BY AUTHORITY

ORDINANCE NO. _____ COUNCIL BILL NO. CB23-1394

SERIES OF 2023 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 $92,200.00, 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).

Section 2. The annual cost of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) to be assessed against the real properties, exclusive of improvements thereon, benefited are hereby approved.

Section 3. The annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) in the amount of $92,200.00 are hereby assessed against the real properties, exclusive of improvements thereon, within said local 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.

BREENLOW SUBDIVISION OF SOUTH DENVER	
BLOCK 8	
Lots	
25-27, inclusive	$733.64
28-32, inclusive	$1,222.73
33-35, inclusive	$733.64
36	$244.54
37-40, inclusive	$978.18
41-42, inclusive	$489.09
43-46 & south ½ of Lot 47, inclusive	$1,100.46
48 & north ½ of Lot 47, inclusive	$366.82
CARTERDALE	
BLOCK 1	
Lots	
West 87' of Lot 1-2 & of north 4.5' of Lot 3 & west 89.8' of south 20.5' of Lot 3, inclusive	$733.64
4-5, inclusive	$489.09
6-7, inclusive	$489.09
8	$244.65
North 16.4' of Lot 9	$160.49
Lot 9 and the north 7.9' of Lot 10, excluding the north 16.4' of Lot 9, inclusive	$161.47
Lot 10, excluding the north 7.9' of said Lot 10	$167.33
11-12, inclusive	$489.09
13-24, inclusive	$2,934.55
BLOCK 4	
Lots	
1-6, inclusive, excluding the south 6' of Lot 6 & west ½ of vacated alley	$1,408.57
7-10 & north ¼ of Lot 11 & south 6' of Lot 6 & west ½ of vacated alley, inclusive	$1,098.01
12-19 & south 18.75' of Lot 11, inclusive, excluding the west 5' of said lots & west ½ of vacated alley	$2,140.27
20-23 & west ½ of vacated alley, inclusive	$978.18

GRANT SUB-DIVISION	
BLOCK 1	
Lots	
1-2, inclusive, excluding part to City for street	$489.09
3-4, inclusive, excluding part on west to City	$489.09
5-6, inclusive, excluding part on west to City	$489.09
7-8, inclusive, excluding part on west to City	$489.09
9-15, inclusive, excluding part on west to City	$1,711.82
16-18, inclusive, excluding part on west to City	$733.64
19 and north ½ of Lot 20, inclusive	$366.82
North 22.5' of Lot 21 & south ½ of Lot 20, inclusive, excluding part to City	$342.36
22 & 23 & south 2.5' of Lot 21, inclusive, excluding part on west to City	$513.55
BLOCK 16	
Lots	
1-2, inclusive, excluding part on west to City	$489.09
3-4, inclusive, excluding part on west to City	$489.09
5-8, inclusive, excluding part on west to City	$978.18
9, excluding part on west to City	$244.54
10, excluding part on west to City	$244.54
11-16, inclusive, excluding part to City	$1,467.28
17, excluding part on west to City	$244.54
18-19, inclusive, excluding part on west to City	$489.09
20-22, inclusive, excluding part on west to City	$733.64
23-24, inclusive, excluding part on west to City	$489.09
LAWNDALE SUBDIVISION	
BLOCK 1	
1-6 & 43-48 & portion of vacated alley, inclusive, excluding northerly	
portions of Lot 1 & Lot 48	$1,159.14
7-15, inclusive	$2,200.91
16-19, inclusive	$978.18
20	$244.54
21-22, inclusive	$489.09
23-24, inclusive	$489.09
OVERLAND PARK SUB-DIVISION	
BLOCK 9	
Lots	
25-36 & east ½ of vacated alley, inclusive	$2,934.55
37-38, inclusive	$489.09
39-40, inclusive	$489.09
41-48, inclusive	$1,956.37
BLOCK 10	
Lots	
25-28, inclusive	$978.18
29-31, inclusive	$733.64
32-34, inclusive	$733.64
35-40, inclusive	$1,467.28

