisions affecting the future of land use and transportation in and for the City and County
2 of Denver, as defined in said plan; provided however, that such approval shall not preempt the
3 decision making powers vested by law or administrative directive in the Mayor, the Council or any
4 other official of the City and County of Denver with respect to, but not limited to: a zoning map
5 amendment, a zoning language amendment, a dedication or vacation of a street, alley or other public
6 way, a designation of a park, the issuance of a revocable permit, a conveyance or acquisition of real
7 property by the City and County of Denver, or an appropriation for or construction of a capital
8 improvement; and provided, further that it is expressly understood that judgment must be exercised
9 in the application of Park Hill Golf Course Small Area Plan in the decision making processes of the
10 Mayor, Council and other officials of the City and County of Denver.

11 COMMITTEE APPROVAL DATE: November 8, 2022

12 MAYOR-COUNCIL DATE: November 15, 2022

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: Nathan J. Lucero, Assistant City Attorney DATE: November 23, 2022

21 Pursuant to Section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
22 the 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 Kerry Tipper, Interim Denver City Attorney

26 BY: Anshul Bagga, Assistant City Attorney DATE: Nov 23, 2022