Ballot Information Booklet

Municipal General Election
Tuesday, April 4, 2023

Denver Elections Division
200 W 14th Ave, Ste 100, Denver, CO 80204

Hon. Paul D. López
Clerk and Recorder, City and County of Denver

Denver Votes!

¡Vea la información en español en la contraportada!

BOOKLET INFORMATION

This booklet is made available to each Denver voter. It contains information about ballot measures, a sample ballot, and other important details about the April 4, 2023 Municipal General Election.

Who is Eligible to Register

In order to vote in the City and County of Denver, you must reside in Denver, be registered to vote, and be 18 on or before April 4, 2023. In order to register to vote, you must be:

- A United States citizen
- 16 years of age
- A Colorado resident at least 22 days immediately prior to Election Day

Voter Checklist — Page 2

All active Denver voters will be automatically mailed a ballot to vote in the April 4, 2023 Municipal General Election beginning March 13.

Ready To Vote? — Page 3

BallotTrax — Page 3

Want to track your mail ballot? Sign up for BallotTrax at denver.ballotTrax.net.

Voter Registration Form — Page 4

To register to vote or to update your voter registration information, please go to GoVoteColorado.gov, fill out the Voter Registration Form found on page 4 of this booklet, or call 311 for more information.

Voter Services and Ballot Drop-Off Information — Page 5-7

Voter Service and Polling Center locations, hours of operation and 24-hour ballot drop-off box locations.

Ballot Measure Information — Pages 8-16

Includes information about the ballot measures that will be on the April 4 ballot.

Sample Ballot — Page 17-18

Voter Checklist

- ❑ Visit GoVoteColorado.gov to verify your registration status and update your voter information.
- ❑ Ballots will begin mailing on March 13.
- ❑ Return your ballot:
  - Drop it off at a 24-Hour Ballot Drop-Off Box (see pg. 7)
  - Deliver it to a Voter Service & Polling Center (see pg. 5)
  - Mail it back (return postage $0.63)
- ❑ Need a new ballot? Ballot did not arrive? Visit DenverVotes.org/VoterInfo to request a ballot for curbside pick-up. Or call us at 311 (or 303-653-9668), option 8, to request a new one.

READY TO VOTE?

Denver Votes!

1 REGISTER OR UPDATE YOUR ADDRESS NOW AT GOVOTECOLORADO.GOV

or fill out the form on the following page and return it to the Denver Elections Division

2 TRACK YOUR BALLOT.

Your ballot will automatically be mailed to you beginning March 13. Casting your mail ballot is safe and secure. Track your ballot and make sure your vote is counted!

Sign up at *denver.ballottrax.net.*

ballottrax
Mail Ballot Locator & Notification System

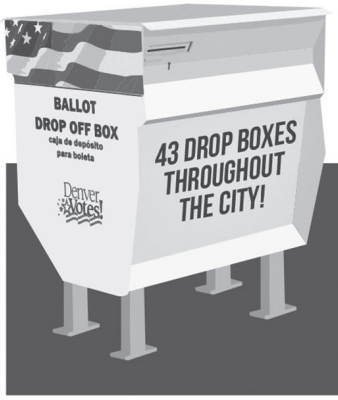
3 RETURN YOUR BALLOT

at a 24-hour drop box, drive-through, or by mail

OR VOTE IN PERSON

beginning March 20

Find locations at DenverVotes.org/VoterInfo or see page 5 of this booklet.
*Need a new ballot? Use our **curbside pick-up service** or contact us.*



MAKE YOUR VOICE HEARD.

Drop boxes open March 13. Don't wait to cast your vote!
Ballots must be received by 7 p.m. April 4.

FOR MORE INFORMATION ABOUT HOW AND WHERE TO VOTE, OR TO SEE A SAMPLE BALLOT, GO TO **DENVERVOTES.ORG/VOTERINFO.**

Denver Elections Division · 200 W. 14th Avenue, Suite 100 · Denver, Colorado 80204
email: elections@denvergov.org · call or text: 303-653-9668

Colorado Voter Registration Form

Fill out all fields marked with an asterisk (*)

Eligibility

1 * Are you a citizen of the United States? ☐ Yes ☐ No **If you answered "No", do not complete this form.**

Name

2 * Last Name _____ * First Name _____ Middle Name _____ Suffix _____

Identification

Provide your birth date and your identification information.

3 Remember to write your birth date below.

__ - __ - __

*MM *DD *YYYY

☐ I have a valid CO Driver's License or ID card.
Write that number here: __ __ - __ __ __ - __ __ __ __

☐ I do not have a CO Driver's License or ID card.
Write the last four digits of your SSN here: X X X - X X - __ __ __ __

☐ I do not have a Colorado Driver's License, ID card, or a Social Security Number.

The address where you live

4 * Address (no P.O. Boxes) _____ Unit Number _____ * City or Town _____

CO

State * Zip Code Colorado County

☐ I am homeless. This is a location I regularly return to. I have also provided a mailing address in Section 5.

