

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2019

COUNCIL BILL NO. CB19-1152
COMMITTEE OF REFERENCE:
4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance assessing the annual costs of the continuing care, operation,**
7 **repair, maintenance and replacement of the West 32nd Avenue Pedestrian Mall**
8 **Local Maintenance District upon the real property, exclusive of improvements**
9 **thereon, benefited.**

10
11 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

12 **Section 1.** Upon consideration of the recommendation of the Manager of Public Works that
13 an ordinance be enacted for the purpose of assessing the annual costs of the continuing care,
14 operation, repair, maintenance and replacement of the West 32nd Avenue Pedestrian Mall Local
15 Maintenance District (“West 32nd Avenue Pedestrian Mall”), for the upcoming year, upon the real
16 property, exclusive of improvements thereon, benefited, the Council finds, as follows:

17 (a) A local maintenance district providing for the continuing care, operation, repair,
18 maintenance and replacement of the West 32nd Avenue Pedestrian Mall, was created by Ordinance
19 No. 655 Series of 1998;

20 (b) The annual cost of the continuing care, operation, repair, maintenance and
21 replacement of the West 32nd Avenue Pedestrian Mall is \$6,655.00, which amount the Manager of
22 Public Works has the authority to expend for the purposes stated herein;

23 (c) The Manager of Public Works has complied with all provisions of law relating to the
24 publishing of notice to the owners of real properties to be assessed and to all persons interested
25 generally, and the Council sitting as a Board of Equalization has heard and determined all written
26 complaints and objections, if any, filed with the Manager of Public Works;

27 (d) The real property within the West 32nd Avenue Pedestrian Mall will be benefited in an
28 amount equal to or in excess of the amount to be assessed against said property because of the
29 continuing care, operation, repair, maintenance and replacement of said West 32nd Avenue
30 Pedestrian Mall.

31 **Section 2.** The annual cost of the continuing care, operation, repair, maintenance and
32 replacement of the West 32nd Avenue Pedestrian Mall to be assessed against the real properties,
33 exclusive of improvements thereon, benefited are hereby approved.

34 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and
35 replacement of the West 32nd Avenue Pedestrian Mall in the amount of \$6,655.00 are hereby

1 assessed against the real properties, exclusive of improvements thereon, within said local
2 maintenance district as follows:

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

6
7 HIGHLAND PLACE
8 BLOCK 4
9 Lots

10 21 and East 4.0' of Lot 20, inclusive	\$409.14
11 22-23, inclusive	\$705.40
12 24-25, inclusive	\$705.39

13
14 PACKARD'S HILL SUBDIVISION
15 BLOCK 2
16 Lot

17 West 45.0' of Lot 50	\$634.86
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18
19 WOLF PLACE
20 BLOCK 7
21 Lots

22 1	\$1,793.12
23 48	\$613.98

24
25 BLOCK 8
26 Lot

27 1	\$1,793.12
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28
29 **Section 4.** The assessments made pursuant hereto shall be a lien in the several amounts
30 assessed against each lot or tract of land set forth in Section 3 herein, and such lien shall have the
31 priority of the lien for local public improvement districts.

32 **Section 5.** Without demand, said assessments as set forth in Section 3 herein, shall be due
33 and payable on the first day of January of the year next following the year in which this assessing
34 ordinance became effective, and said assessments shall become delinquent if not paid by the last
35 day of February of the year next following the year in which this assessing ordinance became
36 effective. A failure to pay said assessments as hereinabove set forth shall become a lien on the
37 property subject to the assessment, and such lien may be sold by the City as provided by the Charter
38 and ordinances of the City and County of Denver.

39 **Section 6.** Any unspent revenue and revenue generated through investment shall be
40 retained and credited to the West 32nd Avenue Pedestrian Mall Local Maintenance District for future
41 long term or program maintenance of the District.

1 COMMITTEE APPROVAL DATE: October 29, 2019 by Consent
2 MAYOR-COUNCIL DATE: November 5, 2019
3 PASSED BY THE COUNCIL: _____
4 _____ - PRESIDENT
5 APPROVED: _____ - MAYOR _____
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____ ; _____
10 PREPARED BY: Bradley T. Neiman, Assistant City Attorney DATE: November 7, 2019
11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the
12 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
14 3.2.6 of the Charter.
15
16 Kristin M. Bronson, Denver City Attorney
17
18 BY: _____, Assistant City Attorney DATE: _____