

CITY OF WHEAT RIDGE, COLORADO
INTRODUCED BY COUNCIL MEMBER DiTULLIO
Council Bill No. 11
Ordinance No. 1556
Series of 2014

TITLE: AN ORDINANCE SUBMITTING A BALLOT QUESTION TO THE VOTERS OF THE CITY AT THE NOVEMBER 4, 2014 ELECTION, CONCERNING A STREET WIDTH DESIGNATION FOR PORTIONS OF 38TH AVENUE

WHEREAS, the City Council of the City of Wheat Ridge, Colorado has the authority to refer ballot questions to the electorate pursuant to Section 6.3 of the Home Rule Charter and CRS 31-11-111; and

WHEREAS, the Council wishes to refer a ballot question concerning a street width designation for portions of 38th Avenue.

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

Section 1. Ballot question referred.

The following ballot question is hereby referred to the electorate of the City at the November 4, 2014 election:

SHALL A STREET WIDTH FOR 38TH AVENUE BETWEEN UPHAM STREET AND MARSHALL STREET BE ESTABLISHED BY CITY COUNCIL IN ORDER TO IMPLEMENT THE VISION OF THE 38TH AVENUE CORRIDOR PLAN TO REVITALIZE THE 38TH AVENUE CORRIDOR BETWEEN UPHAM STREET AND MARSHALL STREET INTO A MAIN STREET BUSINESS DISTRICT TO INCLUDE WIDER PEDESTRIAN SIDEWALKS, AMENITY ZONES WITH LANDSCAPING AND SEATING AREAS, ON-STREET PARKING, PUBLIC ART, AND COMMUNITY GATHERING PLACES, SUCH THAT THE STREET WIDTH FOR 38TH AVENUE BE ESTABLISHED AT 47 FEET FROM UPHAM STREET TO HIGH COURT, 41 FEET FROM HIGH COURT TO 230 FEET EAST OF HIGH COURT, AND 35 FEET FROM 230 FEET EAST OF HIGH COURT TO MARSHALL STREET?

Section 2. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Wheat Ridge, that it is promulgated for the health, safety, and welfare of the public and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The City Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 3. Severability; Conflicting Ordinances Repealed. If any section, subsection or clause of this Ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected thereby. All other ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

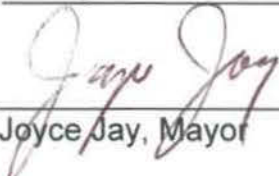
Section 4. Effective Date. This Ordinance shall take effect immediately upon adoption at second reading, as permitted by the Charter

INTRODUCED, READ, AND ADOPTED on first reading by a vote of 7 to 0 on this 11th day of August, 2014, ordered published in full in a newspaper of general circulation in the City of Wheat Ridge and Public Hearing and consideration on final passage set for August 25, 2014, at 7:00 o'clock p.m., in the Council Chambers, 7500 West 29th Avenue, Wheat Ridge, Colorado.

READ, ADOPTED AND ORDERED PUBLISHED on second and final reading by a vote of 8 to 0, this 25th day of August, 2014.

SIGNED by the Mayor on this 25th day of August, 2014.





Joyce Jay, Mayor

ATTEST:



Janelle Shaver, City Clerk

Approved As To-Form


Gerald E. Dahl, City Attorney

First Publication: August 14, 2014
Second Publication: August 28, 2014
Wheat Ridge Transcript
Effective Date: August 25, 2014