## BY AUTHORITY ORDINANCE NO. \_\_\_\_\_ COUNCIL BILL NO. CB20-1093 SERIES OF 2020 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 East 13th Avenue 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 East 13th Avenue Pedestrian Mall Local Maintenance District ("East 13th Avenue 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 East 13th Avenue Pedestrian Mall, was created by Ordinance No. 134, Series of 1996;
- (b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the East 13th Avenue Pedestrian Mall is \$42,030.00, 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 East 13th Avenue 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 East 13th Avenue Pedestrian Mall.

**Section 2.** The annual cost of the continuing care, operation, repair, maintenance and replacement of the East 13th Avenue 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 East 13th Avenue Pedestrian Mall in the amount of \$42,030.00 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.

11 H.C. BROWN'S 2<sup>ND</sup> ADDITION TO DENVER COLORADO

12	H.C. BROWN 3 Z	ADDITION	IO DEIVER,	COLONAD
12	DI OCK 65			

BLOCK 65 13

14 Lots

15	West 60' Lots 1-4, inclusive	\$1,240.74
16	East 65' Lots 1-4 & Adjacent strip of land, inclusive	\$1,635.26
17		

18

1

2

3

4

5

6 7

8 9

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19 **BLOCK 66** 

20 Lots

21	20 & Adjacent strip of land, inclusive	\$2,961.77
22		

23

J.W. SMITH'S ADDITION TO DENVER

24 BLOCK 65

25 Lot

40	\$2,585.16
	40

27 28 **BLOCK 66** 

29 Lot

30	21	\$2,585.16
50	<b>~</b> I	Ψ2,000.10

31

32 BLOCK 79

33 Lots

34	1	\$2,585.16
35	40	\$2,585.16

36

37 **BLOCK 80** 

38 Lots

39	9 20-21	20-21 \$2	,585.16
39	∂ 20-21	20-21 \$2	,585.

40 41

BLOCK 83

42 Lots

43 20-21 \$2,585.16

44

45 BLOCK 84

46 Lots

47 1 \$2.585.16

1	40	\$2,585.16
2		
3	BLOCK 89	
4	Lots	
5	1	\$2,585.16
6	40	\$2,585.16
7		
8	BLOCK 90	
9	Lots	
10	20-21	\$2,585.16

**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 East 13th Avenue Pedestrian Mall Local Maintenance District for future long term or program maintenance of the District.

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1	COMMITTEE APPROVAL DATE: October 13, 2020 by Consent		
2	MAYOR-COUNCIL DATE: October 20, 2020		
3	PASSED BY THE COUNCIL:		
4		PRE	SIDENT
5	APPROVED:	MAY	OR
6 7 8	ATTEST:	EX-C	RK AND RECORDER, DFFICIO CLERK OF THE AND COUNTY OF DENVER
9	NOTICE PUBLISHED IN THE DAILY JOURNAL:		·····;
10	PREPARED BY: Bradley T. Neiman, Assistant City	/ Attorney	DATE: October 22, 2020
11 12 13 14	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.		
16 17	Kristin M. Bronson, Denver City Attorney		
18	BY:, Assistant City A	Attorney	DATE: