

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2009

COUNCIL BILL NO. 645
COMMITTEE OF REFERENCE:
Public Works

4
5 **A BILL**

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

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

11 **Section 1.** Upon consideration of the recommendation of the Manager of Public Works that an
12 ordinance be enacted for the purpose of assessing the annual costs of the continuing care,
13 operation, repair, maintenance and replacement of the Consolidated Larimer Street Pedestrian
14 Mall upon the real property, exclusive of improvements thereon, benefited the Council finds, as
15 follows:

16 (a) A local maintenance district providing for the continuing care, operation, repair,
17 maintenance and replacement of the Consolidated Larimer Street Pedestrian Mall, was created
18 by Ordinance No.779, Series of 1997;

19 (b) The annual costs of the continuing care, operation, repair, maintenance and
20 replacement of the Consolidated Larimer Street Pedestrian Mall are \$24,000.00 which amount
21 the Manager of Public Works has the authority to expend for the purposes stated herein;

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

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

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

33 **Section 3.** As the Consolidated Larimer Street Pedestrian Mall currently has sufficient reserves
34 to pay for the 2010 annual costs of the continuing care, operation, repair, maintenance and

1 replacement of the Consolidated Larimer Street Pedestrian Mall, no additional amounts shall be
2 assessed against properties in the District.

3 **Section 4.** Any unspent revenue and revenue generated through investment shall be retained
4 and credited to the Consolidated Larimer Street Pedestrian Mall Local Maintenance District for
5 future long term or program maintenance of the District.

6 **Section 5.** This Ordinance shall be recorded among the records of the Clerk and Recorder of
7 the City and County of Denver.

8 COMMITTEE APPROVAL: (by consent) September 8, 2009

9 MAYOR-COUNCIL DATE: October 6, 2009

10 PASSED BY THE COUNCIL _____ 2009

11 _____ - PRESIDENT

12 APPROVED: _____ - MAYOR _____ 2009

13 ATTEST: _____ - CLERK AND RECORDER,
14 EX-OFFICIO CLERK OF THE
15 CITY AND COUNTY OF DENVER

16 NOTICE PUBLISHED IN THE DAILY JOURNAL _____ 2006; _____ 2009

17 PREPARED BY: Jo Ann Weinstein - ASSISTANT CITY ATTORNEY - November 5, 2009

18 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
19 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
20 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
21 §3.2.6 of the Charter.

22 City Attorney

23 BY: _____, _____ City Attorney - _____ 2009