## BY AUTHORITY ORDINANCE NO. \_\_\_\_\_ COUNCIL BILL NO. CB21-1170 SERIES OF 2021 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 St. Luke's 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 St. Luke's Pedestrian Mall Local Maintenance District ("St. Luke's 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 St. Luke's Pedestrian Mall, was created by Ordinance No. 878, Series of 2000;
- (b) The annual cost of the continuing care, operation, repair, maintenance and replacement of the St. Luke's Pedestrian Mall is \$148,700.00, 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; and
- (d) The real property within the St. Luke's 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 St. Luke's Pedestrian Mall.
- **Section 2.** The annual cost of the continuing care, operation, repair, maintenance and replacement of the St. Luke's Pedestrian Mall to be assessed against the real properties, exclusive of improvements thereon, benefited are hereby approved.

1 **Section 3.** The annual costs of the continuing care, operation, repair, maintenance and 2 replacement of the St. Luke's Pedestrian Mall in the amount of \$148,700.00 are hereby assessed 3 against the real properties, exclusive of improvements thereon, within said local maintenance district 4 as follows: 5 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 6 appearing after such series shall be the assessment for each lot in the series. 7 8 CLEMENTS ADDITION TO THE CITY AND COUNTY OF DENVER 9 10 11 Block 251 12 All of Block 251 and the adjoining parcel described in Ordinance 692 of 1987 13 and the adjoining portion of Cleveland Place Vacated by Ordinance 243 of 1975. 14 except the northerly 19 feet of Cleveland Place adjoining Lot 26-32 inclusive \$8,356.30 15 16 Block 249 17 Lots 18 18-19, inclusive \$1,129.22 \$1.129.24 19 20-21, inclusive 20 22-34, inclusive \$7,340.00 21 22 Block 250 23 Lots 24 1-34, inclusive and the adj Vacated Alley \$31,211.92 25 26 Block 261 27 Lots 28 1-34, inclusive and the West 1/2 of the vacated alley \$31,211.92 29 30 Block 262 31 Lots 32 1-7, inclusive and the North 15' of Lot 8 and the vacated alley adjacent to 33 Lots 1 to 5, and Lots 27-32 inclusive except for a parcel beginning at the SE corner of Lot 27, thence West 125', thence North 25', thence East 24', thence SE 34 15', thence East 89', thence South 16' to Point of Beginning 35 \$13,324.93 36 9-16, inclusive and the South 10' of Lot 8 \$4,742.77 37 7-22, inclusive \$3,387.70 38 23 \$564.62 39 24 \$564.62 40 25 \$564.62 41 26 \$564.62 42 43 Block 263 44 Lots 45 17-32, inclusive \$9,045.10 46

1 2 3 4	Block 286 Lots 1-32, inclusive and the adj vacated alley		\$24,075.20
5 6 7 8 9	Block 297 Lots 1-12, inclusive 13-16, inclusive		\$9,228.73 \$2,258.46
10	Section 4. The assessments made pursuant hereto shall be a lien in the several amounts		
11	assessed against each lot or tract of land set forth in Section 3 herein, and such lien shall have the		
12	priority of the lien for local public improvement districts.		
13	Section 5. Without demand, said assessments as set forth in Section 3 herein, shall be due		
14	and payable on the first day of January of the year next following the year in which this assessing		
15	ordinance became effective, and said assessments shall become delinquent if not paid by the last		
16	day of February of the year next following the year in which this assessing ordinance became		
17	effective. A failure to pay said assessments as hereinabove set forth shall become a lien on the		
18	property subject to the assessment, and such lien may be sold by the City as provided by the Charter		
19	and ordinances of the City and County of Denver.		
20	Section 6. Any unspent revenue and revenue generated through investment shall be		
21	retained and credited to the St. Luke's Pedestrian Mall Local Maintenance District for future long		
22	term or program maintenance of the District.		
23	COMMITTEE APPROVAL DATE: October 12, 2021 by Consent		
24	MAYOR-COUNCIL DATE: October 19, 2021		
25	PASSED BY THE COUNCIL: Novem	ber 1, 2021	· · · · · · · · · · · · · · · · · · ·
26	Saugilmol	- PRESIDENT	
27	APPROVED:	- MAYOR 🖑	Nov 2, 2021
28	ATTEST:	- CLERK AND RECORDER,	
29 30		EX-OFFICIO CLI	ERK OF THE NTY OF DENVER
31	NOTICE PUBLISHED IN THE DAILY JOURNAL:		
32	PREPARED BY: Bradley T. Neiman, Assistant City		
33 34 35 36 37	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.		
38	Kristin M. Bronson, Denver City Attorney		
39 40	BY: Jonathan Griffin , Assistant City At	torney DATE: O	ct 20, 2021