

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team
at MileHighOrdinance@DenverGov.org by **9 a.m. Friday**. Contact the Mayor's Legislative team with questions

Date of Request: March 15, 2024

Please mark one: ☒ Bill Request or ☐ Resolution Request

1. Type of Request:

- ☐ Contract/Grant Agreement ☐ Intergovernmental Agreement (IGA) ☐ Rezoning/Text Amendment
☐ Dedication/Vacation ☐ Appropriation/Supplemental ☒ DRMC Change
☐ Other:

2. **Title:** Approves an ordinance amending certain provisions in Article III of Chapter 50 of the Denver Revised Municipal Code regarding development impact fees.

3. **Requesting Agency:** Department of Finance, Capital Planning and Programming

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution (e.g., subject matter expert)	Contact person for council members or mayor-council
Name: Michael Kerrigan and Gary Sandel	Name: Carolina Flores
Email: Michael.kerrigan@denvergov.org & gary.sandel@denvergov.org	Email: carolina.flores@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:

In 2000, the city implemented the Gateway Impact Fee Area and an associated list of eligible impact fee projects, which is codified in Article III of Chapter 50 of the Denver Revised Municipal Code (as subsequently amended from time to time, the "Gateway Impact Fee Ordinance"). The impact fee is imposed upon development within the Gateway Impact Fee Area to pay the costs of regional infrastructure improvements in four main categories: transportation, drainage, fire, and trails/parks. This ordinance seeks to amend the Denver Revised Municipal Code to clarify the city's funding authority for an eligible city-delivered impact fee project.

The Gateway Impact Fee Ordinance is the section of the city's code regarding the imposition and collection of development impact fees in the Gateway Area ("Gateway Impact Fee"). The current Gateway Impact Fee Ordinance references a northern fire station to be constructed at 64th Ave. and Winchester St. The current city plans include the anticipated construction of Fire Station #40 at the northwest corner of Telluride St. and 56th Ave; there is no current plan to construct another fire station at 64th Ave. and Winchester St. For Fire Station #40 to access Gateway Impact Fee funds, the Gateway Impact Fee Ordinance must be updated to reflect this new proposed location at Telluride St. and 56th Ave. This ordinance seeks to update the Gateway Impact Fee Ordinance to be consistent with current city plans to construct Fire Station #40 at the northwest corner of Telluride St. and 56th Ave. This ordinance will also:

- update the "Capital Improvements Program," as defined in the Gateway Impact Fee Ordinance, to be consistent with the most recent Memorandum of Record that includes updated cost references and project status for each of the listed Regional Improvement Projects;
- clarify the treatment of Gateway Impact Fees received from any special districts;
- clarify the use of Gateway Impact Fees when categories of projects are completed; and
- clarify reimbursement practices for city-spent funds on these projects.

6. **City Attorney assigned to this request (if applicable):** Bradley Neiman

7. **City Council District:** 11

8. ****For all contracts, fill out and submit accompanying Key Contract Terms worksheet**:** N/A

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____