

CITY OF GRAND JUNCTION

ORDINANCE NO. 4120

AN ORDINANCE AMENDING CHAPTER 32, ARTICLE III, CITY CODE OF ORDINANCES, REGULATING COMMERCIAL USE OF PUBLIC RIGHT-OF-WAY IN DOWNTOWN AREA, TO REVISE DESIGNATED DOWNTOWN AREAS FOR SIDEWALK DINING

Recitals.

Since its inception, the City of Grand Junction Downtown Development Authority (“DDA”) has exercised delegated authority from the City Council, pursuant to Ordinance No. 1989, adopted in 1981. The DDA has been responsible for regulating the use of the City’s rights-of-way in the area of Main Street between First and Seventh Streets.

Activities that occur Downtown have enhanced the City. While Ordinance No. 1989 was updated in 2002 by Ordinance No. 3422, there has been new development and growth that will further enhance the downtown area, specifically the use of the City’s rights-of-way for sidewalk restaurant dining. The current ordinance permits this activity but the downtown area designated for sidewalk dining could be expanded to include new or expanding restaurant uses.

For these reasons, the City Council finds that there are no obvious detriments, while there are clear benefits to expanding the authority of the DDA to manage commercial activity in the downtown rights-of-way, specifically defined as the “Downtown Shopping Park” or “Downtown Park”.

It is the Council’s intent to delegate to the DDA Board of Directors and where appropriate the DDA Director, the City Council’s powers and related duties, liabilities and obligations, pursuant to §127 of the City Charter, except as provided herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

1. That the definition of the “Downtown Shopping Park or Downtown Park” in Section 32-62 of Chapter 32, Article III, of the City Code of Ordinances be revised to read as follows:

Downtown Shopping Park or Downtown Park” means that portion of the City right-of-way of: 1) Main Street bounded on the west by the east intersection line of Second Street; on the east to and including Eighth Street; 2) Colorado Avenue bounded on the west by the east intersection line of Second Street; on the east to and including Seventh Street; and 3) Seventh Street bounded on the north by the south intersection line of White Avenue and bounded south through and including Colorado Avenue.

2. All other sections of Chapter 32 shall remain as written and in full force and effect.

INTRODUCED on FIRST READING this 19th day of September, 2007.

ADOPTED on SECOND READING this 3rd day of October, 2007.

ATTEST:

/s/ Stephanie Tuin
City Clerk

/s/ James J. Doody
President of City Council