The address where you receive mail

5 ☐ Same as above

Address _____

City or Town _____ State _____ Zip Code _____

The address to mail your ballot

The County will mail your ballot here until you say otherwise.

6 ☐ Same as above

Address _____

City or Town _____ State _____ Zip Code _____

Political affiliation

Choose only 7a or 7b

7a I would like to be a member of the following political party:

☐ American Constitution ☐ Approval Voting ☐ Center ☐ Democratic ☐ Green ☐ Libertarian ☐ No Labels ☐ Republican ☐ Unity

_____

or

7b ☐ I would like to be Unaffiliated, but I want to receive the following party's ballot in the next primary election:

☐ All Major Parties' Ballots ☐ American Constitution ☐ Approval Voting ☐ Democratic ☐ Green ☐ Libertarian ☐ No Labels ☐ Republican ☐ Unity

Updating a current record?

If so, you must provide the applicable changes here.

8 ☐ I am not updating a current record ☐ I am no longer overseas ☐ I am no longer absent from Colorado due to military service

Previous home address _____ Previous legal name _____

Previous mailing address _____ Previous party affiliation _____

Declaration

9 **Warning:** It is a Class 1 misdemeanor to swear or affirm falsely as to your qualifications to register to vote.

Self-Affirmation: I affirm that I am a **citizen of the United States**; I have been a **resident of Colorado for at least twenty-two days** immediately before an election I intend to vote in; I am at least sixteen years old; and I understand that I must be at least seventeen and turning eighteen on or before the date of the next general election to be eligible to vote in a primary election, and at least eighteen to be eligible to vote in any other election. I further affirm that the residence address I provided is **my sole legal place of residence**. I certify under penalty of perjury that the information I have provided on this application is true to the best of my knowledge and belief; and that I have not, nor will I, cast more than one ballot in any election.

* Signature or mark _____ * Date _____ Witness Signature _____ Date _____

If you are unable to sign, you must make a mark and have the mark witnessed by another person.

Optional information

10 Phone number with area code _____ Gender Identity _____ ☐ I would like to be an election judge

I want to receive election information by email: (You will not receive a ballot by email) Email address _____

Voter Services and Ballot Drop-Off Information

Voter Service & Polling Centers (10):

1. Barnum Recreation Center
   360 N Hooker St | Multipurpose Room
2. Calvary Baptist Church of Denver
   6500 E Girard Ave | Fellowship Hall
3. Christ Church United Methodist
   690 N Colorado Blvd | Fellowship Hall
4. Harvard Gulch Recreation Center
   550 E Iliff Ave | Multipurpose Room
5. Harvey Park Recreation Center
   2120 S Tennyson Way | Multipurpose Room
6. Hiawatha Davis Jr Recreation Center
   3334 N Holly St | Multipurpose Room
7. Highland Recreation Center
   2880 N Osceola St | Multipurpose Room
8. Montbello Recreation Center
   15555 E 53rd Ave | Multipurpose Room
9. Swansea Recreation Center
   2650 E 49th Ave | Multipurpose Room
10. * Wellington Webb Municipal Building
    201 W Colfax Ave | Atrium

* Drive-through ballot drop-off location on Bannock St between 13th Ave and 14th Ave, also curbside at Denver Elections Division location.

VSPC sites that have drive-through ballot drop-off available and curbside ballot pick-up available.

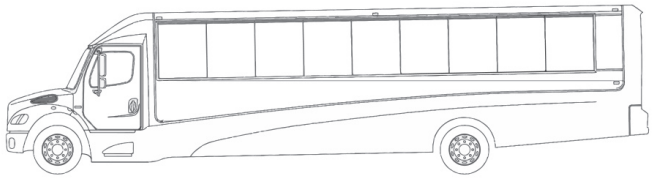
Voter Service & Polling Centers
Hours of Operation
Monday, March 27 – Friday, March 31
10 am – 6 pm
Saturday, April 1
10 am – 2 pm
Monday, April 3
10 am – 6 pm
****Election Day, Tuesday, April 4**
7 am – 7 pm

Wellington Webb Municipal Building
Expanded Hours of Operation
Monday, March 20 – Friday, March 24
8 am – 5 pm
Monday, March 27 – Friday, March 31
8 am – 6 pm
Saturday, April 1
10 am – 2 pm
Monday, April 3
8 am – 6 pm
****Election Day, Tuesday, April 4**
7 am – 7 pm

**We expect high turnout. Make a plan to vote before April 4

Voter Services and Ballot Drop-Off Information

Voter Coach Mobile Voting Unit Locations (4):



Voter Service & Polling Centers
Hours of Operation
Monday, March 27 – Friday, March 31
10 am – 6 pm
Saturday, April 1
10 am – 2 pm
Monday, April 3
10 am – 6 pm
****Election Day, Tuesday, April 4**
7 am – 7 pm

