

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2023

COUNCIL BILL NO. CB23-1629
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 Golden Triangle 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 Golden Triangle Pedestrian Mall Local Maintenance District (“Golden Triangle 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 Golden Triangle Pedestrian Mall, was created by Ordinance No. 652, Series of 1996;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the Golden Triangle Pedestrian Mall is \$40,000.00, 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; and

(d) The real property within the Golden Triangle 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 Golden Triangle Pedestrian Mall.

1 **Section 2.** The annual costs 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 \$40,000.00 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	\$1,752.80
15	18-26	\$496.09
16	BLOCK B	
17	Lots	
18	1-10, inclusive	\$4,960.96
19	11-13, inclusive	\$1,246.98
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	\$8,592.38
24	BLOCK 60	
25	Lots	
26	West 120' lot 18	\$654.87
27	West 120' lot 19	\$496.09
28	20-34	\$496.09
29	WHITSITT'S ADDITION TO DENVER	
30	BLOCK 1	
31	Whitsitt's Addition B1 Dif Book 1611-657	\$1,736.32
32	Whitsitt's Add, B1 S 62.5' of W 50'	\$1,240.25
33	Whitsitt's Add B1 beg. 150' N of SW cor B1 the E 150' N 110.61' S 111.56' to POB	\$2,213.78
34	BLOCK 2	
35	Lots	
36	10	\$238.36
37	11-20, inclusive	\$4,960.98

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

47 **Section 5.** Without demand, said assessments as set forth in Section 3 herein, shall be due
48 and payable on the first day of January of the year next following the year in which this assessing
49

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 become a lien on the
4 property subject to the assessment, and such lien may be sold by the City as provided by the Charter
5 and ordinances of the City and County of Denver.

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

9 COMMITTEE APPROVAL DATE: October 31, 2023 by Consent

10 MAYOR-COUNCIL DATE: November 7, 2023 by Consent

11 PASSED BY THE COUNCIL: _____

12 _____ - PRESIDENT

13 APPROVED: _____ - MAYOR _____

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

17 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____ ; _____

18 PREPARED BY: Bradley T. Neiman, Assistant City Attorney DATE: November 9, 2023

19 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
20 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
21 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
22 § 3.2.6 of the Charter.

23
24 Kerry Tipper, Denver City Attorney

25
26 BY: _____, Assistant City Attorney DATE: _____