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**Date:** December 20, 2012

**Subject:** An ordinance of the City of Littleton, Colorado, approving the second amendment to the European Motor Car of Littleton and sixth amendment to the Broadway / County Line commercial center general planned development plans, more commonly known as Mercedes-Benz of Littleton at 8070 South Broadway and the carwash property at 8072 South Broadway.

**Passed/Failed:** Passed on second and final reading

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**CITY OF LITTLETON, COLORADO**

**ORDINANCE NO. 30**

**Series of 2012**

**INTRODUCED BY COUNCILMEMBERS: Taylor and Stahlman**

**AN ORDINANCE OF THE CITY OF LITTLETON, COLORADO, APPROVING THE SECOND AMENDMENT TO THE EUROPEAN MOTOR CAR OF LITTLETON AND SIXTH AMENDMENT TO THE BROADWAY/COUNTY LINE COMMERCIAL CENTER GENERAL PLANNED DEVELOPMENT PLANS, MORE COMMONLY KNOWN AS MERCEDES-BENZ OF LITTLETON AT 8070 SOUTH BROADWAY AND THE CARWASH PROPERTY AT 8072 SOUTH BROADWAY.**

**WHEREAS**, the City Council of the City of Littleton, Colorado, desires to amend the general planned development plans for the properties located at 8070 and 8072 South Broadway more specifically described in Exhibit "A", which is attached hereto and made a part hereof by this reference;

**WHEREAS**, the City Council of the City of Littleton considered the amendments to the general planned development plans, which will facilitate the expansion of the Mercedes-Benz car dealership's sales and display area in Littleton;

**WHEREAS**, the City Council of the City of Littleton considered evidence and testimony concerning the proposed amendments to the general planned development plans at said public hearing.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LITTLETON, COLORADO, THAT:**

**Section 1:** City Council finds that approval of the Second Amendment to the general planned development plans are justified in that the amendments are consistent with the City COMPLAN and they meet the criteria specified in Sections 10-2-23(A) and (B) of the City Zoning Ordinance; and

**Section 2:** City Council hereby approves the Second Amendment to the European Motor Car of Littleton General Planned Development Plan and Sixth Amendment to the Broadway County Line Commercial Center General Planned Development.

**Section 3:** Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of this ordinance. The City Council hereby declares that it would have passed this ordinance, including each part, section, subsection, sentence, clause or phrase hereof, irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or phrases may be declared invalid.

**Section 4:** Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that this repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

INTRODUCED AS A BILL at a regularly scheduled meeting of the City Council of the City of Littleton on the 4<sup>th</sup> day of December, 2012, passed on first reading by a vote of 7 FOR and 0 AGAINST; and ordered published by posting at the Littleton Center, Bemis Library, the Municipal Courthouse and on the City of Littleton website.

PUBLIC HEARING on the Ordinance to take place on the 18<sup>th</sup> day of December, 2012, in the Council Chambers, Littleton Center, 2255 West Berry Avenue, Littleton, Colorado, at the hour of 7:00 p.m., or as soon thereafter as it may be heard.

PASSED on second and final reading, following public hearing, by a vote of 7 FOR and 0 AGAINST on the 18<sup>th</sup> day of December, 2012 and ordered published by posting at the Littleton Center, Bemis Library, the Municipal Courthouse and on the City of Littleton Website.

ATTEST:

/s/ Wendy Heffner  
CITY CLERK

/s/ Debbie Brinkman  
PRESIDENT OF CITY COUNCIL

APPROVED AS TO FORM:

/s/ Kirsten Crawford  
CITY ATTORNEY

MERCEDES-BENZ OF LITTLETON PD PLAN

SECOND AMENDMENT TO THE EUROPEAN MOTOR CAR OF LITTLETON AND THE SIXTH AMENDMENT TO THE BROADWAY / COUNTY LINE COMMERCIAL CENTER GENERAL PLANNED DEVELOPMENT PLANS

EXHIBIT "A"

A PARCEL OF LAND LOCATED IN THE SOUTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 34, TOWNSHIP 5 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN MORE PARTICULARLY DESCRIBES AS FOLLOWS:

LOT 1, BLOCK 1, BROADWAY INDUSTRIAL PARK SUBDIVISION 2<sup>ND</sup> FILING, COUNTY OF ARAPAHOE, STATE OF COLORADO

CONTAINING 77, 291 SQUARE FEET OR 1.7744 ACRES MORE OR LESS