**We expect high turnout. Make a plan to vote before April 4.

Scheitler Recreation Center *5031 W 46th Ave*	Monday, March 27 and Tuesday, March 28
Cook Park Recreation Center *7100 Cherry Creek South Dr*	Wednesday, March 29 and Thursday, March 30
Washington Park Recreation Center *701 S Franklin St*	Friday, March 31 and Saturday, April 1
Emily Griffith Technical College *1860 N Lincoln St*	Monday, April 3 and **Tuesday, April 4 - Election Day**

Voter Services and Ballot Drop-Off Information

24-Hour Ballot Drop-Off Box Locations (43):

1. Athmar Recreation Center
   2680 W Mexico Ave
2. Aztlan Recreation Center
   4435 N Navajo St
3. Barnum Recreation Center
   360 N Hooker St
4. Bear Valley Branch Library
   5171 W Dartmouth Ave
5. Carla Madison Recreation Center
   2401 E Colfax Ave
6. Central Park Recreation Center
   9651 E Martin Luther King Jr Blvd
7. Cook Park Recreation Center
   7100 Cherry Creek South Dr
8. Denver Botanic Gardens
   1007 N York St
9. Denver Elections Division
   200 W 14th Ave - NE corner of building
10. Denver Elections Division
    200 W 14th Ave - SW corner of building
11. Denver Human Services
    1200 N Federal Blvd
12. Denver Museum of Nature & Science
    2001 N Colorado Blvd
13. Denver Police Department District 3
    1625 S University Blvd
14. Eisenhower Recreation Center
    4300 E Dartmouth Ave
15. Emily Griffith Technical College
    1860 N Lincoln St
16. Glenarm Recreation Center
    2800 Glenarm Pl
17. Glendale City Hall
    950 S Birch St, Glendale
18. Green Valley Ranch Recreation Center
    4890 N Argonne Way
19. Hampden Branch Library
    9755 E Girard Ave
20. Harvey Park Recreation Center
    2120 S Tennyson Way
21. Hiawatha Davis Jr Recreation Center
    3334 N Holly St
22. Highland Recreation Center
    2880 N Osceola St
23. La Familia Recreation Center
    65 S Elati St
24. Martin Luther King Jr Library
    9898 E Colfax Ave

Municipal General Election
24-Hour Ballot Drop-Off Boxes
Boxes Open: March 13
Boxes Close: April 4 at 7 pm
Open 24 hours a day
7 days a week

25. MCA Administrative Offices
    8351 Northfield Blvd
26. Montbello Branch Library
    12955 Albrook Dr
27. Montbello Recreation Center
    15555 E 53rd Ave
28. Montclair Recreation Center
    729 N Ulster Way
29. Regis University Bookstore
    5115 N Federal Blvd
30. Rodolfo "Corky" Gonzales Branch Library
    1498 N Irving St
31. Ross – Cherry Creek Branch Library
    305 N Milwaukee St
32. RTD - I-25 and Broadway Station
    901 S Broadway
33. RTD - Light Rail at Union Station
    1601 Chestnut Pl
34. RTD - Southmoor Station
    3737 S Monaco Street Pkwy
35. Scheitler Recreation Center
    5031 W 46th Ave
36. Southwest Recreation Center
    9200 W Saratoga Pl
37. Swansea Recreation Center
    2650 E 49th Ave
38. Tivoli Student Center Auraria Campus
    900 Auraria Pkwy
39. University of Denver - The Ritchie Center
    2240 Buchtel Blvd S
40. Washington Park Recreation Center
    701 S Franklin St
41. Wellington Webb Municipal Building
    201 W Colfax Ave
42. Westwood Community Center / SWIC
    1000 S Lowell Blvd
43. Windsor Gardens
    595 S Clinton St

Denver Elections Division Contact Information:

720-913-VOTE (8683)
720-913-8600
DenverVotes.org
/DenverElections
/DenverElections #DenverVotes
voterregistration@denvergov.org
(for voter registration inquiries)
elections@denvergov.org
(for general office information)

Hon. Paul D. López
Clerk and Recorder
Audrey Kline
Deputy Clerk and Recorder

City and County of Denver
Office of the Clerk and Recorder
201 W. Colfax Ave.
Department 101
Denver, CO 80202-5330
Telephone: (720) 913-8400
TTY: (720) 913-8479

A Note From the Clerk and Recorder

Denver voters will have an opportunity to vote on three measures during the April 4 election. The following measures were referred to the ballot by the Denver City Council. Following this letter, the Office of the Clerk and Recorder has included information about each measure, including the measure's ballot title, its full text, fiscal information, and summaries of the arguments for and against the measure.

The Denver City Council and Department of Finance provide most of the information about the measures and the fiscal impact statements that are included in this booklet. However, the comments for and against the measures were received from interested citizens. Before the election, our office is legally mandated to allow anyone to submit a comment in favor of or against any measure that will be on the ballot.

This booklet includes content from all comments we received by the submission deadline, except to the extent that comments were summarized to meet the 500-word limit set by law. The Clerk and Recorder's office summarized the comments received in consultation with the Denver City Attorney's Office and City Council staff in accordance with the law. For this election, we did not receive any comments arguing against two of the three measures. We indicate this below with "*No comments against this measure were submitted.*"

Denver voters using this booklet are advised to consult other trusted resources to further supplement and/or verify the information submitted here.

Sincerely,

Hon. Paul D. Lopez,
Clerk and Recorder of the City and County of Denver

BALLOT MEASURES

Referred Question 2M

The ballot title below was drafted by the professional legal staff for the Denver City Council for ballot purposes only. The ballot title will not appear in the Denver Revised Municipal Code. The text of the measure that will appear in the Denver Revised Municipal Code below was referred to the voters by the Denver City Council.

A "yes/for" vote on any ballot issue is a vote in favor of changing current law or existing circumstances, and a "no/against" vote on any ballot issue is a vote against changing current law or existing circumstances.

Shall the Charter of the City and County of Denver be amended concerning zoning to remove existing Charter language regarding the Board of Adjustment and require that the procedures for appeals, variances, and exceptions from the zoning code be addressed in city ordinance instead of in the Charter?

Fiscal information on Referred Question 2M

The Department of Finance has determined there is no fiscal impact from the proposed Charter change.

Summary of the major arguments in FAVOR of Referred Question 2M

The Office of the Clerk and Recorder received the following comments in favor of Referred Question 2M.

Removes the Board of Adjustment for zoning appeals from the Charter, but still requires City Council to provide a path for zoning variances, appeals or exceptions through the city code. By removing these 100-year-old provisions from the Charter, the code can modernize variance standards used by the Board of Adjustment to keep up with adopted plans, including to facilitate preservation of existing buildings and provide greater efficiency to those seeking variances and appeals.

Zoning needs to be transformative and adjust with the times. By changing subsection 3.2.9.H to the proposed text, the Board of Adjustment for Zoning remains in the Charter's organizational structure but enables the legislature to make changes to zoning much easier.

Summary of the major arguments AGAINST Referred Question 2M

No comments against this measure were submitted.

Text of Measure

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. There is hereby submitted to the properly qualified and registered electors of the City and County of Denver for their approval or rejection at a special municipal election to be conducted at the same time and in conjunction with the general municipal election to be held in the City and County of Denver on April 4, 2023 a proposed amendment to the Charter of the City and County of Denver, as follows:

Effective upon publication and filing with the Secretary of State in accordance with the Constitution and laws of the

State of Colorado, the following sections of the Charter of the City and County of Denver are amended to read as follows:

§ 3.2.9 - Zoning.

~~(H) *Board of Adjustment; creation by Council.* The Council may provide for the appointment of a Board of Adjustment, and in the regulations and restrictions adopted pursuant to the authority of this amendment may provide that the said Board of Adjustment may, in appropriate cases and subject to appropriate conditions and safeguards make special exceptions to the terms of the ordinance in harmony with its general purpose and intent and in accordance with general or specific rules therein contained.~~

~~(I) *Board of Adjustment; appointments.* The Board of Adjustment shall consist of five (5) members, each member to be appointed for a term of five (5) years. The appointing authority may remove a member for cause, upon written charges and after public hearing. Vacancies shall be filled by the appointing authority for the unexpired term of any member whose term becomes vacant.~~

~~(J) *Board of Adjustment; powers.* The Board of Adjustment shall have the following powers:~~

~~(i) To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by an administrative official in the enforcement of this Section or of any ordinance adopted pursuant thereto.~~

~~(ii) To hear and decide special exceptions to the terms of the ordinance upon which such Board is required to pass under such ordinance.~~

~~(iii) To authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be contrary to the public interest, where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship and so that the spirit of the ordinance shall be observed and substantial justice done.~~

~~(iv) In exercising the above-mentioned powers, the Board may reverse or affirm, wholly or partly, or may modify the order, requirement, decision or determination appealed from and may make such order, requirement, decision or determination as ought to be made, and to that end shall have all the powers of the officer from whom the appeal is taken. The concurring vote of four members of the Board shall be necessary to reverse any order, requirement, decision or determination of any such administrative official or to decide in favor of the applicant on any matter upon which it is required to pass under any such ordinance or to effect any variation in such ordinance.~~

~~(K) *Board of Adjustment; procedures.* The Board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to this Section. Meetings of the Board shall be held at the call of the Chairperson and at such other times as the Board may determine. Such Chairperson, or in his or her absence, the acting Chairperson may administer oaths and compel the attendance of witnesses. All meetings of the Board shall be open to the public. The Board shall keep minutes of its proceedings showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the Office of the Board and shall be a public record.~~

~~(L) *Board of Adjustment; appeals to*~~

Board. Appeals to the Board of Adjustment may be taken by any person aggrieved or by any officer, department, board or bureau of the municipality affected by any decision of an administrative officer. Such appeal shall be taken within a reasonable time, as provided by the rules of the Board by filing with the officer from whom the appeal is taken and with the Board of Adjustment a notice of appeal, specifying the grounds thereof. The officer from whom the appeal is taken shall forthwith transmit to the Board all the papers constituting the record upon which the action appealed from was taken.

(M) *Board of Adjustment; effect of appeal.* An appeal stays all proceedings in furtherance of the action appealed from unless the officer from whom the appeal is taken certifies to the Board of Adjustment after the notice of appeal shall have been filed with the officer that by reason of facts stated in the certificate a stay would in his or her opinion cause imminent peril to life or property. In such cases proceedings shall not be stayed except by a restraining order, which may be granted by the Board of Adjustment or by a court of record on application on notice to the officer from whom the appeal is taken and on due cause shown.

(N) *Board of Adjustment, notice and hearing of appeals.* The Board of Adjustment shall fix a reasonable time for the hearing of the appeal, give public notice thereof, as well as due notice to the parties in interest, and decide the same within a reasonable time. Upon the hearing any party may appear in person or by agent or by attorney.

(O) *Board of Adjustment; appeals to court.*

(i) Any person or persons jointly or severally aggrieved by any decision of the Board of Adjustment or any taxpayer, or any officer, department, board or bureau of the municipality may present to a court of record a petition, duly verified, setting forth that such decision is illegal, in whole or in part, specifying the grounds of the illegality. Such petition shall be presented to the court within thirty days after the filing of the decision in the Office of the Board.

(ii) Upon the presentation of such petition the court may allow a writ of certiorari directed to the Board of Adjustment to review such decision of the Board of Adjustment, and shall prescribe therein the time wherein which a return thereto must be made and served upon the relator's attorney, which shall not be less than ten days and may be extended by the court. The allowance of the writ shall not stay proceedings upon the decision appealed from, but the court may on application, on notice to the Board and on due cause shown grant a restraining order.

(iii) The Board of Adjustment shall not be required to return the original papers acted upon by it, but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ. The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified.

(iv) If upon the hearing it shall appear to the court that testimony is necessary for the proper disposition of the matter, it may take evidence or appoint a referee to take such evidence as it may direct, and report the same to the court with the referee's findings of fact and conclusions of law, which shall constitute a part of the proceedings upon which the determination of the court shall be made. The court may reverse or affirm, wholly or partly, or may modify the decision brought up for review.

~~(v) Costs shall not be allowed against the Board unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in making the decision appealed from.~~

(H) *Appeals, Variances, and Exceptions*. The Council shall provide by ordinance a process and criteria for:
(i) Appeals where it is alleged there is error in any order, decision or determination made by an administrative official in the administration and enforcement of this Section or of any ordinance adopted pursuant thereto.
(ii) Variances from the strict application of zoning regulations.
(iii) Exceptions to the terms of any ordinance adopted pursuant to this Section.

Referred Question 2N

The ballot title below was drafted by the professional legal staff for the Denver City Council for ballot purposes only. The ballot title will not appear in the Denver Revised Municipal Code. The text of the measure that will appear in the Denver Revised Municipal Code below was referred to the voters by the Denver City Council.

A "yes/for" vote on any ballot issue is a vote in favor of changing current law or existing circumstances, and a "no/against" vote on any ballot issue is a vote against changing current law or existing circumstances.

Shall the Charter of the City and County of Denver be amended to clarify City Council's authority regarding zone districts and to require that zoning protests can only be initiated by property owners in Denver?

Fiscal information on Referred Question 2N

The Department of Finance has determined there is no fiscal impact from the proposed Charter change.

Summary of the major arguments in favor of Referred Question 2N

The Office of the Clerk and Recorder received the following comments in favor of Referred Question 2N.

Clarifies that only the creation of a zone district can be appealed under this Charter process, and then only by petitioners from within the City and County of Denver, since the result of a petition is to change the legal number of council votes required to pass or reject a zone district.

Summary of the major arguments against Referred Question 2N

No comments against this measure were submitted.

Text of Measure

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. There is hereby submitted to the properly qualified and registered electors of the City and County of Denver for their approval or rejection at a special municipal election to be conducted at the same time and in conjunction

with the general municipal election to be held in the City and County of Denver on April 4, 2023 a proposed amendment to the Charter of the City and County of Denver, as follows:

Effective upon publication and filing with the Secretary of State in accordance with the Constitution and laws of the State of Colorado, the following sections of the Charter of the City and County of Denver are amended to read as follows:

§ 3.2.9 - Zoning.

(B) *Zone ~~D~~districts.* For any or all of said purposes, the Council may divide the City and County of Denver into ~~Districts~~ zone districts of such manner, shape and area as may be deemed best suited to carry out the purposes of this Charter; and within such zone districts it may regulate and restrict the erection, construction, reconstruction, alteration, repair or use of buildings, structures or land. All such regulations shall be uniform for each class or kind of buildings throughout each zone district, but the regulations in one ~~District~~ zone district may differ from those in other ~~Districts~~zone districts.

