



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

COUNCIL BILL NUMBER: CB24

ORDINANCE NUMBER: 2018-24

**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 the Kings, Queens and Jacks, LLC (the "Petition") for inclusion of property more particularly described as follows:

Parcels:

Parcel 183307301115, Account R004217	Block 46, Lots 1-2
Parcel 183307300177, Account R004062	Block 46, Lot 3
Parcel 183307300197, Account R011982	Block 46, Lots 4-5
Parcel 183307300198, Account R013053	Block 34, Lots 4-11, Part of Sioux City #909 & Sleepy Hollow #352 within lots
Parcel 183307300208, Account R003806	Fitz-Rohling Inn Minor Subdivision Expansion Lot 1 Formerly known as Block 35, Lots 4-7, Formerly Parcel A Fitzgeralds Casino Minor Subdivision
Parcel 183307300208, Account R003907	Fitz-Rohling Inn Minor Subdivision Expansion Lot 1 Formerly known as Block 35, Lots 8-11 and Block 36, Lot 1 & Block 36, Lots 2-6, Formerly Parcels A-B-C Fitzgeralds Casino Minor Subdivision
Parcel 183307300208, Account R003787	Fitz-Rohling Inn Minor Subdivision Expansion Lot 1 Formerly known as Block 34, Lots 10-12, Formerly Parcel D Fitzgeralds Casino Minor Subdivision
Parcel 183307300208, Account R004167	Fitz-Rohling Inn Minor Subdivision Expansion Lot 1 Formerly known as Block 35, Lots 1-4
Parcel 183307300114, Account R004106	Block 45, Lots 5-12
Parcel 183307300200, Account N011985	KOB Tract 47%
Parcel 909 – Sioux City, Account N011986	Sioux City 909 15%

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 October 24, 2018 show cause, if any they have, why such petition should not be granted; and

WHEREAS, the City Council determines 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 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 October 24, 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:

Parcel 183307301115, Account R004217	Block 46, Lots 1-2
Parcel 183307300177, Account R004062	Block 46, Lot 3
Parcel 183307300197, Account R011982	Block 46, Lots 4-5
Parcel 183307300198, Account R013053	Block 34, Lots 4-11, Part of Sioux City #909 & Sleepy Hollow #352 within lots
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Parcel 183307300208, Account R003907	Fitz-Rohling Inn Minor Subdivision Expansion Lot 1 Formerly known as Block 35, Lots 8-11 and Block 36, Lot 1 & Block 36, Lots 2-6, Formerly Parcels A-B-C Fitzgeralds Casino Minor Subdivision
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Parcel 183307300208, Account R004167 Fitz-Rohling Inn Minor Subdivision
Expansion Lot 1 Formerly known as Block
35, Lots 1-4
Parcel 183307300114, Account R004106 Block 45, Lots 5-12
Parcel 183307300200, Account N011985 KOB Tract 47%
Parcel 909 – Sioux City, Account N011986 Sioux City 909 15%

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.

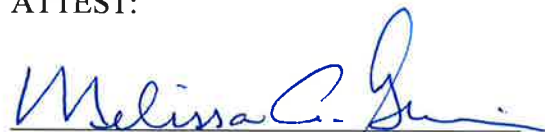
Section 5. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

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 24th day of October, 2018.


David D. Spellman, Mayor

ATTEST:


Melissa A. Greiner, CMC, City Clerk





BLACK HAWK



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

COLORADO'S SECOND OLDEST
MUNICIPAL CORPORATION

11/07/2018 02:15 PM
COLLEEN STEWART GILPIN COUNTY, CO
Receipt #39213 Page 4 of 4
289 ORDINANCE TotalFee:28.00 DocFee:8.00

162444



CERTIFICATE OF AUTHENTICITY

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 the Ordinance 2018-24.

In witness whereof, I have hereunto set my hand and the seal of the City of Black Hawk, this 26th day of October, 2018.



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

Signed by Melissa A. Greiner before me this 26th day of October, 2018.

Notary Public: 

My Commission Expires: 3/25/2019

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