

1 **BY AUTHORITY**

2 ORDINANCE NO. 23-1691
3 SERIES OF 2023

COUNCIL BILL NO. CB23-1691
COMMITTEE OF REFERENCE:
4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance amending Section 39-121(18) of the Revised Municipal Code**
7 **of the City and County of Denver to add Facility Use fees regarding certain**
8 **facilities in Arkins Court Park.**

9
10 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

11 **Section 1.** Section 39-121(18) of the Denver Revised Municipal Code is amended read as
12 follows:

13 (18) ~~Reserved.~~ Arkins Ct. Park Facility Fees (“Interstate Building”)

14 (a) Facility fees: Maximum daily charge for use of building facility (“Interstate Building”),
15 which may be discounted by the RiNo Art District: \$8,000.

16 (b) Special fees: The manager of parks and recreation may approve special rates or
17 conditions for individuals, nonprofits, community groups, or special parties.

18 (c) Other fees: Other fees, charges and costs for programs, activities, use of equipment,
19 and support associated with events or uses of the Arkins Ct. Park building facility
20 (“Interstate Building”) may be set and collected by the RiNo Art District, subject to prior
21 approval of the manager of parks and recreation.

22 (d) Consumer price index adjustment. On or about March 1, 2024, and annually thereafter
23 with a final adjustment on or about March 1, 2029, and approval from the manager of
24 parks and recreation, the fees and charges set out in this subsection (18) of section 39-
25 121 of the Denver Revised Municipal Code (as amended from time to time) may be
26 adjusted, in an amount equal to the percentage change from the previous year in the
27 CPI-U (rounded to the nearest dollar), up to a maximum increase of five (5) percent. The
28 adjustments will be reflected in a fee and charge schedule proposed by RiNo Art District
29 and made publicly available in advance of the fees and charges becoming effective. The
30 percentage change to be applied to the rates shall be calculated as follows:

31
32
33 CPI for current period, Less CPI for previous period:

34
35 Equals index point change

1 Divided by previous period CPI

2
3 Equals result multiplied by 100

4
5 Equals percent change.

6
7 CPI-U means the United States Department of Labor Statistics (Bureau of Labor
8 Statistics) Consumer Price Index for All Urban Consumers. All items, for the Denver-
9 Aurora-Lakewood, Colorado metropolitan area (1982-84-100). In the event that the
10 CPI-U is substantially changed, re-named, or abandoned by the United States
11 Government, then in its place shall be substituted the index established by the United
12 States Government that most closely resembles the CPI-U.

13 COMMITTEE APPROVAL DATE: November 7, 2023

14 MAYOR-COUNCIL DATE: November 14, 2023 by Consent

15 PASSED BY THE COUNCIL: _____

16 _____ - PRESIDENT

17 APPROVED: _____ - MAYOR _____

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

21 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____;

22 PREPARED BY: Jason D. Moore, Assistant City Attorney DATE: 11/16/2023

23 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of
24 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
25 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
26 § 3.2.6 of the Charter.

27 Kerry Tipper, Denver City Attorney

28 BY: Anshul Bagga, Assistant City Attorney DATE: Nov 15, 2023