

## CITY COUNCIL ORDINANCE

**AN ORDINANCE OF THE CITY OF BRIGHTON CITY COUNCIL APPROVING THE DESIGNATION OF THE FORMER SENIOR CENTER (575 BUSH STREET) AS A LOCAL HISTORIC LANDMARK; SETTING FORTH CERTAIN FINDINGS IN SUPPORT OF SAID DESIGNATION; AUTHORIZING THE INCLUSION OF THE PROPERTY IN THE BRIGHTON REGISTER OF LOCALLY AND DESIGNATED HISTORIC LANDMARKS AND DISTRICTS; INSTRUCTING THE CITY MANAGER OR HIS DESIGNEE TO NOTIFY THE OWNER OF THE PROPERTY OF ITS OBLIGATIONS AND RESTRICTIONS ASSOCIATED WITH THE DESIGNATION; AND SETTING FORTH OTHER DETAILS RELATED THERETO.**

**ORDINANCE NO.: 2177**

**INTRODUCED BY: Martinez**

*WHEREAS*, pursuant to Section 16-22-40A of the Brighton Municipal Code, designation of a Historic Landmark may be initiated by the City Council, City Manager, Historic Preservation Commission or the owner of the cultural resource to be designated; and

*WHEREAS*, pursuant to Section 16-22-40B of the Brighton Municipal Code, nominations for Historic Landmark designation shall be filed with the Historic Preservation Administrator on forms prescribed by the Historic Preservation Commission and shall include a description of the location of the cultural resource or historic district sufficient to advise the owner and public of the location thereof, the characteristics of the cultural resource or historic district that justifies its designation as a historic landmark or historic district, a description of the particular physical features to be preserved, the names and addresses of all owners (including owners of undivided interests), the applicable fee adopted in the Annual Fee Resolution of the City Council, and such other data required by the City Manager; and

*WHEREAS*, on or about December 13, 2013, and pursuant to the requirements of Section 16-22-40 of the Brighton Municipal Code, there was presented to and filed with the City of Brighton, Colorado, an application for nomination (the "Application"), by the Brighton Historic Preservation Commission (the "Applicant"), to designate, as a historic landmark, the former senior center addressed as 575 Bush Street, located on Lots 21-32 and the Southern 286.5 feet of Lot 33, Block 26 of the Walnut Grove, 2<sup>nd</sup> Addition Subdivision (the "Property"); and

*WHEREAS*, on March 13, 2014, the Historic Preservation Commission held a public hearing to consider the nomination of the Property for designation as a historic landmark and at that meeting found that the Property is at least fifty (50) years old and satisfies all three (3) Eligibility Categories (Architectural; Social and Historic; and Geographic and Environmental), as delineated in Section 16-22-30, *Eligibility for Designation of a Historic Landmark or Historic District*, of the Brighton Municipal Code; and

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City Clerk's Office  
500 South 4<sup>th</sup> Avenue  
Brighton, Colorado 80601

**WHEREAS**, on March 13, 2014, the Historic Preservation Commission passed a resolution, recommending to the City Council, that the Property be designated as a historic landmark; and

**WHEREAS**, on April 15, 2014, the City Council held a public hearing to consider the nomination of the Property for designation as a historic landmark and at that meeting found that the Property is at least fifty (50) years old; and

**WHEREAS**, at the April 15, 2014 public hearing, the City Council found that the Property satisfies one of the five criteria of the Architectural Category of Eligibility as delineated in Section 16-22-30 (a) (1), *Eligibility for Designation of a Historic Landmark or Historic District*, of the Brighton Municipal Code; and

**WHEREAS**, at the April 15, 2014 public hearing, the City Council found that the Property satisfies four of the five criteria of the Social and Historic Category of Eligibility as delineated in Section 16-22-30 (a) (2), *Eligibility for Designation of a Historic Landmark or Historic District*, of the Brighton Municipal Code; and

**WHEREAS**, at the April 15, 2014 public hearing, the City Council found that the Property satisfies three of the five criteria of the Geographic and Environmental Category of Eligibility as delineated in Section 16-22-30 (a) (3), *Eligibility for Designation of a Historic Landmark or Historic District*, of the Brighton Municipal Code; and

**WHEREAS**, the City Council has reviewed the Application to nominate the former senior center at 575 Bush Street as a historic landmark and finds and declares that the proposed designation will not be detrimental to the future development of the area, or the health, safety, or welfare of the inhabitants of the City of Brighton; and

**WHEREAS**, the Applicant obtained consent to the nomination by the owner of the former senior center, the City of Brighton (the "Owner"); and

**WHEREAS**, a notice of the public hearing, regarding the nomination of the subject property, was published in the *Brighton Standard Blade* and posted on the property for no less than fifteen (15) days prior to the date of the public hearing; and

**WHEREAS**, the City Council finds that the designation of the former senior center at 575 Bush Street as a historic landmark will, through preservation and protection, enhance the use of this cultural resource and will contribute to the artistic, social, economic, political, architectural and historic heritage of the city for the benefit of the inhabitants of the City of Brighton.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON:**

Section 1. The Property, addressed as 575 Bush Street, is hereby designated as a Local Historic Landmark.

Section 2. A certified copy of this Ordinance shall be recorded in the office of the Adams County Clerk and Recorder, designating the Property as a historic landmark.

Section 3. The Property shall be included on the City of Brighton Register of Locally and Designated Historic Landmarks and Districts.

Section 4. The City Manager, or his designee, shall provide to the Owner of the subject Property a copy of this Ordinance and a letter, which contains an explanation of the Owner's obligations and restrictions created by the historic designation and advising the Owner of the Owner's responsibility to apply for a Certificate of Appropriateness prior to construction, reconstruction, remodeling, alteration, repair, restoration, rehabilitation, relocation or demolition of improvements on the Property.

**INTRODUCED, PASSED ON FIRST READING, AND ORDERED PUBLISHED**

**THIS 15<sup>th</sup> DAY OF APRIL, 2014.**

CITY OF BRIGHTON, COLORADO

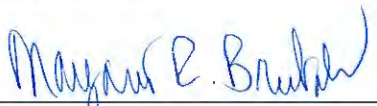
  
Richard N. McLean, Mayor

ATTEST:

  
Natalie Hoel, City Clerk

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*APPROVED AS TO FORM:*

  
Margaret Brubaker, Esq., City Attorney

**PASSED ON SECOND AND FINAL READING AND ORDERED PUBLISHED**

**BY TITLE ONLY THIS 7<sup>TH</sup> DAY OF OCTOBER, 2014.**

CITY OF BRIGHTON, COLORADO

  
Richard N. McLean, Mayor

ATTEST:

  
Natalie Hoel, City Clerk

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