

1 BY AUTHORITY

2 ORDINANCE NO. _____
3 SERIES OF 2013

COUNCIL BILL NO. CB13-0223
COMMITTEE OF REFERENCE:
Land Use Transportation and
Infrastructure

6 A BILL

7 **For an ordinance approving the Decatur-Federal Station Area Plan, which plan shall**
8 **become a part of the Comprehensive Plan for the City and County of Denver**
9 **pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.**

10
11 **WHEREAS**, pursuant to the provisions of Section 12-61 of the Denver Revised Municipal
12 Code (“DRMC”), and by Ordinance No. 52, Series of 2000, there has been approved a
13 Comprehensive Plan for the City and County of Denver; and

14 **WHEREAS**, said Section 12-61 of the RMC provides for the amendment of said Plan; and

15 **WHEREAS**, the Manager of Community Planning and Development has transmitted the
16 Decatur-Federal Station Area Plan to the Mayor and Council for acceptance as a proposed part of
17 the Comprehensive Plan; and

18 **WHEREAS**, the Planning Board has approved the same:

19 **NOW THEREFORE,**

20 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

21 **Section 1.** That the proposed Decatur-Federal Station Area Plan, consisting of a document
22 of the same name filed with the City Clerk, Ex-Officio Clerk of the City and County of Denver, on
23 the 10th day of April, 2013, as City Clerk Filing No. 13-0322, is hereby accepted and adopted as
24 part of the Comprehensive Plan, pursuant to Section 12-61 of the DRMC.

25 **Section 2.** That this acceptance of the Decatur-Federal Station Area Plan, and of any
26 amendment thereto, is intended to establish the same, in conjunction with the Comprehensive
27 Plan, as the official guide for officials of the City and County of Denver and private citizens when
28 making decisions affecting the future of the Cherry Creek Area, as defined in said plan; provided
29 however, that such approval shall not preempt the decision making powers vested by law or
30 administrative directive in the Mayor, the Council or any other official of the City and County of
31 Denver with respect to, but not limited to: a zoning map amendment, a zoning language
32 amendment, a dedication or vacation of a street, alley or other public way, a designation of a
33 park, the issuance of a revocable permit, a conveyance or acquisition of real property by the City
34 and County of Denver, or an appropriation for or construction of a capital improvement; and
35 provided, further, that it is expressly understood that judgment must be exercised in the

1 application of the Decatur-Federal Station Area Plan in the decision making processes of the
2 Mayor, Council and other officials of the City and County of Denver.

3 COMMITTEE APPROVAL DATE: 4/2/2013.

4 MAYOR-COUNCIL DATE: 4/9/2013.

5 PASSED BY THE COUNCIL _____ 2013

6 _____ - PRESIDENT

7 APPROVED: _____ - MAYOR _____ 2013

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

12 NOTICE PUBLISHED IN THE DAILY JOURNAL _____ 2013; _____ 2013

13 PREPARED BY: Kerry A. Buckey, Assistant City Attorney: 4/8/2013

14 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
15 the 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 Douglas J. Friednash, City Attorney

20 BY: _____, _____ City Attorney DATE: _____