

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2024

COUNCIL BILL NO. CB24-1393
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 South Downing 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 Executive Director of the Department of Transportation and Infrastructure that an ordinance be enacted for the purpose of assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Downing Street Pedestrian Mall Local Maintenance District (“South Downing 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 South Downing Street Pedestrian Mall, was created by Ordinance No. 784, Series of 1992;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the South Downing Street Pedestrian Mall is \$25,000.00, which amount the Executive Director of the Department of Transportation and Infrastructure has the authority to expend for the purposes stated herein;

(c) The Executive Director of the Department of Transportation and Infrastructure 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 the Department of Transportation and Infrastructure;

(d) The portion of the annual costs for the continuing care, operation, repair, maintenance and replacement of the South Downing Street Pedestrian Mall to be assessed against the properties, exclusive of improvements thereon, benefited are \$24,993.83;

(e) The portion of the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Downing Street Pedestrian Mall to be borne by the City and County of Denver is \$6.17; and

1 (f) The real property within the South Downing Street 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 the
3 continuing care, operation, repair, maintenance and replacement of said South Downing Street
4 Pedestrian Mall.

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

8 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and
9 replacement of the South Downing Street Pedestrian Mall in the amount of \$25,000.00 shall be
10 apportioned and assessed among the real properties benefited, exclusive of improvements thereon,
11 as follows with a parcel's schedule number as the property identifier:

12

13	05264-01-014-000	\$	1,723.86
14	05264-01-023-000	\$	944.09
15	05264-06-008-000	\$	3,016.79
16	05264-06-011-000	\$	5,171.58
17	05264-06-018-000	\$	1,723.86
18	05265-06-010-000	\$	962.87
19	05265-06-011-000	\$	1,869.13
20	05265-07-016-000	\$	1,227.26
21	05265-07-019-000	\$	2,052.22
22	05265-07-021-000	\$	1,151.74
23	05265-07-026-000	\$	944.09
24	05265-07-027-000	\$	1,415.34
25	05265-07-028-000	\$	2,791.01

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

30 **Section 5.** Without demand, said assessments as set forth in Section 3 herein, shall be due
31 and payable on the first day of January of the year next following the year in which this assessing
32 ordinance became effective, and said assessments shall become delinquent if not paid by the last
33 day of February of the year next following the year in which this assessing ordinance became
34 effective. A failure to pay said assessments as hereinabove set forth shall become a lien on the
35 property subject to the assessment, and such lien may be sold by the City as provided by the Charter
36 and ordinances of the City and County of Denver.

1 **Section 6.** Any unspent revenue and revenue generated through investment shall be
2 retained and credited to the South Downing Street Pedestrian Mall Local Maintenance District for
3 future long term or program maintenance of the District.

4 COMMITTEE APPROVAL DATE: October 22, 2024 by Consent

5 MAYOR-COUNCIL DATE: October 29, 2024 by Consent

6 PASSED BY THE COUNCIL: _____

7 _____ - PRESIDENT

8 APPROVED: _____ - MAYOR _____

9 ATTEST: _____ - CLERK AND RECORDER,
10 EX-OFFICIO CLERK OF THE
11 CITY AND COUNTY OF DENVER

12 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____ ; _____

13 PREPARED BY: Bradley T. Neiman, Assistant City Attorney DATE: October 31, 2024

14 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
15 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
16 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
17 3.2.6 of the Charter.

18
19 Kerry Tipper, Denver City Attorney

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21 BY: Jonathan Griffin, Assistant City Attorney DATE: Oct 31, 2024