41-43, inclusive	$733.64
44-48, inclusive	$1,222.73
BLOCK 13	
Lots	
25-26 & south ½ of Lot 27, inclusive	$611.36
28-29 & north ½ of Lot 27 & south ½ of Lot 30, inclusive	$733.64
31 and north ½ of Lot 30, inclusive	$366.82
32-33, inclusive	$489.09
34-35, inclusive	$489.09
36 and south 8.33’ of Lot 37, inclusive	$325.74
North 2/3 of Lot 37 and south 2/3 of Lot 38, inclusive	$326.05
North 1/3 of Lot 38 & Lots 39-43, inclusive	$1,303.91
44-48, inclusive	$1,222.73
ROSEDALE	
BLOCK 1	
Lots	
25-26, inclusive	$489.09
27-28, inclusive	$489.09
29-32, inclusive	$978.18
33-36, inclusive	$978.18
37-38, inclusive	$489.09
39-42, inclusive	$978.17
43-46, inclusive	$978.17
47	$244.54
48	$244.54
BLOCK 8	
26-32 & Clarks Addition to Denver Lot 25 defined as follows; beginning	
4.2’ south of the northwest corner of Lot 32 east 119’ south 167.78’ west	
119.01’ to point on west line of Lot 26 Clarks Addition to Denver north	
to point of beginning, inclusive	$1,641.39
33-38 & north 4.2’ of Lot 32, inclusive	$1,508.36
39-42, inclusive	$978.18
43-45, inclusive	$733.64
46-48, inclusive	$733.64
BLOCK 9	
25-29 & east ½ of vacated alley, inclusive	$1,222.73
30 & south ½ of Lot 31 & east ½ of vacated alley, inclusive	$366.82
32-44 & north ½ of Lot 31 & east ½ of vacated alley, inclusive, excluding	
a portion of the easterly part of Lots 42-44	$3,301.37
45-46 & east ½ of vacated alley, inclusive, excluding a portion of the	
easterly part of Lots 45-46 & northerly part of Lot 46	$432.35
BLOCK 16	
Lots	
25-29, inclusive	$1,222.73
30-31, inclusive	$489.09

32-33, inclusive	$489.09
34-38, inclusive	$1,222.73
39-40, inclusive	$489.09
41-43 & south ½ of Lot 44, inclusive	$855.91
45-48 & north ½ of Lot 44, inclusive	$1,100.44
BLOCK 17	
Lots	
1-7, inclusive	$1,711.82
8	$244.54
9-10, inclusive	$489.09
11	$244.54
12-13 & north 12.5’ of Lot 14, inclusive	$611.36
14, excluding north 12.5’ thereof & Lot 15, inclusive	$366.82
16-17, inclusive	$489.09
18-21, inclusive	$978.18
22-23, inclusive	$489.09
24	$244.54
BLOCK 20	
Lots	
1-9, inclusive, excluding the west 5’ thereof	$2,200.91
10 and north 1/3 of Lot 11, inclusive	$325.98
South 2/3 of Lot 11 and north 2/3 of Lot 12, inclusive	$325.74
13 and south 1/3 of Lot 12, inclusive	$325.98
14-15, inclusive	$489.09
16-17, inclusive	$489.09
18 & north ½ of Lot 19, inclusive	$366.82
20 & south ½ of Lot 19, inclusive	$366.82
21-22, inclusive	$489.09
23-24, inclusive	$489.09
THE FIRST SANTA FE ADDITION TO THE TOWN OF SOUTH DENVER	
BLOCK 1	
Lots	
1-9, inclusive, excluding part on west to City	$2,200.91
10-13, inclusive, excluding part on west to City	$978.18
14-16, inclusive, excluding part on west to City	$733.64
17, excluding part on west to City	$244.54
18-19, inclusive, excluding part on west to City	$489.09
20-24, inclusive, excluding part on west to City	$1,134.69

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.

Section 6. Any unspent revenue and revenue generated through investment shall be retained and credited to the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local Maintenance District for future long term or program maintenance of the District.

COMMITTEE APPROVAL DATE: October 10, 2023 by Consent

MAYOR-COUNCIL DATE: October 17, 2023

PASSED BY THE COUNCIL: October 30, 2023

_____ - PRESIDENT

APPROVED: Michael C. Johnston _____ - MAYOR Oct 31, 2023

Michael C. Johnston (Oct 31, 2023 15:24 MDT)

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

NOTICE PUBLISHED IN THE DAILY JOURNAL: _____ ; _____

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

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.

Kerry Tipper, Denver City Attorney

BY: Anshul Bagga _____, Assistant City Attorney DATE: Oct 18, 2023