

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2021

COUNCIL BILL NO. CB21-1164
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 South Broadway Streetscape (Iowa Avenue to Wesley Avenue) 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 South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local Maintenance District (“South Broadway Streetscape (Iowa Avenue to Wesley Avenue)”), 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 South Broadway Streetscape (Iowa Avenue to Wesley Avenue), was created by Ordinance No. 235, Series of 2011;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) is \$71,730.00, 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 South Broadway Streetscape (Iowa Avenue to Wesley Avenue) 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 South Broadway Streetscape (Iowa Avenue to Wesley Avenue).

1 **Section 2.** The annual cost of the continuing care, operation, repair, maintenance and
 2 replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) to be assessed
 3 against the real properties, 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 South Broadway Streetscape (Iowa Avenue to Wesley Avenue) in the amount of
 6 \$71,730.00 are hereby assessed against the real properties, exclusive of improvements thereon,
 7 within said local 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
 12 BREENLOW SUBDIVISION OF SOUTH DENVER
 13 BLOCK 8

14	Lots	
15	25-27, inclusive	\$570.76
16	28-32, inclusive	\$951.26
17	33-35, inclusive	\$570.76
18	36	\$190.25
19	37-40, inclusive	\$761.01
20	41-42, inclusive	\$380.50
21	43-46 & south ½ of Lot 47, inclusive	\$856.14
22	48 & north ½ of Lot 47, inclusive	\$285.38

23
 24 CARTERDALE
 25 BLOCK 1

26	Lots	
27	West 87' of Lot 1-2 & of north 4.5' of Lot 3 & west 89.8' of	
28	south 20.5' of Lot 3, inclusive	\$570.76
29	4-5, inclusive	\$380.50
30	6-7, inclusive	\$380.50
31	8	\$190.33
32	North 16.4' of Lot 9	\$124.86
33	Lot 9 and the north 7.9' of Lot 10, excluding the north 16.4' of Lot 9, inclusive	\$125.62
34	Lot 10, excluding the north 7.9' of said Lot 10	\$130.18
35	11-12, inclusive	\$380.50
36	13-24, inclusive	\$2,283.03

37
 38 BLOCK 4
 39 Lots

40	1-6, inclusive, excluding the south 6' of Lot 6 & west ½ of vacated alley	\$1,095.85
41	7-10 & north ¼ of Lot 11 & south 6' of Lot 6 & west ½ of vacated alley, inclusive	\$854.23
42	12-19 & south 18.75' of Lot 11, inclusive, excluding the west 5' of	
43	said lots & west ½ of vacated alley	\$1,665.09
44	20-23 & west ½ of vacated alley, inclusive	\$761.01

1	GRANT SUB-DIVISION	
2	BLOCK 1	
3	Lots	
4	1-2, inclusive, excluding part to City for street	\$380.50
5	3-4, inclusive, excluding part on west to City	\$380.50
6	5-6, inclusive, excluding part on west to City	\$380.50
7	7-8, inclusive, excluding part on west to City	\$380.50
8	9-15, inclusive, excluding part on west to City	\$1,331.77
9	16-18, inclusive, excluding part on west to City	\$570.76
10	19 and north ½ of Lot 20, inclusive	\$285.38
11	North 22.5' of Lot 21 & south ½ of Lot 20, inclusive, excluding part to City	\$266.35
12	22 & 23 & south 2.5' of Lot 21, inclusive, excluding part on west to City	\$399.53
13		
14	BLOCK 16	
15	Lots	
16	1-2, inclusive, excluding part on west to City	\$380.50
17	3-4, inclusive, excluding part on west to City	\$380.50
18	5-8, inclusive, excluding part on west to City	\$761.01
19	9, excluding part on west to City	\$190.25
20	10, excluding part on west to City	\$190.25
21	11-16, inclusive, excluding part to City	\$1,141.52
22	17, excluding part on west to City	\$190.25
23	18-19, inclusive, excluding part on west to City	\$380.50
24	20-22, inclusive, excluding part on west to City	\$570.76
25	23-24, inclusive, excluding part on west to City	\$380.50
26		
27	LAWNDALE SUBDIVISION	
28	BLOCK 1	
29	1-6 & 43-48 & portion of vacated alley, inclusive, excluding northerly	
30	portions of Lot 1 & Lot 48	\$901.79
31	7-15, inclusive	\$1,712.27
32	16-19, inclusive	\$761.01
33	20	\$190.25
34	21-22, inclusive	\$380.50
35	23-24, inclusive	\$380.50
36		
37	OVERLAND PARK SUB-DIVISION	
38	BLOCK 9	
39	Lots	
40	25-36 & east ½ of vacated alley, inclusive	\$2,283.03
41	37-38, inclusive	\$380.50
42	39-40, inclusive	\$380.50
43	41-48, inclusive	\$1,522.02
44		
45	BLOCK 10	
46	Lots	
47	25-28, inclusive	\$761.01
48	29-31, inclusive	\$570.76
49	32-34, inclusive	\$570.76
50	35-40, inclusive	\$1,141.52

