



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

**COUNCIL BILL NUMBER: CB13**

**ORDINANCE NUMBER: 2018-13**

**TITLE: AN ORDINANCE APPROVING THE INCLUSION OF PROPERTY INTO  
THE BLACK HAWK BUSINESS IMPROVEMENT DISTRICT AND  
CHANGING THE BOUNDARIES OF THE DISTRICT CONSISTENT  
THEREWITH**

WHEREAS, the City of Black Hawk received a petition from Kings, Queens, and Jacks, LLC (the "Petition") for inclusion of property more particularly described as follows:

Parcels: Parcel 183307300177, Account R004062  
Parcel 183307301115, Account R004217  
Parcel 183307300198, Account R013053  
Parcel 183307300197, Account R011982  
101 Main Street, Black Hawk, Colorado 80422

all in the City of Black Hawk, County of Gilpin, State of Colorado (the "Property");

WHEREAS, the City has given notice as required by C.R.S. § 31-25-1220(2) that any interested person shall appear on August 8, 2018 show cause, if any they have, why such petition should not be granted; and

WHEREAS, the City Council determines as set forth below to include the Property within the boundaries of the Black Hawk Business Improvement District (the "District") based on the finding that the change in the boundaries of the District does not adversely affect the District.

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

Section 1. Findings. The City Council of the City of Black Hawk hereby finds as follows:

- A. Following a finding of the sufficiency of the Petition as required by law, notice was given pursuant to C.R.S. § 31-25-1220(2) of the proceedings regarding the inclusion of the Property within the boundaries of the District; and
- B. Following a properly noticed hearing on the Petition conducted by the City Council of the City of Black Hawk on August 8, 2018, at which time all interested



persons having an objection could show cause why such Petition should not be granted, and after hearing all of the evidence presented, the City Council finds and determines that the inclusion of the Property within the District does not adversely affect the District.

Section 2. The Council therefore determines to grant the Petition and change the boundaries of the Black Hawk Business Improvement District to include the Property more particularly described as follows:

Parcels: Parcel 183307300177, Account R004062  
Parcel 183307301115, Account R004217  
Parcel 183307300198, Account R013053  
Parcel 183307300197, Account R011982  
101 Main Street, Black Hawk, Colorado 80422

all in the City of Black Hawk, County of Gilpin, State of Colorado.

Section 3. The City Clerk is hereby directed to file a certified copy of this Ordinance with the Gilpin County Clerk and Recorder's Office.

Section 4. Safety Clause. The Board of Aldermen 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 Board of Aldermen further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

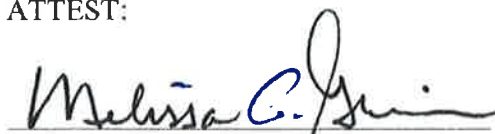
Section 5. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 6. 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 8<sup>th</sup> day of August, 2018.

  
David D. Spellman, Mayor

ATTEST:

  
Melissa A. Greiner, CMC City Clerk





## CERTIFICATE OF AUTHENTICITY



**INCORPORATED 1864**

### Administrative Services

201 Selak Street  
P.O. Box 68  
Black Hawk, CO 80422  
www.cityofblackhawk.org  
303-582-2293 Office  
303-582-0429 Fax

### Mayor

David D. Spellman

### Aldermen

Linda Armbright  
Paul G. Bennett  
Hal Midcap  
Jim Johnson  
Greg Moates  
Benito Torres

### City Attorney

Corey Y. Hoffmann

### City Manager

Jack D. Lewis

### City Clerk /

### Administrative Services Director

Melissa A. Greiner

### Finance Director

Lance R. Hillis

### Fire Chief

Christopher K. Woolley

### Police Chief

Stephen N. Cole

### Public Works Director

Thomas Isbester

### Community Planning & Development

### Administrator

Cynthia L. Linker

STATE OF COLORADO )

COUNTY OF GILPIN ) SS:

CITY OF BLACK HAWK )

I, Melissa A. Greiner, City Clerk, for said City of Black Hawk, in the County of Gilpin, in the State aforesaid, do hereby certify that the attached is a true and correct copy of Ordinance 2018-13.

In witness whereof, I have hereunto set my hand and the seal of the City of Black Hawk, this 10<sup>th</sup> day of August, 2018.



*Melissa A. Greiner*  
Melissa A. Greiner, CMC  
City Clerk  
City of Black Hawk

Signed by Melissa A. Greiner before me this 10<sup>th</sup> day of August, 2018.

Notary Public: *Michele Martin*

My Commission Expires: *3/25/2019*

**MICHELE MARTIN**  
NOTARY PUBLIC - STATE OF COLORADO  
Notary Identification #20154012152  
My Commission Expires 3/25/2019

**COLORADO'S SECOND OLDEST  
MUNICIPAL CORPORATION**