

# LITTLETON DOWNTOWN DEVELOPMENT AUTHORITY

Special Election – November 8, 2022

## Who Can Vote?

A person entitled to vote in the Littleton Downtown Development Authority Special Election is known as a “qualified elector.” There are three types of qualified electors:

1. Resident: a resident must be:
  - a. United States citizen;
  - b. resident of the State of Colorado;
  - c. eighteen years of age or older; and
  - d. whose primary dwelling place is within the boundaries of the DDA.

To vote, the Resident must be registered to vote in Colorado.

2. Landowner: a landowner is
  - a. an “owner in fee” of an undivided interest in real property or an improvement permanently affixed to real property within the boundaries of the DDA; and
  - b. (i) if a natural person, is eighteen years of age or older; or (ii) if an entity, designates a person to vote on the entity’s behalf who is eighteen years of age or older.

An “owner in fee” includes a contract purchaser obligated to pay general taxes, an heir, and a devisee under a will admitted to probate. An “owner in fee” does not include a contract seller of property where the purchaser is deemed to be the owner in fee.

3. Lessee: a lessee is:
  - a. a holder of a “leasehold interest” in real property within the boundaries of the DDA;
  - b. (i) if a natural person, is eighteen years of age or older; (ii) if an entity, designates a person to vote on the entity’s behalf who is eighteen years of age or older.

A “leasehold interest” does not include a license or a mere contract right to use real property within the DDA.

## **Example DDA Qualified Elector Scenarios**

### **Scenario 1: Registered voter who resides in the DDA Boundary**

Maria owns and resides in a duplex within the DDA boundary. She is an active registered voter at the address of her duplex.

Action taken by Maria to vote:

1. As an active registered voter, Maria will automatically be mailed a ballot which will include the DDA questions.

Maria qualifies to vote both as a property owner and a resident. However, she may only vote once.

### **Scenario 2: Lessee of residential property in the DDA Boundary who is not registered to vote at the address where he/she resides.**

Maria rents out the other half of her duplex to Kevin. Kevin is registered to vote at an address in Boulder but lives in Littleton.

Action taken by Kevin to vote:

Because his voter registration address is not within the DDA boundary, Kevin will not automatically receive a ballot. To receive a ballot:

1. Kevin must fill out the Request for Mail Ballot form.

Kevin qualifies to vote both as a resident and a lessee. However, he may only vote once.

### **Scenario 3: Lessee of commercial property within the DDA Boundary via an entity.**

Natalie leases a storefront for her business. Her business is a corporation, which signed the lease.

Action by Natalie to vote:

Because Natalie is a lessee via her corporation, she will not automatically receive a ballot. To receive a ballot:

1. Natalie will need to fill out a Designation of Elector form for her entity. She may designate herself.
2. As the designated elector, complete a Mail Ballot Request form.

Both forms must be completed in order to receive a ballot.

**Scenario 4: Owner of multiple properties in the DDA Boundary via multiple entities who also resides and is registered to vote in the DDA boundary.**

Greg, via four different limited liability companies, owns four downtown commercial properties within the proposed DDA boundary. Greg also resides and is a registered voter in a condo in the DDA boundary.

Action taken by Greg to vote:

As an active registered voter, Greg will automatically be mailed a ballot which will include the DDA questions.

For each property owned by a separate entity, Greg may designate four electors – one for each property:

1. Greg will need to fill out a Designation of Elector form for each entity.
2. The designated elector will need to fill out the Request for Mail Ballot.

Both forms must be completed in order to receive a ballot. Greg may not vote more than once. If he wants to vote as a resident, he must designate four other individuals as designated electors for his entities.

**Scenario 5: Owner of property in the DDA Boundary as an individual. Resides in Centennial.**

Phil owns a house in the DDA Boundary in his own name.

Action taken by Phil to vote:

As a natural person landowner, Phil will automatically be mailed a ballot which will include the DDA questions at his property's mailing address.

**Scenario 6: Owner of multiple properties in the DDA boundary via a single entity. Resides in Greenwood Village.**

Harry owns multiple properties in the DDA boundary via a single corporation.

Action taken by Harry to vote:

1. Harry will need to fill out a Designation of Elector form for his single entity.
2. The designated elector will need to fill out the Request for Mail Ballot.

Even though Harry owns multiple properties within the DDA, they are all owned by the same entity and thus the entity may only designate one person to vote on the entity's behalf and may only vote once. Harry may designate himself as the elector on behalf of his entity.