

**BY AUTHORITY**

ORDINANCE NO. \_\_\_\_\_  
SERIES OF 2021

COUNCIL BILL NO. CB21-1253  
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 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 22nd Street and Park Avenue West Pedestrian Mall Local Maintenance District (“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 \$79,440.00, 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;

(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 is \$75,149.88;

(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 \$4,290.12; and

1 (f) The real property within the 22nd Street and Park Avenue West Pedestrian Mall will  
2 be benefited in an amount equal to or in excess of the amount to be assessed against said property  
3 because of the continuing care, operation, repair, maintenance and replacement of said 22nd Street  
4 and Park Avenue West Pedestrian Mall.

5 **Section 2.** The annual costs of the continuing care, operation, repair, maintenance and  
6 replacement of the 22nd Street and Park Avenue West Pedestrian Mall to be assessed against the  
7 real properties, exclusive of improvements thereon, benefited are hereby approved.

8 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and  
9 replacement of the 22nd Street and Park Avenue West Pedestrian Mall in the amount of \$75,149.88  
10 are hereby assessed against the real properties, exclusive of improvements thereon, within said  
11 local maintenance district as follows:

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

|    |             |            |
|----|-------------|------------|
| 15 |             |            |
| 16 | EAST DENVER |            |
| 17 | BLOCK 62    |            |
| 18 | Lots        |            |
| 19 | 16          | \$1,433.59 |
| 20 | 17          | \$1,433.59 |
| 21 |             |            |
| 22 | BLOCK 63    |            |
| 23 | Lots        |            |
| 24 | 1           | \$1,430.73 |
| 25 | 32          | \$1,430.73 |
| 26 |             |            |
| 27 | BLOCK 81    |            |
| 28 | Lots        |            |
| 29 | 1           | \$1,433.03 |
| 30 | 32          | \$1,433.03 |
| 31 |             |            |
| 32 | BLOCK 82    |            |
| 33 | Lots        |            |
| 34 | 16          | \$1,430.17 |
| 35 | 17          | \$1,430.17 |
| 36 | 32          | \$734.25   |
| 37 |             |            |
| 38 | BLOCK 91    |            |
| 39 | Lots        |            |
| 40 | 16          | \$1,431.30 |
| 41 | 17          | \$1,335.91 |
| 42 |             |            |
| 43 | BLOCK 92    |            |
| 44 | Lots        |            |

|    |  |            |
|----|--|------------|
| 1  | 1  | \$1,428.45 |
| 2  | 32   | \$1,428.45 |
| 3  |  |            |
| 4  | That portion of EAST DENVER commonly known as: |            |
| 5  | STECK'S ADDITION                               |            |
| 6  | BLOCK 26                                       |            |
| 7  | Lot  |            |
| 8  | 1  | \$1,427.89 |
| 9  |  |            |
| 10 | BLOCK 27                                       |            |
| 11 | Lot  |            |
| 12 | 16   | \$1,427.89 |
| 13 |  |            |
| 14 | BLOCK 34                                       |            |
| 15 | Lots   |            |
| 16 | 16   | \$1,427.89 |
| 17 | 17   | \$1,427.89 |
| 18 |  |            |
| 19 | BLOCK 35                                       |            |
| 20 | Lots   |            |
| 21 | 1  | \$1,427.89 |
| 22 | 16   | \$1,427.89 |
| 23 | 17   | \$1,427.89 |
| 24 | 32   | \$1,427.89 |
| 25 |  |            |
| 26 | BLOCK 36                                       |            |
| 27 | Lots   |            |
| 28 | 1  | \$1,427.89 |
| 29 | 32   | \$1,427.89 |
| 30 |  |            |
| 31 | BLOCK 52                                       |            |
| 32 | Lots   |            |
| 33 | 1  | \$1,427.89 |
| 34 | 32   | \$1,427.89 |
| 35 |  |            |
| 36 | BLOCK 53                                       |            |
| 37 | Lots   |            |
| 38 | 1 - 16, inclusive                              | \$2,855.74 |
| 39 | 17   | \$1,427.89 |
| 40 | 32   | \$1,427.89 |
| 41 |  |            |
| 42 |  |            |
| 43 | BLOCK 54                                       |            |
| 44 | Lots   |            |
| 45 | 16-17 and vacated alley, inclusive, excluding  |            |
| 46 | southeasterly 2' of Lot 17                     | \$3,015.68 |
| 47 |  |            |
| 48 | BLOCK 61                                       |            |
| 49 | Lots   |            |
| 50 | 16 and vacated alley                           | \$1,519.24 |

