

BY AUTHORITY

ORDINANCE NO. 843
SERIES OF 2003

COUNCIL BILL NO. 840
COMMITTEE OF REFERENCE:

A BILL

Public Works

For an ordinance amending Ordinance No. 39, Series of 2002, which created the West 44th Avenue and Eliot Street Pedestrian Mall Local Maintenance District in the City and County of Denver, State of Colorado, to increase the size of said district at the request of the additional property owners benefited.

WHEREAS, pursuant to section 7.7.2 of the Charter of the City and County of Denver, the owners of the real property, exclusive of improvements thereon, representing thirty-five or more percent of the assessed valuation of the real property, exclusive of improvements thereon, of the additional real property proposed to be included in the amended district, have filed a petition to have said property included in the West 44th Avenue and Eliot Street Pedestrian Mall Local Maintenance District; and

WHEREAS, the Manager of Public Works, having verified the petition, conducted a public hearing for the purpose of considering the desirability of and the need for expanding the West 44th Avenue and Eliot Street Pedestrian Mall Local Maintenance District to include the additional real property in said District and there being no objections to the expansion of said District; and

WHEREAS, the Manager of Public Works having entered an order approving the proposed expansion of said West 44th Avenue and Eliot Street Pedestrian Mall Local Maintenance District and further having complied with all of the requirements of the Charter for said purposes.

NOW THEREFORE,
BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. That Ordinance No. 39, Series of 2002, shall be and hereby is amended and re-enacted as amended to read as follows:

Section 3. The exterior boundaries of said local maintenance district are as follows:

A parcel of land located in the East Half of Section 20, Township 3 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being more particularly described as follows:

1 Beginning the intersection of the northerly right of way line of 44th Avenue and the
2 centerline of a 16 foot alley located in Block 1, Clough Addition;
3 THENCE easterly along said northerly right of way line, to the Southeast Corner of Lot
4 30 of said Block 1, Clough Addition;
5 THENCE northerly along the westerly right of way line of Eliot Street to the Northeast
6 Corner of said Lot 30;
7 THENCE easterly to the Northwest Corner of Lot 20, Block 2 of said Clough Addition;
8 THENCE southerly along the easterly right of way line of Eliot Street to the Southwest
9 corner of said Lot 20;
10 THENCE easterly along the northerly right of way line of 44th Avenue to the centerline of
11 Elm Court;
12 THENCE southerly along the centerline of Elm Court to the centerline of W. 44th Ave.;
13 THENCE easterly along the centerline of W. 44th Ave. to the centerline of the east most
14 alley in Block 5 of said Perrins Subdivision;
15 THENCE southerly along the said centerline to the southerly right of way line of W. 44th
16 Ave.;
17 THENCE westerly along the right of way line the centerline of N. Eliot Street;
18 THENCE southerly along said centerline of Eliot Street to the intersection of said
19 centerline and a line parallel with and 119 feet south of the southerly right of
20 way line of 44th Avenue as established by City and County of Denver
21 Ordinance No. 4 of Series 1905;
22 THENCE westerly along said parallel line to the westerly right of way line of said Eliot
23 Street;
24 THENCE northerly along said westerly right of way line to said southerly right of way line
25 of 44th Avenue as established by City and County of Denver Ordinance No. 4 of
26 Series 1905;
27 THENCE westerly along said southerly right of way line to the intersection of said
28 southerly right of way line and the southerly extension of the centerline of said
29 16 foot alley located in Block 1, Clough Addition;
30 THENCE northerly along the southerly extension of said centerline to the POINT OF
31 BEGINNING.
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Section 4. A description of the properties benefited is:

- 34 1. Lots 26 to 30, Block 1
35 Lots 20 to 30, Block 2
36 All in Clough Addition to City of Denver
37
- 38 2. North 145 feet of lots 15 to 18, with a vacated strip adj. on north
39 North 6.25 feet of lot 11, all of lots 12 to 14 and 24.47-foot strip adj. & north of lot
40 14
41 Lot 6 and 24.47 – foot strip adj. & north of lot 6.
42 Lot 7 and 24.47 – foot strip adj. & north of lot 7
43 24.47 – foot strip adj. & north of lot 1

1 All in Key & Olsens Re-subdivision of block 6, Perrins Subdivision

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3 **Section 2.** This ordinance shall be recorded among the records of the Clerk and Recorder of
4 the City and County of Denver, State of Colorado.

5 **Section 3.** All other terms and conditions of this Ordinance remain in full force and effect.

6
7 PASSED BY THE COUNCIL November 3 2003

8 *Erika Anderson* - PRESIDENT

9 APPROVED: *[Signature]* - MAYOR 11-4 2003

10 ATTEST: *[Signature]* - CLERK AND RECORDER,
11 EX-OFFICIO CLERK OF THE
12 CITY AND COUNTY OF DENVER
13

14 NOTICE PUBLISHED IN THE DAILY JOURNAL Oct. 31, 2003 Nov. 7, 2003

15 PREPARED BY: THOMAS BIGLER, ASSISTANT CITY ATTORNEY 10/21/03

16 REVIEWED BY: *[Signature]* Asst - CITY ATTORNEY 23 Oct. 2003

17 SPONSORED BY COUNCIL MEMBER(S) _____
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