BY AUTHORITY

ORDINANCE NO. _____ COUNCIL BILL NO. CB24-1604

SERIES OF 2024 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 Phase II Broadway Pedestrian Mall 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 Phase II Broadway Pedestrian Mall Local Maintenance District ("Phase II Broadway Pedestrian Mall"), 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 Phase II Broadway Pedestrian Mall, was created by Ordinance No. 819, Series of 1993;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the Phase II Broadway Pedestrian Mall is $389,761.00, 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;

(d) The real property within the Phase II Broadway Pedestrian Mall 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 Phase II Broadway Pedestrian Mall.

Section 2. The annual costs of the continuing care, operation, repair, maintenance, and replacement of the Phase II Broadway Pedestrian Mall 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 Phase II Broadway Pedestrian Mall in the amount of $389,761.00 are hereby apportioned and assessed among the real properties benefited, exclusive of improvements thereon, as follows with a parcel's schedule number as the property identifier:

05101-20-029-000	$13,176.56
05102-33-010-000	$4,776.94
05102-33-018-000	$3,294.14
05102-33-033-033	$1,537.27
05102-33-034-034	$1,537.27
05102-33-035-035	$1,537.27
05103-01-017-000	$4,388.67
05103-01-018-000	$3,291.51
05103-01-027-027	$2,524.19
05103-01-028-028	$2,524.19
05103-15-043-000	$13,173.49
05103-16-030-000	$5,490.23
05103-16-031-000	$2,196.09
05103-16-032-000	$3,294.14
05103-20-063-000	$11,595.38
05103-33-013-000	$1,647.07
05103-33-014-000	$1,647.07
05103-33-021-000	$1,647.07
05103-33-022-000	$1,647.07
05103-33-023-000	$3,294.14
05103-33-025-000	$4,392.19
05103-33-064-000	$6,039.26
05103-33-065-000	$6,039.26
05103-34-017-000	$1,463.92
05103-34-018-000	$1,683.96
05103-34-019-000	$1,463.92
05103-34-020-000	$1,391.01

1	05103-34-021-000	$1,390.57
2	05103-34-022-000	$1,391.01
3	05103-34-027-000	$6,588.28
4	05103-34-039-000	$1,581.19
5	05103-34-040-000	$1,304.48
6	05103-34-041-000	$1,506.52
7	05103-34-042-000	$8,255.12
8	05104-08-001-000	$5,378.23
9	05104-08-002-000	$2,151.29
10	05104-08-006-000	$2,151.29
11	05104-08-007-000	$2,151.29
12	05104-08-008-000	$2,188.63
13	05104-08-028-000	$6,453.88
14	05104-08-033-000	$2,151.29
15	05104-08-034-000	$3,189.61
16	05104-09-002-000	$1,096.73
17	05104-09-003-000	$1,096.73
18	05104-09-004-000	$1,096.73
19	05104-09-005-000	$1,799.48
20	05104-09-006-000	$2,193.46
21	05104-09-007-000	$1,490.71
22	05104-09-008-000	$1,096.73
23	05104-09-009-000	$1,096.73
24	05104-09-011-000	$2,193.46
25	05104-09-012-000	$2,193.46
26	05104-09-036-000	$4,386.92
27	05104-09-037-000	$1,096.73
28	05104-09-038-000	$3,290.19
29	05104-09-039-000	$2,017.77
30	05151-08-002-000	$2,196.09
31	05151-08-003-000	$4,207.72
32	05151-08-005-000	$2,196.09
33	05151-08-006-000	$2,196.09
34	05151-08-028-000	$2,196.09

1	05151-08-056-000	$3,996.89
2	05151-08-063-000	$7,499.22
3	05151-09-006-000	$2,315.12
4	05151-09-015-000	$3,082.88
5	05151-09-029-000	$7,374.48
6	05151-09-041-000	$1,543.41
7	05151-09-046-000	$1,101.12
8	05151-09-047-000	$1,101.12
9	05151-09-048-000	$6,164.44
10	05151-09-050-000	$3,303.36
11	05151-24-002-000	$3,294.14
12	05151-24-003-000	$2,196.09
13	05151-24-004-000	$2,196.09
14	05151-24-005-000	$2,196.09
15	05151-24-006-000	$1,098.05
16	05151-24-033-000	$3,019.63
17	05151-24-037-000	$4,666.70
18	05151-24-039-000	$7,686.33
19	05152-00-037-000	$1,844.72
20	05152-00-048-000	$5,402.39
21	05152-00-083-000	$2,108.25
22	05152-02-036-000	$12,554.63
23	05152-04-047-000	$5,622.00
24	05152-05-015-000	$5,841.61
25	05152-05-017-000	$5,623.32
26	05152-05-027-000	$2,986.69
27	05152-05-028-000	$6,550.07
28	05152-05-032-000	$16,475.98
29	05152-05-033-000	$531.89
30	05152-08-012-000	$5,622.00
31	05152-08-013-000	$5,622.00
32	05152-09-002-000	$5,627.27
33	05152-09-003-000	$5,627.27
34	05152-10-001-000	$44,221.87

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 Phase II Broadway Pedestrian Mall Local Maintenance District for future long term or program maintenance of the District.

[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]

COMMITTEE APPROVAL DATE: November 12, 2024 by Consent

MAYOR-COUNCIL DATE: November 19, 2024

PASSED BY THE COUNCIL: _____

_____ - PRESIDENT

APPROVED: _____ - MAYOR _____

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: November 21, 2024

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: _____, Assistant City Attorney DATE: _____