1	41-43, inclusive	\$570.76
2	44-48, inclusive	\$951.26
3		
4	BLOCK 13	
5	Lots	
6	25-26 & south ½ of Lot 27, inclusive	\$475.63
7	28-29 & north ½ of Lot 27 & south ½ of Lot 30, inclusive	\$570.76
8	31 and north ½ of Lot 30, inclusive	\$285.38
9	32-33, inclusive	\$380.50
10	34-35, inclusive	\$380.50
11	36 and south 8.33' of Lot 37, inclusive	\$253.42
12	North 2/3 of Lot 37 and south 2/3 of Lot 38, inclusive	\$253.66
13	North 1/3 of Lot 38 & Lots 39-43, inclusive	\$1,014.42
14	44-48, inclusive	\$951.26
15		
16	ROSEDALE	
17	BLOCK 1	
18	Lots	
19	25-26, inclusive	\$380.50
20	27-28, inclusive	\$380.50
21	29-32, inclusive	\$761.01
22	33-36, inclusive	\$761.01
23	37-38, inclusive	\$380.50
24	39-42, inclusive	\$761.00
25	43-46, inclusive	\$761.00
26	47	\$190.25
27	48	\$190.25
28		
29	BLOCK 8	
30	26-32 & Clarks Addition to Denver Lot 25 defined as follows; beginning	
31	4.2' south of the northwest corner of Lot 32 east 119' south 167.78' west	
32	119.01' to point on west line of Lot 26 Clarks Addition to Denver north	
33	to point of beginning, inclusive	\$1,276.97
34	33-38 & north 4.2' of Lot 32, inclusive	\$1,173.48
35	39-42, inclusive	\$761.01
36	43-45, inclusive	\$570.76
37	46-48, inclusive	\$570.76
38		
39	BLOCK 9	
40	25-29 & east ½ of vacated alley, inclusive	\$951.26
41	30 & south ½ of Lot 31 & east ½ of vacated alley, inclusive	\$285.38
42	32-44 & north ½ of Lot 31 & east ½ of vacated alley, inclusive, excluding	
43	a portion of the easterly part of Lots 42-44	\$2,568.41
44	45-46 & east ½ of vacated alley, inclusive, excluding a portion of the	
45	easterly part of Lots 45-46 & northerly part of Lot 46	\$336.36
46		
47	BLOCK 16	
48	Lots	
49	25-29, inclusive	\$951.26
50	30-31, inclusive	\$380.50

1	32-33, inclusive	\$380.50
2	34-38, inclusive	\$951.26
3	39-40, inclusive	\$380.50
4	41-43 & south ½ of Lot 44, inclusive	\$665.88
5	45-48 & north ½ of Lot 44, inclusive	\$856.12
6		
7	BLOCK 17	
8	Lots	
9	1-7, inclusive	\$1,331.77
10	8	\$190.25
11	9-10, inclusive	\$380.50
12	11	\$190.25
13	12-13 & north 12.5' of Lot 14, inclusive	\$475.63
14	14, excluding north 12.5' thereof & Lot 15, inclusive	\$285.38
15	16-17, inclusive	\$380.50
16	18-21, inclusive	\$761.01
17	22-23, inclusive	\$380.50
18	24	\$190.25
19		
20	BLOCK 20	
21	Lots	
22	1-9, inclusive, excluding the west 5' thereof	\$1,712.27
23	10 and north 1/3 of Lot 11, inclusive	\$253.61
24	South 2/3 of Lot 11 and north 2/3 of Lot 12, inclusive	\$253.42
25	13 and south 1/3 of Lot 12, inclusive	\$253.61
26	14-15, inclusive	\$380.50
27	16-17, inclusive	\$380.50
28	18 & north ½ of Lot 19, inclusive	\$285.38
29	20 & south ½ of Lot 19, inclusive	\$285.38
30	21-22, inclusive	\$380.50
31	23-24, inclusive	\$380.50
32		
33	THE FIRST SANTA FE ADDITION TO THE TOWN OF SOUTH DENVER	
34	BLOCK 1	
35	Lots	
36	1-9, inclusive, excluding part on west to City	\$1,712.27
37	10-13, inclusive, excluding part on west to City	\$761.01
38	14-16, inclusive, excluding part on west to City	\$570.76
39	17, excluding part on west to City	\$190.25
40	18-19, inclusive, excluding part on west to City	\$380.50
41	20-24, inclusive, excluding part on west to City	\$882.77
42		

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

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

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 South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local
8 Maintenance District for future long term or program maintenance of the District.

9 COMMITTEE APPROVAL DATE: October 12, 2021 by Consent

10 MAYOR-COUNCIL DATE: October 19, 2021

11 PASSED BY THE COUNCIL: _____ November 1, 2021

12 *David Filmore* - 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: October 21, 2021

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 Kristin M. Bronson, Denver City Attorney

25 BY: *Jonathan Griffin*, Assistant City Attorney DATE: Oct 20, 2021
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