(D) *Method of procedure.* The Council shall provide for the manner in which such zoning regulations and restrictions and the boundaries of such zone districts shall be determined, established and enforced, and from time to time amended, supplemented or changed. However, no such zoning regulation, restriction or boundary shall become effective until after a public hearing in relation thereto, at which parties in interest and citizens shall have an opportunity to be heard. At least fifteen days' notice of the time and place of such hearing shall be published in an official publication in the City and County of Denver.

(E) *Changes.* Such zoning regulations, restrictions and boundaries may from time to time be amended, supplemented, changed, modified or repealed. In case, however, of a protest against such change, signed by the owners of property constituting at least twenty per cent ~~or more, either~~ of:

(1) ~~t~~The area of the lots included in such proposed change; or

(2) ~~t~~The area ~~to a distance of~~ located within the City and County of Denver two hundred feet from the perimeter of the area proposed for change,

such amendment shall not become effective except by the favorable vote of ten of the members of the Council of the City and County of Denver. The provisions of the previous Section relative to public hearings and official notice shall apply equally to all changes or amendments.

Referred Question 2O

The ballot title below was drafted by the professional legal staff for the Denver City Council for ballot purposes only. The ballot title will not appear in the Denver Revised Municipal Code. The text of the measure that will appear in the Denver Revised Municipal Code below was referred to the voters by the Denver City Council.

A "yes/for" vote on any ballot issue is a vote in favor of changing current law or existing circumstances, and a "no/against" vote on any ballot issue is a vote against changing current law or existing circumstances.

Shall the voters of the City and County of Denver authorize the release of the City-owned conservation easement on privately owned property known as the Park Hill Golf Course, which requires the land to be used primarily for golf-related purposes, and allow for commercial and residential development, including affordable housing, and public regional park, trail and open space?

Fiscal information on Referred Question 2O

The Department of Finance has determined that the ability of the City and County of Denver to release the conservation easement does not, in itself, have any fiscal impact; however, the release of the conservation easement would allow the City to complete the development agreement available at the City Council website for Council Bill 23-1634 and for the City to receive the compensation described in that development agreement over time. Compensation to the City in the development agreement includes various potential improvements, including payments to the City over $20 million and immediate City ownership of an 80-acre portion of the 155 acres of property currently subject to the easement. The final total value of the property and ongoing maintenance costs cannot be calculated until the property apportionment is finally determined.

Summary of the major arguments in favor of Referred Question 2O

The Office of the Clerk and Recorder received the following comments in favor of Referred Question 2O. The comments have been summarized to meet the legal word limit.

By voting YES on Park Hill, Denver can approve a mixed-use, mixed-income community in Northeast Denver with new housing, retail storefronts, restaurants, and a much-needed grocery store.

Right now, Denver estimates a deficit of approximately 50,000 affordable housing units. This unprecedented housing shortage impacts teachers, nurses, first responders, seniors, and low-income families, and it also contributes to housing insecurity and homelessness.

The housing plan for Park Hill includes hundreds of units of income-restricted, for-sale affordable housing to catalyze home-buying opportunities for our teachers, nurses and middle-class earners who are shut out of Denver's housing market. With leading housing nonprofit organizations involved in the affordable housing component, Denver can make significant strides in reducing the affordable housing deficit.

A YES vote will add—not take away—more than 100 acres of parks and open space for the public, creating the 4th largest public park in Denver and the City's 11th regional park. Instead of a water-intensive golf course, the site will be green and sustainable, with a commitment to energy efficiency, water conservation, new pollinator protections, and a range of public improvements and amenities paid for by the landowner.

Denver faces acute short- and long-term crises with our affordable housing shortage and climate change. Converting this golf course into new parks and housing adjacent to rail transit and future planned bus rapid transit is a unique opportunity to address both simultaneously and likely represents one of Denver's last opportunities to do so at this scale. Repurposing a defunct golf course into an actual community asset where people can afford to live should be everyone's priority. This is the future of Denver, and it needs to finally get started. The project will rely on some of the largest and most

trusted nonprofit organizations in Denver to deliver on its commitment to new affordable housing.

Because the land is privately owned and closed to the public, it is not and has never been accessible open space, but that can change on April 4. By voting YES, Denver can set aside nearly two-thirds of the site for brand-new public parks and open space. Through the donation of more than 100 acres of privately owned land to the City of Denver, Park Hill can become home to Denver's 4th largest public park, and the landowner will invest more than $24 million to build the park and park-supporting infrastructure for the enjoyment of the whole city.

With a YES vote, Denver can end decades of underinvestment in Northeast Denver through an enforceable contract between the community and the landowner. Park Hill can finally have a grocery store in what is now a food desert, as well as millions of dollars in developer-funded public improvements, the 303 ArtWay Heritage Trail, jobs and workforce training, priority consideration of women- and minority-owned businesses for procurement of goods and services at the development, and financial assistance to offset rising property taxes.

Summary of the major arguments against Referred Question 2O

The Office of the Clerk and Recorder received the following comments against Referred Question 2O. The comments have been summarized to meet the legal word limit.

