

RESOLUTION 2017-099
OF THE COUNCIL OF THE CITY OF FORT COLLINS
SETTING FOR NOVEMBER 21, 2017, A NOTICED PUBLIC HEARING FOR
THE CITY COUNCIL'S CONSIDERATION OF AN ORDINANCE AUTHORIZING
THE ORGANIZATION OF THE MIDTOWN BUSINESS IMPROVEMENT DISTRICT

WHEREAS, the Fort Collins City Clerk ("City Clerk") has received a petition requesting that the City Council adopt an ordinance authorizing the organization of the Midtown Business Improvement District (the "Midtown District") pursuant to the provisions of the Business Improvement District Act, as found in Part 12 of Article 25 of Title 31 of the Colorado Revised Statutes (the "Act"), and requesting that the Council designate the service area of the Midtown District as a location for new business or commercial development; and

WHEREAS, in accordance with C.R.S Section 31-25-1206 of the Act, the City Council is now required to set the date, time and place for the Council to conduct a public hearing on this request to organize the Midtown District; and

WHEREAS, the City Clerk is also now required, in accordance with Section 31-25-1206, to cause a notice by publication to be made of the pendency of the petition and of the service area boundaries, improvements, and services of the proposed Midtown District, and of the date, time and place of the public hearing before City Council as set in this Resolution; and

WHEREAS, the City Clerk is further required by Section 31-25-1206 to cause a copy of said published notice to be sent by first-class mail to each property owner within the service area and boundaries of the proposed Midtown District at each property owner's last-known address, as disclosed by the tax records of Larimer County; and

WHEREAS, as required by C.R.S. Section 31-25-1205(3), the organizers of the Midtown District have also paid to the City a \$500 cash deposit to cover the City's expenses in connection with these proceedings if the Midtown District is not organized, which amount the Council finds to be sufficient; and

WHEREAS, at the conclusion of said hearing, if City Council determines that the petition satisfies the requirements of the Act, Council will consider designating the boundaries and service area of the proposed Midtown District as a location for new business and commercial development, and further consider the adoption of an ordinance organizing the Midtown District.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That a public hearing on the sufficiency of said petition for the organization of the Midtown District is hereby ordered to be held before City Council, as required by Section 31-25-1206, on the question of whether the service area of the proposed Midtown District shall be

designated as a location for new business or commercial development and to consider the adoption of an ordinance to organize the proposed Midtown District.

Section 3. That such hearing shall be held during the November 21, 2017, regular meeting of the City Council that will start at 6:00 p.m. and be held in City Council Chambers located at 300 LaPorte Avenue, Fort Collins, Colorado 80521, at which date, time and place any interested party may appear and be heard on the sufficiency of the petition and on the issue of whether the service area of the proposed Midtown District shall be designated as a location for new business or commercial development.

Section 4. That the City Clerk shall cause notice of this public hearing to be published and mailed in accordance with the requirements of Section 31-25-1206 of the Act.

Passed and adopted at a regular meeting of the Council of the City of Fort Collins this 7th day of November A.D. 2017.


Mayor

ATTEST:


City Clerk