|    |  |            |
|----|--|------------|
| 1  | 17 and vacated alley   | \$1,519.24 |
| 2  |  |            |
| 3  | BLOCK 62   |            |
| 4  | Lots   |            |
| 5  | 1  | \$1,433.59 |
| 6  | 32   | \$1,433.59 |
| 7  |  |            |
| 8  | BLOCK 82   |            |
| 9  | Lot  |            |
| 10 | 1  | \$1,430.17 |
| 11 |  |            |
| 12 | GASTON'S ADDITION TO THE CITY OF DENVER                                    |            |
| 13 | BLOCK 3  |            |
| 14 | Lots   |            |
| 15 | That Portion as Described in Reception #2014055834                         | \$1,524.40 |
| 16 | Southeasterly 55' of L17   | \$628.28   |
| 17 |  |            |
| 18 | GASTON'S ADDITION TO THE CITY OF DENVER, CASE AND EBERT'S ADDITION TO      |            |
| 19 | DENVER, AND UNPLATTED LAND IN SECTION 27, TOWNSHIP 3 SOUTH, RANGE 68 WEST, |            |
| 20 | 6 <sup>TH</sup> PRINCIPAL MERIDIAN   |            |
| 21 | That portion of land as described  |            |
| 22 | in Schedule Number 0227400121000   | \$189.07   |
| 23 |  |            |
| 24 | STILES ADDITION TO CITY OF DENVER  |            |
| 25 | BLOCK 91   |            |
| 26 | Lots   |            |
| 27 | 22-24, inclusive   | \$674.18   |
| 28 | 25-26, inclusive   | \$571.38   |
| 29 | 27   | \$285.70   |
| 30 | 28-30, inclusive   | \$857.07   |
| 31 | 31   | \$571.38   |
| 32 |  |            |
| 33 | BLOCK 113  |            |
| 34 | Lot  |            |
| 35 | 32   | \$1,436.43 |
| 36 |  |            |
| 37 | BLOCK 114  |            |
| 38 | Lots   |            |
| 39 | 1-4, inclusive   | \$1,142.96 |
| 40 | 5-8, inclusive   | \$1,142.96 |
| 41 | 9-12, inclusive  | \$1,142.96 |
| 42 | 13-14, inclusive   | \$525.77   |
| 43 | 17   | \$1,433.59 |
| 44 |  |            |
| 45 | BLOCK 123  |            |
| 46 | Lots   |            |
| 47 | 16   | \$1,433.59 |
| 48 | 17-18, inclusive   | \$2,005.08 |
| 49 | 19-32  | \$285.75   |
| 50 |  |            |

|    |  |            |
|----|--|------------|
| 1  | BLOCK 124  |            |
| 2  | Lot  |            |
| 3  | 1  | \$1,430.73 |
| 4  |  |            |
| 5  | BLOCK 146  |            |
| 6  | Lots   |            |
| 7  | 1-3, inclusive                                   | \$857.24   |
| 8  | 4  | \$285.75   |
| 9  | 5-6, inclusive                                   | \$571.49   |
| 10 |  |            |
| 11 | STILES ADDITION and CLEMENTS ADDITION TO CITY OF |            |
| 12 | DENVER   |            |
| 13 | BLOCK 124  |            |
| 14 | Lot  |            |
| 15 | 32   | \$1,430.73 |

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

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

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

31                                   **[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]**

1 COMMITTEE APPROVAL DATE: November 2, 2021 by Consent  
2 MAYOR-COUNCIL DATE: November 9, 2021  
3 PASSED BY THE COUNCIL: \_\_\_\_\_ November 22, 2021  
4 *Steve Gilmore* - PRESIDENT  
5 APPROVED: \_\_\_\_\_ - MAYOR *Mike Johnston* Nov 24, 2021  
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 10, 2021  
11 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of  
12 the 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: *Jonathan Griffin*, Assistant City Attorney DATE: Nov 9, 2021