

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2012

COUNCIL BILL NO. CB12-0827

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 22nd Street and Park Avenue West 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 22nd Street and Park Avenue West 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 22nd Street and Park Avenue West Pedestrian Mall, was created by Ordinance No. 1090, Series of 1994;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall is \$62,000.00, 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 portion of the annual costs for the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be assessed against the properties, exclusive of improvements thereon, benefited are \$58,653.66;

(e) The portion of the annual costs of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be borne by the City and County of Denver is \$3,346.34; and

(f) The real property within the 22nd Street and Park Avenue West 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 cost of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West 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 22nd Street and Park Avenue West Pedestrian Mall in the amount of \$58,653.66 are hereby assessed against the real properties, exclusive of improvements thereon, within said local maintenance district as follows:

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

EAST DENVER

BLOCK 62

Lots

16	\$1,118.87
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17	\$1,118.87
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BLOCK 63

Lots

1	\$1,116.64
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32	\$1,116.64
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BLOCK 81

Lots

1	\$1,118.42
---	------------

32	\$1,118.42
----	------------

BLOCK 82

Lots

16	\$1,116.19
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17	\$1,116.19
----	------------

32	\$573.07
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BLOCK 91

Lots

16	\$1,117.08
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17	\$1,042.64
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BLOCK 92

Lots

1	\$1,114.85
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32	\$1,114.85
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That portion of EAST DENVER commonly known as:

STECK'S ADDITION

BLOCK 26

1	Lot	
2	1	\$1,114.41
3		
4	BLOCK 27	
5	Lot	
6	16	\$1,114.41
7		
8	BLOCK 34	
9	Lots	
10	16	\$1,114.41
11	17	\$1,114.41
12		
13	BLOCK 35	
14	Lots	
15	1	\$1,114.41
16	16	\$1,114.41
17	17	\$1,114.41
18	32	\$1,114.41
19		
20	BLOCK 36	
21	Lots	
22	1	\$1,114.41
23	32	\$1,114.41
24		
25	BLOCK 52	
26	Lots	
27	1	\$1,114.41
28	32	\$1,114.41
29		
30	BLOCK 53	
31	Lots	
32	1 - 16, inclusive	\$2,228.82
33	17	\$1,114.41
34	32	\$1,114.41
35		
36	BLOCK 54	
37	Lots	
38	16-17 and vacated alley, inclusive, excluding	
39	southeasterly 2' of Lot 17	\$2,353.63
40		
41	BLOCK 61	
42	Lots	
43	16 and vacated alley	\$1,185.73
44	17 and vacated alley	\$1,185.73
45		
46	BLOCK 62	
47	Lots	
48	1	\$1,118.87
49	32	\$1,118.87
50		

1	BLOCK 82	
2	Lot	
3	1	\$1,116.19
4		
5	GASTON'S ADDITION TO THE CITY OF DENVER	
6	BLOCK 3	
7	Lots	
8	T3 R68 S27 SW Quarter Dif Book 2516-311	\$1,337.29
9	Southeasterly 55' of L17	\$490.34
10		
11	STILES ADDITION TO CITY OF DENVER	
12	BLOCK 91	
13	Lots	
14	22-24, inclusive	\$526.18
15	25-26, inclusive	\$445.94
16	27	\$222.97
17	28-30, inclusive	\$668.91
18	31	\$445.94
19		
20	BLOCK 113	
21	Lot	
22	32	\$1,121.09
23		
24	BLOCK 114	
25	Lots	
26	1-4, inclusive	\$892.06
27	5-8, inclusive	\$892.06
28	9-12, inclusive	\$892.06
29	13-14, inclusive	\$410.35
30	17	\$1,118.87
31		
32	BLOCK 123	
33	Lots	
34	16	\$1,118.87
35	17-18, inclusive	\$1,564.90
36	19-32	\$223.02
37		
38	BLOCK 124	
39	Lot	
40	1	\$1,116.64
41		
42	BLOCK 146	
43	Lots	
44	1-3, inclusive	\$669.05
45	4	\$223.02
46	5-6, inclusive	\$446.03
47		
48	STILES ADDITION and CLEMENTS ADDITION TO CITY OF DENVER	
49	BLOCK 124	
50		

Lot
32

\$1,116.64

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

Section 5. Without demand, said assessments as set forth in Section 3 herein, shall be due and payable on the first day of January of the year next following the year in which this assessing ordinance became effective, and said assessments shall become delinquent if not paid by the last day of February of the year next following the year in which this assessing ordinance became effective. A failure to pay said assessments as hereinabove set forth shall subject the property subject to the assessment to sale as provided by the Charter of the City and County of Denver.

Section 6. Any unspent revenue and revenue generated through investment shall be retained and credited to the 22nd Street and Park Avenue West Pedestrian Mall Local Maintenance District for future long term or program maintenance of the District.

COMMITTEE APPROVAL: (by Consent) November 1, 2012

MAYOR-COUNCIL DATE: (by Consent) November 6, 2012

PASSED BY THE COUNCIL _____ 2012

- PRESIDENT

APPROVED: _____ - MAYOR _____ 2012

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

NOTICE PUBLISHED IN THE DAILY JOURNAL _____ 2012; _____ 2012

PREPARED BY: Jo Ann Weinstein - ASSISTANT CITY ATTORNEY - November 8, 2012

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

Douglas J. Friednash, City Attorney

BY: _____, _____ City Attorney - _____ 2012