Vote NO on Referred Question 2O!
There was nothing ambiguous about the November 2021 vote on ballot initiatives 301 and 302. Throughout the city and in precincts neighboring the Park Hill Golf Course (PHGC) land, voters spoke - loudly and clearly by a 2-to-1 margin - in support of preserving the PHGC land's conservation easement and protecting open space.

The real estate developer couldn't fool voters the first time, and they won't be fooled this second time either. This Referred Question 2O ballot language presents a false choice between (1) mixed use development and (2) a golf course. Here's the simple legal truth: After the voters reject this ballot measure, if the developer chooses not to operate a golf course on the protected PHGC land, it and the City can easily amend the conservation easement to provide for open space and recreational "permitted uses" other than a golf course. The City administration stated in a March 2021 FAQ that one possible outcome is "simply amending (the conservation easement) to remove the golf course use."

Affordable housing is a main concern for Denver voters, and now we have the once-in-a-lifetime chance to have both a fabulous new full-size 155-acre regional park and new affordable housing without adding 12-story buildings along Colorado Boulevard as the developer's plans reflect. New affordable housing near the PHGC land will be built on the 7-acre Urban Land Conservancy property to the north, in addition to the extensive properties around and west of the A-Line station where significant dense, transit-oriented development will happen.

Development should occur around the protected PHGC land—not on it. People living and working in nearby neighborhoods and all Denver residents will reap the invaluable health and environmental benefits of preserving the PHGC land as a regional park.

This election presents a once-in-a-generation opportunity to preserve an invaluable parcel of Denver open space that the City should purchase for a park using funds generated by the Measure 2A Parks and Open Space 0.25% sales tax that voters approved in 2018. The purchase price would be no more than the land's estimated $5 million fair

market value with the conservation easement in place.

The City's own recently commissioned "Environmental, Parks, Open Space & Recreation Technical Assessment" study concluded that the neighborhoods around the PHGC land need at least 183.5 acres of new park land to meet the national average for park acreage per 1,000 residents.

Since Denver citizens own the PHGC land conservation easement, we also own the development rights on the land that today have an estimated fair market value of at least $60 million. Breaking the conservation easement would be terrible public policy and would result in a multi-million-dollar gift from Denver taxpayers to the developer in violation of the Colorado Constitution's prohibition against public entities making gifts to private parties.
Vote NO on Referred Question 2O!

Text of Measure

Note: This measure does not propose any changes to Denver's Charter or the Denver Revised Municipal Code.

This is the end of the Ballot Measure Section

SAMPLE BALLOT

The 2023 Municipal General Election sample ballot is also avaiable at DenverVotes.org

Sample Municipal General Election Ballot
City and County of Denver, Colorado
Tuesday, April 4, 2023
Boleta de muestra de la elección general municipal
Ciudad y Condado de Denver, Colorado
martes, 4 de abril de 2023

Precinct: Sample

Paul D. López
Clerk and Recorder
Secretario y Registrador

To vote for a named candidate, completely fill in the oval to the right of your choice. Use blue or black ink.

Para votar por un candidato designado, llene completamente el óvalo a la derecha de su selección. Utilice tinta azul o negra.

To vote for an eligible write-in candidate, completely fill in the oval to the right of the write-in line, and print the name of the candidate on the line. If a race does not contain a write-in line, you cannot vote for a write-in candidate.

Para votar por un candidato elegible por-escrito, llene completamente el óvalo a la derecha de la línea de escritura y escriba el nombre del candidato en la línea. Si una carrera no contiene una línea para escribir, no puede votar por un candidato por-escrito.

To make a correction in a race with more than one candidate, draw a bold line through the oval and candidate name marked by mistake, then fill in the oval next to the correct name. If you voted for the only candidate in a race and want to withdraw that vote, you must request a replacement ballot.

Para hacer una corrección en una carrera con más de un candidato, tache una línea gruesa a través del óvalo y el nombre del candidato marcado por error, luego llene el óvalo al lado del nombre correcto. Si votó por el único candidato en una carrera y desea retirar ese voto, debe solicitar una boleta de reemplazo.

City and County of Denver Offices - Oficinas de la Ciudad y Condado de Denver

Mayor
Alcalde
(Vote for One / Vote por uno)

- Lisa Calderón
- Trinidad Rodriguez
- Aurelio Martinez
- Thomas Wolf
- Al Gardner
- Terrance Roberts
- Kwame Spearman
- Renate Behrens
- Chris Hansen
- Mike Johnston
- James Walsh
- Ean Thomas Tafoya
- Andy Rougeot
- Leslie Herod
- Robert Treta
- Deborah "Debbie" Ortega
- Kelly Brough
- Write-in: Por-escrito:

Auditor
Auditor
(Vote for One / Vote por uno)

- Timothy M. O'Brien
- Erik J. Clarke
- Write-in: Por-escrito:

Clerk and Recorder
Secretario y Registrador
(Vote for One / Vote por uno)

- Paul D. López
- Write-in: Por-escrito:

Councilmember At-Large
Concejales en General
(Vote for Two / Vote por dos)

