



**STATE OF COLORADO  
COUNTY OF GILPIN  
CITY OF BLACK HAWK**

**COUNCIL BILL NUMBER: CB23**

**ORDINANCE NUMBER: 2022-23**

**TITLE: AN ORDINANCE DISSOLVING THE BLACK HAWK BUSINESS  
IMPROVEMENT DISTRICT**

WHEREAS, the City of Black Hawk has received a petition from the Board of Directors of the Black Hawk Business Improvement District (the "Petition");

WHEREAS, the operations of the Black Hawk Business Improvement District have largely been taken over by the Silver Dollar Metropolitan District;

WHEREAS, the City has been provided a copy of an Agreement Regarding Transfer and Use of Remaining BID Funds by and between the Black Hawk Business Improvement District and the Silver Dollar Metropolitan District regarding the disposition of the funds of the Black Hawk Business Improvement District;

WHEREAS, the Petition complies with all of the requirements under C.R.S. § 31-25-1201, *et seq.*; and

WHEREAS, after a properly noticed public hearing, the City Council hereby determines that it is in the best interests of all concerned to dissolve the Black Hawk Business Improvement District.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACK HAWK, GILPIN COUNTY:

Section 1. The Black Hawk Business Improvement District is hereby dissolved, effective on or before December 31, 2022 when the Black Hawk Business Improvement District is able to satisfy the requirements of having no outstanding indebtedness, obligations and liabilities based on Section 2 hereof.

Section 2. The City finds and determines that Agreement Regarding Transfer and Use of Remaining BID Funds satisfies the requirements of C.R.S. § 31-25-1225 that all outstanding indebtedness, obligations and liabilities of the Black Hawk Business Improvement District have been or will be satisfied by December 31, 2022.

Section 3. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Black Hawk, 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 4. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 5. Effective Date. The City Clerk is directed to post the Ordinance as required by the Charter. This Ordinance shall become effective upon posting by the City Clerk.

READ, PASSED AND ORDERED POSTED this 26<sup>th</sup> day of October, 2022.

  
David D. Spellman, Mayor

ATTEST:

  
Melissa A. Greiner, CMC, City Clerk

