

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2014

COUNCIL BILL NO. CB14-0726
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 15th Street 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 15th Street 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 15th Street Pedestrian Mall, was created by Ordinance No. 786, Series of 1992;

(b) The annual costs of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall are \$26,684.62 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 real property within the 15th Street Pedestrian Mall will be benefited in an amount equal to or in excess of the amount to be assessed against said property because of the continuing care, operation, repair, maintenance and replacement of said Pedestrian Mall.

Section 2. The annual costs of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall to be assessed against the real properties, exclusive of improvements thereon, benefited are hereby approved.

Section 3. The annual costs of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall in the amount of \$26,684.62 are hereby assessed

1 against the real properties, exclusive of improvements thereon, within said local maintenance
2 district as follows:

3	EAST DENVER	
4	BLOCK 12	
5	Lots	
6	1, except for the area bounded by the northwesterly lot line of Lot 1	\$1,874.71
7	and a line parallel to this line and located 18' to the southeast of said line.	
8	30	\$2,190.14
9	Vacated Alley adjacent to Lots 1 and 30	\$ 280.34
10		
11	BLOCK 13	
12	Lots	
13	16-17	\$2,190.14
14	That portion of 15 th Street (vacated) lying between the southwesterly	
15	line of Lots 16 and 17 extended and the vacated alley in Block 13	
16	and a line 10' southwesterly of and parallel with said lines	\$ 280.34
17		
18	That portion of Wewatta Street (vacated) lying between the northwesterly	
19	line of Lot 16, Block 13, the northwesterly line of said Lot extended	
20	southwesterly a distance of 10' and a line 8.5' northwesterly of and	
21	parallel with said lines.	\$148.93
22		
23	BLOCK 16	
24	Lots	
25	16	\$2,190.14
26	17	\$2,190.14
27		
28	BLOCK 17	
29	Lots	
30	1	\$2,190.14
31	32	\$2,190.14
32		
33	BLOCK 18	
34	Lots	
35	1	\$2,194.52
36	32	\$2,194.52
37		
38	BLOCK 19	
39	Lots	
40	16	\$2,190.14
41	17	\$2,190.14
42		

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

46 **Section 5.** Without demand, said assessments as set forth in Section 3 herein, shall be due
47 and payable on the first day of January of the year next following the year in which this assessing

1 ordinance became effective, and said assessments shall become delinquent if not paid by the last
2 day of February of the year next following the year in which this assessing ordinance became
3 effective. A failure to pay said assessments as hereinabove set forth shall subject the property
4 subject to the assessment to sale as provided by the Charter of the City and County of Denver.

5 **Section 6.** Any unspent revenue and revenue generated through investment shall be
6 retained and credited to the 15th Street Pedestrian Mall Local Maintenance District for future long
7 term or program maintenance of the District.

8 COMMITTEE APPROVAL DATE: September 11, 2014 [by consent]

9 MAYOR-COUNCIL DATE: September 16, 2014

10 PASSED BY THE COUNCIL: _____, 2014

11 _____ - PRESIDENT

12 APPROVED: _____ - MAYOR _____, 2014

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

16 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2014; _____, 2014

17 PREPARED BY: Jo Ann Weinstein, Assistant City Attorney September 18, 2014

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

22 D. Scott Martinez, City Attorney

23 BY: _____, Assistant City Attorney DATE: _____, 2014