1	BY AUTHORITY					
2	ORDINANCE NO COUNCIL BILL NO. CB23-1939					
3	SERIES OF 2024 COMMITTEE OF REFERENCE:					
4	Land Use, Transportation & Infrastructure					
5	<u>A BILL</u>					
6 7 8 9 10	For an ordinance approving and accepting the Near Northwest Area Plan, which Plan shall become a part of Comprehensive Plan 2040 for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.					
11	WHEREAS, pursuant to the provisions of Section 12-61 of the Denver Revised Municipal					
12	Code ("DRMC"), and by Ordinance No. 302, Series of 2019, there has been approved a					
13	Comprehensive Plan for the City and County of Denver ("Comprehensive Plan 2040"); and					
14	WHEREAS, said Section 12-61 of the DRMC provides for the supplementation of					
15	Comprehensive Plan 2040; and					
16	WHEREAS, by Ordinance No. 249, Series of 1986, the City accepted the Highland					
17	Neighborhood Plan as an amendment to the City's comprehensive plan; and					
18	WHEREAS, by Ordinance No. 405, Series of 1993, the City accepted the Sunnyside					
19	Neighborhood Plan as an amendment to the City's comprehensive plan; and					
20	WHEREAS, by Ordinance No. 714, Series of 2005 the City accepted the Jefferson Park					
21	Neighborhood Plan as an amendment to the City's comprehensive plan; and					
22	WHEREAS, the City wishes to repeal and replace the Highland Neighborhood Plan,					
23	Sunnyside Neighborhood Plan, and Jefferson Park Neighborhood Plan with an updated					
24	comprehensive plan supplement, entitled Near Northwest Area Plan, for the orderly growth and					
25	harmonious development of the City and County of Denver; and					
26	WHEREAS, pursuant to the provisions of Section 12-61 DRMC, the City wishes to					
27	supplement Comprehensive Plan 2040 by approving and accepting the Near Northwest Area Plan;					
28	and					
29	WHEREAS, members of the City Council, duly authorized by the president of council have					
30	monitored the process whereby said Near Northwest Area Plan has been formulated; and					
31	WHEREAS, the Near Northwest Area Plan has been approved by the Denver Planning Board;					
32	and					
33	WHEREAS, the Manager of Community Planning and Development has transmitted the Near					
34	Northwest Area Plan to the Mayor and Council for acceptance as a supplement to Comprehensive					
35	Plan 2040; and					

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

Section 1. That the proposed Near Northwest Area Plan, consisting of a document of the same name filed with the City Clerk, Ex-Officio Clerk of the City and County of Denver, on the 2nd day of January as City Clerk Filing No. 20240002, is hereby adopted and accepted as a supplement to Comprehensive Plan 2040, pursuant to Section 12-61(d) of the DRMC.

Section 2. That the Near Northwest Area Plan replaces and supersedes the Highland Neighborhood Plan, Sunnyside Neighborhood Plan, and Jefferson Park Neighborhood Plan.

Section 3. That this adoption and acceptance of the Near Northwest Area Plan, and of any amendment thereto, in conjunction with Comprehensive Plan 2040, is intended to establish the official guide for officials of the City and County of Denver and private citizens when making decisions affecting the future of land use and transportation in and for the City and County of Denver, as defined in said plan; provided however, that such approval shall not preempt the decision making powers vested by law or administrative directive in the Mayor, the Council or any other official of the City and County of Denver with respect to, but not limited to: a zoning map amendment, a zoning language amendment, a dedication or vacation of a street, alley or other public way, a designation of a park, the issuance of a revocable permit, a conveyance or acquisition of real property by the City and County of Denver, or an appropriation for or construction of a capital improvement; and provided, further that it is expressly understood that judgment must be exercised in the application of Near Northwest Area Plan in the decision making processes of the Mayor, Council and other officials of the City and County of Denver.

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1	COMMITTEE APPROVAL DATE: December 19, 2023				
2	MAYOR-COUNCIL DATE: December 26, 2023 by Consent				
3	PASSED BY THE COUNCIL:				
4		PRESIDENT			
5	APPROVED:	MAYOR			
6	ATTEST:	CLER	CLERK AND RECORDER,		
7	EX-OFFICIO CLERK OF THE				
8		CITY A	AND COUNTY O	F DENVER	
9	NOTICE PUBLISHED IN THE DAILY JOURNA	L:	· · · · · · · · · · · · · · · · · · ·		
10	PREPARED BY: Adam Hernandez, Assistant 0	City Attorney	DATE:	January 4, 2024	
11 12 13 14	Pursuant to Section 13-9, 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.				
15	Kerry Tipper, Denver City Attorney				
16	BY: Anshul Bagga, Assistant City A	Attorney [DATE: Jan 4, 202	24	