ORDINANCE NO. 25-___

AN ORDINANCE EXCLUDING CERTAIN PROPERTY FROM THE BOUNDARIES OF THE GOLD HILL NORTH BUSINESS IMPROVEMENT DISTRICT

WHEREAS, City Council received a Petition for Exclusion of Property (the "Petition") from the Gold Hill North Business Improvement District (the "District") filed pursuant to C.R.S. § 31-25-1220 for the exclusion of certain property described in the Petition (the "Property"), the Petition attached hereto and made a part of this Ordinance as Exhibit "A"; and

WHEREAS, in accord with law, a public notice of the Petition has been given and published in *The Colorado Springs Gazette*, noticing the filing of such petition, the names of the petitioners, descriptions of the Property sought to be excluded, the request of said petitioners, and calling for a public hearing on the exclusion request set forth in the Petition, informing all persons having objections to appear at the time and place stated in said notice and show cause why the petition should not be granted, proof of publication for which is attached hereto and incorporated herein as Exhibit "B"; and

WHEREAS, based upon the Petition and other evidence presented to City Council, the Petition has been signed in conformity with Part 12 of Article 25 of Title 31, C. R. S., signatures on the Petition are genuine, and the signatures represent the persons who own the real or personal property to be excluded from the District, where at least fifty percent (50%) of the service area of the District will continue to be developed and used primarily as commercial property; and

WHEREAS, City Council has conducted a public hearing and heard all persons having objections to the exclusion of the Property from the 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.

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

Section 1. The above recitals are hereby incorporated into this Ordinance, are approved, and are effective.

Section 2. 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 3. City Council finds and determines that the change in boundaries of the District as proposed in the Petition does not adversely affect the District.

Section 4. Pursuant to C.R.S. § 31-25-1220, City Council grants the Petition and orders the exclusion of the Property from the boundaries of the District.

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

Section 6. The City Clerk is directed to file a certified copy of this Ordinance with the County Clerk and Recorder of El Paso County, Colorado, whereupon the Property shall be excluded from the District.

Section 7. City 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 _____, 2025.

Finally passed: _____ _____
Council President

Mayor's Action:

□ Approved on _____.
□ Disapproved on _____, based on the following objections:

_____
_____
_____
_____

_____
Mayor

Council Action After Disapproval:

□ Council did not act to override the Mayor's veto.
□ Finally adopted on a vote of _____, on _____.
□ Council action on _____ failed to override the Mayor's veto.

_____
Council President

ATTEST:

_____
Sarah B. Johnson, City Clerk

COS: ____
CAO: ____

Exhibit A

[Copy of Petition for Exclusion of Property]

COS: ____
CAO: ____

Exhibit B

[Proof of Publication]

COS: ____
CAO: ____