

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2019

COUNCIL BILL NO. CB19-1150
COMMITTEE OF REFERENCE:
4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance assessing the annual costs of the continuing care, operation,**
7 **repair, maintenance and replacement of the Golden Triangle Pedestrian Mall**
8 **Local Maintenance District upon the real property, exclusive of improvements**
9 **thereon, benefited.**

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

12 **Section 1.** Upon consideration of the recommendation of the Manager of Public Works that
13 an ordinance be enacted for the purpose of assessing the annual costs of the continuing care,
14 operation, repair, maintenance and replacement of the Golden Triangle Pedestrian Mall Local
15 Maintenance District (“Golden Triangle Pedestrian Mall”), for the upcoming year, upon the real
16 property, exclusive of improvements thereon, benefited, the Council finds, as follows:

17 (a) A local maintenance district providing for the continuing care, operation, repair,
18 maintenance and replacement of the Golden Triangle Pedestrian Mall, was created by Ordinance
19 No. 652, Series of 1996;

20 (b) The annual cost of the continuing care, operation, repair, maintenance and
21 replacement of the Golden Triangle Pedestrian Mall is \$38,000.00, which amount the Manager of
22 Public Works has the authority to expend for the purposes stated herein;

23 (c) The Manager of Public Works has complied with all provisions of law relating to the
24 publishing of notice to the owners of real properties to be assessed and to all persons interested
25 generally, and the Council sitting as a Board of Equalization has heard and determined all written
26 complaints and objections, if any, filed with the Manager of Public Works;

27 (d) The real property within the Golden Triangle Pedestrian Mall will be benefited in an
28 amount equal to or in excess of the amount to be assessed against said property because of the
29 continuing care, operation, repair, maintenance and replacement of said Golden Triangle Pedestrian
30 Mall.

31 **Section 2.** The annual costs of the continuing care, operation, repair, maintenance and
32 replacement of the Golden Triangle Pedestrian Mall to be assessed against the real properties,
33 exclusive of improvements thereon, benefited are hereby approved.

34 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and
35 replacement of the Golden Triangle Pedestrian Mall in the amount of \$38,000.00 are hereby

1 assessed against the real properties, exclusive of improvements thereon, within said local
2 maintenance district as follows:

3 NOTE: Where a series of lots is followed by "inclusive", the amount appearing after the series shall
4 be the total for all lots in the series. Where a series of lots is not followed by "inclusive", the amount
5 appearing after such series shall be the assessment for each lot in the series.

6
7 SOUTH SUBDIVISION OF EVANS ADDITION TO DENVER
8 BLOCK A
9 Lots
10 14-17, inclusive \$1,665.17
11 18-26 \$ 471.29

12
13 BLOCK B
14 Lots
15 1-10, inclusive \$4,712.93
16 11-13, inclusive \$1,184.63

17
18 SUBDIVISION OF BLOCKS 43, 44, 45, 46, 57, 58, 59, 60 IN EVANS ADDITION TO DENVER
19 BLOCK 59
20 Lots
21 1-17, inclusive \$8,162.79

22
23 BLOCK 60
24 Lots
25 West 120' lot 18 \$ 622.13
26 West 120' lot 19 \$ 471.29
27 20-34 \$ 471.29

28
29 WHITSITT'S ADDITION TO DENVER
30 BLOCK 1
31 Whitsitt's Addition B1 Dif Book 1611-657 \$1,649.51
32 Whitsitt's Add, B1 S 62.5' of W 50' \$1,178.24
33 Whitsitt's Add B1 beg. 150' N of SW cor B1 the E 150' N 110.61' S 111.56' to POB \$2,103.10

34
35 BLOCK 2
36 Lots
37 10 \$ 226.44
38 11-20, inclusive \$4,712.93

39
40 **Section 4.** The assessments made pursuant hereto shall be a lien in the several amounts
41 assessed against each lot or tract of land set forth in Section 3 herein, and such lien shall have the
42 priority of the lien for local public improvement districts.

43 **Section 5.** Without demand, said assessments as set forth in Section 3 herein, shall be due
44 and payable on the first day of January of the year next following the year in which this assessing
45 ordinance became effective, and said assessments shall become delinquent if not paid by the last
46 day of February of the year next following the year in which this assessing ordinance became
47 effective. A failure to pay said assessments as hereinabove set forth shall become a lien on the
48 property subject to the assessment, and such lien may be sold by the City as provided by the Charter
49 and ordinances of the City and County of Denver.

1 **Section 6.** Any unspent revenue and revenue generated through investment shall be
2 retained and credited to the Golden Triangle Pedestrian Mall Local Maintenance District for future
3 long term or program maintenance of the District.

4 COMMITTEE APPROVAL DATE: October 29, 2019 by Consent

5 MAYOR-COUNCIL DATE: November 5, 2019

6 PASSED BY THE COUNCIL: _____

7 _____ - PRESIDENT

8 APPROVED: _____ - MAYOR _____

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

12 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____ ; _____

13 PREPARED BY: Bradley T. Neiman, Assistant City Attorney DATE: November 7, 2019

14 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
15 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
16 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
17 § 3.2.6 of the Charter.

18
19 Kristin M. Bronson, Denver City Attorney

20
21 BY: _____, Assistant City Attorney DATE: _____