

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2018

COUNCIL BILL NO. CB18-0561
COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

A BILL

For an ordinance amending the Downtown Area Plan by establishing updated plan policies for the Central Platte Valley – Auraria District.

WHEREAS, pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code (“DRMC”), and by Ordinance No. 52, Series of 2000, there has been approved a Comprehensive Plan for the City and County of Denver; and

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

WHEREAS, City Council has amended the Comprehensive Plan through the acceptance of the Downtown Area Plan (2007) (the “Plan”); and

WHEREAS, the Plan includes the area bounded by Speer Boulevard, Auraria Parkway, and I-25, and is known as the Central Platte Valley-Auraria District (“CPV-AD”), but the Plan provides limited guidance or recommendations for future development of the CPV-AD; and

WHEREAS, portions of the Auraria West Station Area Plan (2009) and the Jefferson Park Neighborhood Plan (2005) includes the CPV-AD; and

WHEREAS, the Manager of Community Planning and Development desires to amend the Plan by establishing updated plan policies that will guide change in the neighborhood for at least the next twenty (20) years, providing for a prosperous, walkable, diverse, distinctive, and green CPV-AD (“Plan Amendment”);

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

Section 1. The Plan Amendment is hereby accepted and adopted as part of the Comprehensive Plan, pursuant to Section 12-61 of the Denver Revised Municipal Code, by amending the Plan to incorporate the updated plan policies for the CPV-AD, consisting of a document entitled Downtown Area Plan Amendment: Central Platte Valley – Auraria District, filed with the City Clerk, Ex-Officio Clerk of the City and County of Denver, on the 16th day of May, 2018, as City Clerk Filing No. 2018-0213.

Section 2. The Plan Amendment at City Clerk Filing No. 2018-0213 supplements the Plan, and where there is conflict between the Plan Amendment and the Auraria West Station Area Plan

1 (2009) or the Jefferson Park Neighborhood Plan (2005), the Plan Amendment supersedes such
2 other plans, as they relate to the CPV-AD.

3 **Section 3.** That this acceptance of the Plan Amendment is intended to establish the updated
4 plan policies, in conjunction with the Comprehensive Plan, as the official guide for officials of the
5 City and County of Denver and private citizens when making decisions affecting the future of the
6 CPV-AD; provided however, that such acceptance shall not preempt the decision-making powers
7 vested by law or administrative directive in the Mayor, the Council or any other official of the City
8 and County of Denver with respect to, but not limited to: a zoning map amendment, a zoning
9 language amendment, a dedication or vacation of a street, alley or other public way, a designation
10 of a park, the issuance of a revocable permit, a conveyance or acquisition of real property by the
11 City and County of Denver, or an appropriation for or construction of a capital improvement; and
12 provided, further that it is expressly understood that judgment must be exercised in the application
13 of the Plan Amendment, in the decision-making processes of the Mayor, Council and other officials
14 of the City and County of Denver.

15 COMMITTEE APPROVAL DATE: May 15, 2018

16 MAYOR-COUNCIL DATE: N/A

17 PASSED BY THE COUNCIL: June 11, 2018

18 *Alan Brink* - PRESIDENT

19 APPROVED: *Barbara J. Hoffman* - MAYOR Jun 13, 2018

20 ATTEST: _____ - CLERK AND RECORDER,
21 EX-OFFICIO CLERK OF THE
22 CITY AND COUNTY OF DENVER

23 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____;

24 PREPARED BY: Nathan J. Lucero, Assistant City Attorney DATE: May 17, 2018

25 Pursuant to Section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
26 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
27 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
28 § 3.2.6 of the Charter.

29 Kristin M. Bronson, Denver City Attorney

30 BY: *Kristin M. Bronson*, Assistant City Attorney DATE: May 17, 2018