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**Subject:** [EXTERNAL] LUTI Consideration of CB 22-1102  
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Please excuse the earlier transmission of an incomplete email. Below is the full version.

Councilors, I am writing to you in your capacity as members of the City's LUTI Committee as you consider Council Bill 22-1102.

I have been involved in discussions with Councilor Ortega's office regarding rail safety for a number of years, starting in the early planning stages for The River Mile project.

I am also in receipt of the memo to members of LUTI dated May 25, 2023 from Laura Aldrete, Adam Phipps, Matt Mueller, and Chief Desmond Fulton regarding this Council Bill. I am in agreement with this memo's opposition to the proposed Bill.

My opposition stems from three main concerns with the Bill.

First, it is very vague in its proposed review criteria and proposed mitigation measures. As mentioned, I have worked with Councilor Ortega's office for literally years to address concerns around rail safety related to The River Mile development. I have yet to receive confirmation that our proposed mitigation measures would meet the requirements of this Bill.

Second, this Bill adds additional administrative review requirements - and resulting time delays and regulatory uncertainty - when SDP approval in the City and County of Denver currently often already exceeds 24 months (not a typo!).

Third, this Council Bill attempts to address a safety issue that seems to rank well behind other more pressing public safety concerns in the city, such as homelessness, addiction, violent crime, and vehicular/pedestrian accidents. Surely our time and limited city resources can be put to better use.

Thank you for your consideration of these comments as you deliberate on this matter.

**Rhys Duggan**