

BY AUTHORITY

ORDINANCE NO.
SERIES OF 2015

COUNCIL BILL NO. CB15-0824
COMMITTEE OF REFERENCE:
Infrastructure & Culture

A BILL

For an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West 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 Executive Director 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 22nd Street and Park Avenue West 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 22nd Street and Park Avenue West Pedestrian Mall, was created by Ordinance No. 1090, Series of 1994;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall is \$55,000.00, which amount the Executive Director of Public Works has the authority to expend for the purposes stated herein;

(c) The Executive Director 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 Executive Director of Public Works;

(d) The portion of the annual costs for the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be assessed against the properties, exclusive of improvements thereon benefited are \$52,031.47;

(e) The portion of the annual costs of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be borne by the City and County of Denver is \$2,968.53; and

(f) The real property within the 22nd Street and Park Avenue West Pedestrian Mall will be benefited in an amount equal to or in excess of the amount to be assessed against such

1 property because of the continuing care, operation, repair, maintenance and replacement of said
2 Pedestrian Mall.

3 **Section 2.** The annual cost of the continuing care, operation, repair, maintenance and
4 replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be assessed against the
5 real properties, exclusive of improvements thereon benefited are hereby approved.

6 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and
7 replacement of the 22nd Street and Park Avenue West Pedestrian Mall in the amount of
8 \$52,031.47 are hereby assessed against the real properties, exclusive of improvements thereon,
9 within said local maintenance district as follows:

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

13		
14	EAST DENVER	
15	BLOCK 62	
16	Lots	
17	16	\$992.55
18	17	\$992.55
19		
20	BLOCK 63	
21	Lots	
22	1	\$990.57
23	32	\$990.57
24		
25	BLOCK 81	
26	Lots	
27	1	\$992.15
28	32	\$992.15
29		
30	BLOCK 82	
31	Lots	
32	16	\$990.17
33	17	\$990.17
34	32	\$508.37
35		
36	BLOCK 91	
37	Lots	
38	16	\$990.96
39	17	\$924.92
40		
41		
42		

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1	BLOCK 92	
2	Lots	
3	1	\$988.98
4	32	\$988.98
5		
6	That portion of EAST DENVER commonly known as:	
7	STECK'S ADDITION	
8		
9	BLOCK 26	
10	Lot	
11	1	\$988.59
12		
13	BLOCK 27	
14	Lot	
15	16	\$988.59
16		
17	BLOCK 34	
18	Lots	
19	16	\$988.59
20	17	\$988.59
21		
22	BLOCK 35	
23	Lots	
24	1	\$988.59
25	16	\$988.59
26	17	\$988.59
27	32	\$988.59
28		
29	BLOCK 36	
30	Lots	
31	1	\$988.59
32	32	\$988.59
33		
34	BLOCK 52	
35	Lots	
36	1	\$988.59
37	32	\$988.59
38		
39	BLOCK 53	
40	Lots	
41	1 - 16, inclusive	\$1,977.18
42	17	\$988.59
43	32	\$988.59
44		
45	BLOCK 54	
46	Lots	
47	16-17 and vacated alley, inclusive, excluding	
48	southeasterly 2' of Lot 17	\$2,087.90

1	BLOCK 61	
2	Lots	
3	16 and vacated alley	\$1,051.86
4	17 and vacated alley	\$1,051.86
5		
6	BLOCK 62	
7	Lots	
8	1	\$992.55
9	32	\$992.55
10		
11	BLOCK 82	
12	Lot	
13	1	\$990.17
14		
15	GASTON'S ADDITION TO THE CITY OF DENVER	
16	BLOCK 3	
17	Lots	
18	That Portion as Described in Reception #2014055834	\$1,055.42
19	Southeasterly 55' of L17	\$434.98
20		
21	GASTON'S ADDITION TO THE CITY OF DENVER, CASE AND EBERT'S ADDITION TO	
22	DENVER, AND UNPLATTED LAND IN SECTION 27, TOWNSHIP 3 SOUTH, RANGE 68	
23	WEST, 6TH PRINCIPAL MERIDIAN	
24	That portion of land as described	
25	in Schedule Number 0227400121000	\$130.89
26		
27	STILES ADDITION TO CITY OF DENVER	
28	BLOCK 91	
29	Lots	
30	22-24, inclusive	\$466.77
31	25-26, inclusive	\$395.59
32	27	\$197.80
33	28-30, inclusive	\$593.39
34	31	\$395.59
35		
36	BLOCK 113	
37	Lot	
38	32	\$994.52
39		
40	BLOCK 114	
41	Lots	
42	1-4, inclusive	\$791.34
43	5-8, inclusive	\$791.34
44	9-12, inclusive	\$791.34
45	13-14, inclusive	\$364.02
46	17	\$992.55

1	BLOCK 123	
2	Lots	
3	16	\$992.55
4	17-18, inclusive	\$1,388.22
5	19-32	\$197.84
6		
7	BLOCK 124	
8	Lot	
9	1	\$990.57
10		
11	BLOCK 146	
12	Lots	
13	1-3, inclusive	\$593.51
14	4	\$197.84
15	5-6, inclusive	\$395.67
16		
17	STILES ADDITION and CLEMENTS ADDITION TO CITY OF DENVER	
18	BLOCK 124	
19	Lot	
20	32	\$990.57

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

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

31 **Section 6.** Any unspent revenue shall be retained and credited to the 22nd Street and Park
32 Avenue West Pedestrian Mall Local Maintenance District for future long term or program
33 maintenance of the District.

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1 COMMITTEE APPROVAL DATE: October 29, 2015 [by consent]
2 MAYOR-COUNCIL DATE: November 3, 2015
3 PASSED BY THE COUNCIL: _____, 2015
4 _____ - PRESIDENT
5 APPROVED: _____ - MAYOR _____, 2015
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2015; _____, 2015
10 PREPARED BY: Jo Ann Weinstein, Assistant City Attorney DATE: November 5, 2015
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 D. Scott Martinez, City Attorney
16 BY: _____, Assistant City Attorney DATE: _____, 2015
17