

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2023

COUNCIL BILL NO. CB23-1403
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 Santa Fe Drive Pedestrian Mall C 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 Santa Fe Drive Pedestrian Mall C Local Maintenance District (“Santa Fe Drive Pedestrian Mall C”), 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 Santa Fe Drive Pedestrian Mall C, was created by Ordinance No. 38, Series of 2002;

(b) The annual costs of the continuing care, operation, repair, maintenance and replacement of the Santa Fe Drive Pedestrian Mall C is \$1,901.00, 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 Santa Fe Drive Pedestrian Mall C 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 Santa Fe Drive Pedestrian Mall C.

1 **Section 2.** The annual costs of the continuing care, operation, repair, maintenance and
2 replacement of the Santa Fe Drive Pedestrian Mall C to be assessed against the real properties,
3 exclusive of improvements thereon, benefited are hereby approved.

4 **Section 3.** As the Santa Fe Drive Pedestrian Mall C currently has sufficient reserves to pay
5 for the 2024 annual costs of the continuing care, operation, repair, maintenance and replacement of
6 the Santa Fe Drive Pedestrian Mall C, no additional amounts shall be assessed against properties
7 in the District.

8 **Section 4.** Any unspent revenue and revenue generated through investment shall be
9 retained and credited to the Santa Fe Drive Pedestrian Mall C Local Maintenance District for future
10 long term or program maintenance of the District.

11 COMMITTEE APPROVAL DATE: October 10, 2023 by Consent

12 MAYOR-COUNCIL DATE: October 17, 2023

13 PASSED BY THE COUNCIL: _____

14 _____ - PRESIDENT

15 APPROVED: _____ - MAYOR _____

16 ATTEST: _____ - CLERK AND RECORDER,
17 EX-OFFICIO CLERK OF THE
18 CITY AND COUNTY OF DENVER

19 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____ ; _____

20 PREPARED BY: Bradley T. Neiman, Assistant City Attorney DATE: October 19, 2023

21 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
22 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
23 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
24 3.2.6 of the Charter.

25
26 Kerry Tipper, Denver City Attorney

27
28 BY: _____, Assistant City Attorney DATE: _____