1	BY AUTHORITY						
2	ORDINANCE NO COUNCIL BILL NO. CB22-1232						
3	SERIES OF 2022 COMMITTEE OF REFERENCE:						
4	Land Use, Transportation & Infrastructure						
5	<u>A BILL</u>						
6 7 8 9 10	For an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Downing Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.						
11	BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:						
12	Section 1. Upon consideration of the recommendation of the Executive Director of the						
13	Department of Transportation and Infrastructure that an ordinance be enacted for the purpose of						
14	assessing the annual costs of the continuing care, operation, repair, maintenance and replacement						
15	of the South Downing Street Pedestrian Mall Local Maintenance District ("South Downing Street						
16	Pedestrian Mall"), for the upcoming year, upon the real property, exclusive of improvements thereon,						
17	benefited, the Council finds, as follows:						
18	(a) A local maintenance district providing for the continuing care, operation, repair,						
19	maintenance and replacement of the South Downing Street Pedestrian Mall, was created by						
20	Ordinance No. 784, Series of 1992;						
21	(b) The annual cost of the continuing care, operation, repair, maintenance and						
22	replacement of the South Downing Street Pedestrian Mall is \$25,000.00, which amount the						
23	Executive Director of the Department of Transportation and Infrastructure has the authority to expend						
24	for the purposes stated herein;						
25	(c) The Executive Director of the Department of Transportation and Infrastructure has						
26	complied with all provisions of law relating to the publishing of notice to the owners of real properties						
27	to be assessed and to all persons interested generally, and the Council sitting as a Board of						
28	Equalization has heard and determined all written complaints and objections, if any, filed with the						
29	Executive Director of the Department of Transportation and Infrastructure;						
30	(d) The portion of the annual costs for the continuing care, operation, repair, maintenance						
31	and replacement of the South Downing Street Pedestrian Mall to be assessed against the properties,						
32	exclusive of improvements thereon, benefited are \$24,576.27;						
33	(e) The portion of the annual costs of the continuing care, operation, repair, maintenance						
34	and replacement of the South Downing Street Pedestrian Mall to be borne by the City and County						
35	of Denver is \$423.73; and						

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

Section 2. The annual cost of the continuing care, operation, repair, maintenance and
 replacement of the South Downing Street Pedestrian Mall to be assessed against the 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 South Downing Street Pedestrian Mall in the amount of \$24,576.27 are hereby 10 assessed against the real properties, exclusive of improvements thereon, within said local 11 maintenance district as follows:

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

15 16 EVANSTON 2ND FILING

17	Block 33	
18	Lots	
19	18-19	\$423.73
20	North 1.0' Lot 20	\$16.96
21	South 24.0' Lot 20	\$406.78
22	21-23	\$423.73
23		
24	BLOCK 56	
25	Lots	
26	1-7	\$423.73
27	8 Except South 14.0'	\$186.45
28	8 South 14.0'	\$237.29
29	9-23	\$423.73
30		
31	MOUNTAIN VIEW PLACE 2 ND FILING	
32	Block 17	
33	Lots	
34	19-20	\$423.73
35	21-24	\$423.73
36		
37	BLOCK 24	
38	Lots	
39	1-4	\$423.73
40	5-11	\$423.73
41	12-23	\$423.73
42		

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

- **Section 5**. Without demand, said assessments as set forth in Section 3 herein, shall be due and payable on the first day of January of the year next following the year in which this assessing ordinance became effective, and said assessments shall become delinquent if not paid by the last day of February of the year next following the year in which this assessing ordinance became effective. A failure to pay said assessments as hereinabove set forth shall become a lien on the property subject to the assessment, and such lien may be sold by the City as provided by the Charter and ordinances of the City and County of Denver.
- 11 **Section 6**. Any unspent revenue and revenue generated through investment shall be 12 retained and credited to the South Downing Street Pedestrian Mall Local Maintenance District for 13 future long term or program maintenance of the District.

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- 14 COMMITTEE APPROVAL DATE: October 04, 2022 by Consent
- 15 MAYOR-COUNCIL DATE: October 18, 2022

16	PASSED BY THE COUNCIL: October 31, 2022				
17	- Aro-	PRES	- PRESIDENT		
18	APPROVED: Harry Hayns	MAYC	- MAYOR <u>Nov 1, 2022</u>		
19 20 21	ATTEST:	EX-0	- CLERK AND RECORDER, EX-OFFICIO CLERK OF THE CITY AND COUNTY OF DENVER		
22	NOTICE PUBLISHED IN THE DAILY JOURNAL:			· ,	
23	PREPARED BY: Bradley T. Neiman, Assistant Cit	y Attorney	,	DATE: October 20, 2022	
24 25 26 27 28	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.				
29	Kristin M. Bronson, Denver City Attorney				
30 31	BY:, Assistant City	Attorney	DATE:	Oct 20, 2022	