

BY AUTHORITY

1
2 ORDINANCE NO. _____
3 SERIES OF 2016

COUNCIL BILL NO. CB16-0895
COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

A BILL

7 **For an ordinance assessing the annual costs of the continuing care, operation,**
8 **repair, maintenance and replacement of the Golden Triangle Pedestrian Mall**
9 **Local Maintenance District upon the real property, exclusive of improvements**
10 **thereon, benefited.**

11 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

12 **Section 1.** Upon consideration of the recommendation of the Manager of Public Works that
13 an ordinance be enacted for the purpose of assessing the annual costs of the continuing care,
14 operation, repair, maintenance and replacement of the Golden Triangle Pedestrian Mall Local
15 Maintenance District (“Golden Triangle Pedestrian Mall”), for the upcoming year, upon the real
16 property, exclusive of improvements thereon, benefited, the Council finds, as follows:

17 (a) A local maintenance district providing for the continuing care, operation, repair,
18 maintenance and replacement of the Golden Triangle Pedestrian Mall, was created by Ordinance
19 No. 652, Series of 1996;

20 (b) The annual cost of the continuing care, operation, repair, maintenance and
21 replacement of the Golden Triangle Pedestrian Mall is \$16,340.00, which amount the Manager of
22 Public Works has the authority to expend for the purposes stated herein;

23 (c) The Manager of Public Works has complied with all provisions of law relating to the
24 publishing of notice to the owners of real properties to be assessed and to all persons interested
25 generally, and the Council sitting as a Board of Equalization has heard and determined all written
26 complaints and objections, if any, filed with the Manager of Public Works;

27 (d) The Golden Triangle Pedestrian Mall currently has sufficient reserves to pay for
28 \$1,840.00 of the 2017 annual costs of the continuing care, operation, repair, maintenance and
29 replacement of the Golden Triangle Pedestrian Mall.

30 (e) The portion of the annual costs for the continuing care, operation, repair, maintenance
31 and replacement of the Golden Triangle Pedestrian Mall to be assessed against the properties,
32 exclusive of improvements thereon, benefited is \$14,500.00;

33 (f) The real property within the Golden Triangle Pedestrian Mall will be benefited in an
34 amount equal to or in excess of the amount to be assessed against said property because
35 of the continuing care, operation, repair, maintenance and replacement of said Pedestrian Mall.

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

4 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and
5 replacement of the Golden Triangle Pedestrian Mall in the amount of \$14,500.00 are hereby
6 assessed against the real properties, exclusive of improvements thereon, within said local
7 maintenance district as follows:

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

11	SOUTH SUBDIVISION OF EVANS ADDITION TO DENVER	
12	BLOCK A	
13	Lots	
14	14-17, inclusive	\$ 635.39
15	18-26	\$ 179.83
16	BLOCK B	
17	Lots	
18	1-10, inclusive	\$1,798.35
19	11-13, inclusive	\$ 452.03
20	SUBDIVISION OF BLOCKS 43, 44, 45, 46, 57, 58, 59, 60 IN EVANS ADDITION TO DENVER	
21	BLOCK 59	
22	Lots	
23	1-17, inclusive	\$3,114.74
24	BLOCK 60	
25	Lots	
26	West 120' lot 18	\$ 237.39
27	West 120' lot 19	\$ 179.83
28	20-34	\$ 179.83
29	WHITSITT'S ADDITION TO DENVER	
30	BLOCK 1	
31	Whitsitt's Addition B1 Dif Book 1611-657	\$ 629.42
32	Whitsitt's Add, B1 S 62.5' of W 50'	\$ 449.59
33	Whitsitt's Add B1 beg. 150' N of SW cor B1 the E 150' N 110.61' S 111.56' to POB	\$ 802.50
34	BLOCK 2	
35	Lots	
36	10	\$ 86.40
37	11-20, inclusive	\$1,798.35

38 **Section 4.** The assessments made pursuant hereto shall be a lien in the several amounts
39 assessed against each lot or tract of land set forth in Section 3 herein, and such lien shall have the
40 priority of the lien for local public improvement districts.
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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 subject the property
6 subject to the assessment to sale as provided by the Charter of the City and County of Denver.

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

10 COMMITTEE APPROVAL DATE: October 6, 2016 by consent

11 MAYOR-COUNCIL DATE: October 18, 2016

12 PASSED BY THE COUNCIL: _____

13 _____ - PRESIDENT

14 APPROVED: _____ - MAYOR _____

15 ATTEST: _____ - CLERK AND RECORDER,
16 EX-OFFICIO CLERK OF THE
17 CITY AND COUNTY OF DENVER

18 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

19 PREPARED BY: Jo Ann Weinstein, Assistant City Attorney DATE: October 20, 2016

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

24 Kristin M. Bronson, City Attorney for the City and County of Denver

25 BY: _____, Assistant City Attorney DATE: _____