

1 **CITY OF LITTLETON, COLORADO**
2 **ORDINANCE NO. 17**
3 **Series 2016**

4
5 **INTRODUCED BY COUNCILMEMBERS: BRINKMAN & COLE**

6
7 **AN ORDINANCE OF THE CITY OF LITTLETON,**
8 **COLORADO, REPEALING THE CITY'S LITTLETON**
9 **BOULEVARD URBAN RENEWAL PLAN**

10
11 **WHEREAS**, the Littleton Invests For Tomorrow Urban Renewal Authority is a body
12 corporate and was duly organized, established and authorized by the City of Littleton to transact
13 business and exercise its powers as an urban renewal authority, under and pursuant to the
14 Colorado Urban Renewal Law, Part 1 of Article 25 of Title 31, C.R.S. (the "Urban Renewal
15 Law");

16
17 **WHEREAS**, on December 2, 2014, upon the recommendations of the Littleton Invests
18 For Tomorrow Urban Renewal Authority, and following review of the City of Littleton Planning
19 Board for conformance with the general plan for the development of the City of Littleton, and
20 after public hearings, the City Council for the City of Littleton determined that blight, as defined
21 by C.R.S. § 31-25-103(2), exists in the Littleton Boulevard Urban Renewal Plan Area and that
22 such area is appropriate for an urban renewal project pursuant to the Urban Renewal Law;

23
24 **WHEREAS**, the Littleton Invests For Tomorrow Urban Renewal Authority has been in
25 the process of identifying the specific undertakings and activities that it desires to implement as
26 part of the project to accomplish the purposes of the Urban Renewal Law in the urban renewal
27 area, but has not yet undertaken to implement specific development proposals in the urban
28 renewal area;

29
30 **WHEREAS**, in March 2015, the citizens of Littleton approved Ballot Question 300, a
31 citizen initiative that added a new section 64.5 to the City Charter, which states: "Any Council
32 action approving or modifying an urban renewal plan pursuant to part 1 of the Colorado urban
33 renewal law must be ratified by the registered electors of the City of Littleton if the approval or
34 modification of the urban renewal plan proposes the use of or change to eminent domain,
35 condemnation, tax increment financing, revenue sharing, or cost sharing.";

36
37 **WHEREAS**, notwithstanding the determinations made by the City Council that the
38 Littleton Boulevard Urban Renewal Area is appropriate for urban renewal projects, the
39 establishment of such area as blighted under the Urban Renewal Law and the implementation of
40 the activities and undertakings as contemplated under the Urban Renewal Law, including the tax
41 increment financing authorized to facilitate and accomplish such activities and undertakings,
42 such determinations have become increasingly divisive and political for the City and its citizens;

43
44 **WHEREAS**, in June, 2016, the court issued its order in Littleton v. Sakdol, which
45 resulted in the removal of land classified as agricultural from the Santa Fe Urban Renewal Plan
46 Area, including the property commonly known as the "Ensor Property;"

47 **WHEREAS**, the City Council of the City of Littleton desires to repeal the Littleton
48 Boulevard Urban Renewal Plan approved by the City Council, pursuant to and in conformance
49 with the requirements of the Urban Renewal Law.

1
2 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE**
3 **CITY OF LITTLETON, COLORADO, THAT:**
4

5 **Section 1:** The Littleton Boulevard Urban Renewal Plan approved by City Council
6 Resolution No. 143, Series 2014, is hereby and shall be repealed in its entirety and shall no
7 longer be of force or effect. The City Council finds and determines that adequate arrangements
8 have been made for any outstanding indebtedness and other obligations of the Littleton Invests
9 For Tomorrow Urban Renewal Authority related to the Littleton Boulevard Urban Renewal Plan.
10

11 **Section 2:** Severability. If any part, section, subsection, sentence, clause or phrase
12 of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity
13 of the remaining sections of this ordinance. The City Council hereby declares that it would have
14 passed this ordinance, including each part, section, subsection, sentence, clause or phrase hereof,
15 irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or phrases
16 may be declared invalid.
17

18 **Section 3:** Repealer. All ordinances or resolutions, or parts thereof, in conflict with
19 this ordinance are hereby repealed, provided that this repealer shall not repeal the repealer
20 clauses of such ordinance nor revive any ordinance thereby.
21

22
23 INTRODUCED AS A BILL at a regularly scheduled meeting of the City Council of the
24 City of Littleton on the 4th day of October, 2016, passed on first reading by a vote of 5 FOR and
25 2 AGAINST; and ordered published by posting at Littleton Center, Bemis Library, the Municipal
26 Courthouse and on the City of Littleton Website.
27

28 PUBLIC HEARING on the Ordinance to take place on the 6th day of December, 2016, in
29 the Council Chamber, Littleton Center, 2255 West Berry Avenue, Littleton, Colorado, at the
30 hour of 6:30 p.m., or as soon thereafter as it may be heard.
31

32 PASSED on second and final reading, following public hearing, by a vote of ____ FOR
33 and ____ AGAINST on the 6th day of December, 2016 and ordered published by posting at
34 Littleton Center, Bemis Library, the Municipal Courthouse and on the City of Littleton Website.
35

1 ATTEST:

2 _____

3 Wendy Heffner

4 CITY CLERK

5

6 APPROVED AS TO FORM:

7

8 _____

9 Ken Fellman

10 CITY ATTORNEY

Bruce O. Beckman

MAYOR