- Travis Leiker
- Serena Gonzales-Gutierrez
- Penfield Tate
- Sarah Parady
- Jeff Walker
- Marty Zimmerman
- Will Chan
- Dominic A. Diaz
- Tim Hoffman
- Write-in: Por-escrito:
- Write-in: Por-escrito:

Councilmember District 1
Concejal del Distrito 1
(Vote for One / Vote por uno)

- Ava Truckey
- Amanda Sandoval
- Write-in: Por-escrito:

Councilmember District 2
Concejal del Distrito 2
(Vote for One / Vote por uno)

- Kevin Flynn
- Chris Herr
- Tiffany Caudill
- Write-in: Por-escrito:

Councilmember District 3
Concejal del Distrito 3
(Vote for One / Vote por uno)

- Jamie Torres
- Write-in: Por-escrito:

Councilmember District 4
Concejal del Distrito 4
(Vote for One / Vote por uno)

- Tony Pigford
- Diana Romero Campbell
- Write-in: Por-escrito:

Councilmember District 5
Concejal del Distrito 5
(Vote for One / Vote por uno)

- Amanda Sawyer
- Michael Hughes
- Write-in: Por-escrito:

Councilmember District 6
Concejal del Distrito 6
(Vote for One / Vote por uno)

- Paul Kashmann
- Write-in: Por-escrito:

Vote Both Sides
Vote ambos lados

SAMPLE BALLOT

The 2023 Municipal General Election sample ballot is also avaiable at DenverVotes.org

City and County of Denver Offices
Oficinas de la Ciudad y Condado de Denver

Councilmember District 7
Concejal del Distrito 7

(Vote for One / Vote por uno)

- Nick Campion ◯
- Flor Alvidrez ◯
- Adam Estroff ◯
- Arthur May ◯
- Guy Padgett ◯
- Write-in: Por-escrito: ◯

Councilmember District 8
Concejal del Distrito 8

(Vote for One / Vote por uno)

- Christian A. Steward ◯
- Tyler Drum ◯
- Leslie Twarogowski ◯
- Shontel M. Lewis ◯
- Brad Revare ◯
- Write-in: Por-escrito: ◯

Councilmember District 9
Concejal del Distrito 9

(Vote for One / Vote por uno)

- Candi CdeBaca ◯
- Kwon Atlas ◯
- Darrell Watson ◯
- Write-in: Por-escrito: ◯

Councilmember District 10
Concejal del Distrito 10

(Vote for One / Vote por uno)

- Margie Morris ◯
- Shannon Hoffman ◯
- Chris Hinds ◯
- Noah Kaplan ◯
- Write-in: Por-escrito: ◯

Councilmember District 11
Concejal del Distrito 11

(Vote for One / Vote por uno)

- Stacie Gilmore ◯
- Write-in: Por-escrito: ◯

City and County of Denver Ballot Questions
Medidas electorales de la Ciudad y Condado de Denver

Referred Question 2M

Shall the Charter of the City and County of Denver be amended concerning zoning to remove existing Charter language regarding the Board of Adjustment and require that the procedures for appeals, variances, and exceptions from the zoning code be addressed in city ordinance instead of in the Charter?

Pregunta referida 2M - ¿Debería modificarse el Estatuto de la Ciudad y Condado de Denver en lo que respecta a la demarcación de zonas para eliminar la redacción existente del Estatuto sobre la Junta de Ajustes y exigir que los procedimientos de apelaciones, discrepancias y excepciones del código de demarcación de zonas se rijan por ordenanza municipal en vez de regirse por el Estatuto?

- Yes/For Sí/en favor de ◯
- No/Against No/en contra de ◯

Referred Question 2N

Shall the Charter of the City and County of Denver be amended to clarify City Council's authority regarding zone districts and to require that zoning protests can only be initiated by property owners in Denver?

Pregunta referida 2N - ¿Debería modificarse el Estatuto de la Ciudad y Condado de Denver para aclarar la autoridad del Concejo Municipal en lo que respecta a los distritos zonales y para estipular que las protestas de demarcación de zonas solo pueden ser presentadas por propietarios en Denver?

- Yes/For Sí/en favor de ◯
- No/Against No/en contra de ◯

Referred Question 2O

Shall the voters of the City and County of Denver authorize the release of the City-owned conservation easement on privately owned property known as the Park Hill Golf Course, which requires the land to be used primarily for golf-related purposes, and allow for commercial and residential development, including affordable housing, and public regional park, trail and open space?

Pregunta referida 2O - ¿Deberían los votantes de la Ciudad y Condado de Denver autorizar la liberación de los derechos de servidumbre de la Ciudad sobre la propiedad privada conocida como Park Hill Golf Course —que estipulan que el terreno se debe utilizar principalmente para fines vinculados al golf—, y permitir la urbanización residencial y comercial, como vivienda asequible, parque regional público, senderos y espacio abierto?

- Yes/For Sí/en favor de ◯
- No/Against No/en contra de ◯

Vote Both Sides
Vote ambos lados

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