BY AUTHORITY

ORDINANCE NO. _____ COUNCIL BILL NO. CB18-1108

SERIES OF 2018 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 20th Street 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 Manager of Public Works that an ordinance be enacted for the purpose of assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 20th Street Pedestrian Mall Local Maintenance District ("20th Street 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 20th Street Pedestrian Mall, was created by Ordinance No. 822, Series of 1994;

(b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the 20th Street Pedestrian Mall is $16,000.00, which amount the Manager of Public Works has the authority to expend for the purposes stated herein;

(c) The Manager of Public Works 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 Manager of Public Works;

(d) The real property within the 20th Street 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 Streetscape.

Section 2. The annual cost of the continuing care, operation, repair, maintenance and replacement of the 20th Street 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 20th Street Pedestrian Mall in the amount of $16,000.00 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.

EAST DENVER	
BLOCK 23	
Lots	
Southerly 109.00' of Lot 1	$1,394.80
32	$1,599.57
BLOCK 37	
Lots	
15 and part of the west half (W 1/2) of the north/south alley vacated by Ordinance No. 47, Series of 1993, adjoining said Lot 15, less a part of said Lot 15 as described in Parcel ROW2279-09-10 Rev. 2 recorded at the Denver County Clerk and Recorder’s Office on September 3, 1992 at Reception No. R-92-0102338, containing 1,060 square feet or 0.024 acres, more or less.	$1,702.82
18 and part of east half (E 1/2) of the north/south alley vacated by Ordinance No. 47, Series of 1993, adjoining said Lot 18, less a part of said Lot 18 as described in Parcel TK 2279-09-20 Rev. 2 recorded at the Denver County Clerk and Recorder’s Office on January 26, 1993 at Reception No. R-93-0010699, containing 1,744 square feet or 0.40 acres, more or less.	$1,704.87
BLOCK 38	
Lots	
1	$1,599.55
32	$1,599.55
BLOCK 50	
Lots	
1	$1,599.55
32	$1,599.55
BLOCK 51	
Lots	
16, Block 51, East Denver, less a part of said Lot 16 as described in Parcel TK 2279-08-19 Rev. 2 recorded at the Denver County Clerk and Recorder’s Office on December 21, 1992 at Reception No. R-92-0151905, containing 611 square feet or 0.014 acres, more or less.	$1,599.69

17, Block 51, East Denver, less a part of said Lot 17 as described in Parcel TK 2279-08-009 recorded at the Denver Clerk and Recorder's Office on March 11, 1993 at Reception No. R-93-00031437, containing 2,299 square feet or 0.053 acres, more or less. $1,600.06

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 20th Street Pedestrian Mall Local Maintenance District for future long term or program maintenance of the District.

COMMITTEE APPROVAL DATE: October 9, 2018 by Consent

MAYOR-COUNCIL DATE: October 16, 2018

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: Noah M. Cecil, Assistant City Attorney DATE: October 18, 2018

Pursuant to section 13-12, 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.

Kristin M. Bronson, Denver City Attorney

BY: _____, Assistant City Attorney DATE: _____