

ORDINANCE NO. 15-____

AN ORDINANCE EXCLUDING CERTAIN PROPERTY FROM THE BOUNDARIES OF THE INTERQUEST SOUTH BUSINESS IMPROVEMENT DISTRICT

WHEREAS, City Council received a Petition for Exclusion of Property from Interquest South Business Improvement District (the "Petition") filed pursuant to C.R.S. § 31-25-1220 requesting the exclusion of certain property described in the Petition and depicted on Exhibit "A" attached hereto and made a part hereof (the "Property") from the Interquest South Business Improvement District ("District"); and

WHEREAS, the Property sought to be excluded from the District is located entirely within the City of Colorado Springs, El Paso County, Colorado, and does not include property within any other county or within any other incorporated city, town, or city and county; and

WHEREAS, in accord with section 31-25-1220 C.R.S., a public notice of the Petition and the time and place of the public hearing on the exclusion request set forth in the Petition has been given and published in *The Transcript*, and proof of such publication is attached hereto and made a part hereof as Exhibit "B"; and

WHEREAS, City Council has conducted a public hearing in accordance with the public notice and heard all persons having objections to the exclusion of the Property from the District and considered whether the exclusion of the Property from the District will adversely affect the District.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. City Council finds and determines that it has jurisdiction in this matter pursuant to the Business Improvement District Act, Part 12 of Article 25 of Title 31, C.R.S.

Section 2. City Council finds and determines that the exclusion of the Property from the District as proposed in the Petition and the corresponding change in boundaries of the District do not adversely affect the District.

Section 3. Pursuant to C.R.S. § 31-25-1220, City Council hereby grants the

Petition requesting the exclusion of the Property from the boundaries of the District.

Section 4. The City Clerk is directed to file a certified copy of this ordinance with the County Clerk and Recorder of El Paso County, Colorado.

Section 5. This ordinance shall be in full force and effect from and after its final adoption and publication as provided by Charter.

Section 6. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance shall be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this ____ day of _____ 2015.

Finally passed: _____

Merv Bennett, Council President

ATTEST:

Sarah B. Johnson, City Clerk