



Department of Public Works
Permit Operations and Right of Way Enforcement
201 W. Colfax Avenue, Dept. 507
Denver, CO 80202
P: 720-865-2782
F: 720-865-3280
www.denvergov.org/pwprs

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Karen Walton, City Attorney's Office

FROM: Robert J. Duncanson P.E., Engineering Manager II
Right-of-Way Services

DATE: November 4, 2013

ROW #: 2013-0512-01 **SCHEDULE #:** Adjacent to parcels 0221408007000 and 0221408005000

TITLE: This request is to dedicate a City owned land as W. 44th Ave. Located near the intersection of W. 44th Ave. at Pecos St.

SUMMARY: Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as W. 44th Ave.

It is requested that the above subject item be placed on the Mayor-Council Agenda for the next available date.

Therefore, you are requested to initiate Council action to dedicate a parcel of existing City owned land for Public Right-of-Way purposes as W. 44th Ave. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW 2013-0512-01-001 HERE.

A map of the area to be dedicated is attached.

RD/JL/LRA

cc: Asset Management, Steve Wirth
City Councilperson & Aides, District # 9, Judy Montero
City Council Staff, Gretchen Williams
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Nancy Kuhn
Public Works, Right-of-Way Engineering Services, Rob Duncanson
Department of Law, Karen Aviles
Department of Law, Brent Eisen
Department of Law, Karen Walton
Public Works Survey, Ralph Pettit
Public Works Survey, Paul Rogalla
Owner: City and County of Denver
Project file folder 2013-0512-01

ORDINANCE/RESOLUTION REQUEST

Please email requests to Nancy Kuhn at Nancy.Kuhn@Denvergov.org by **NOON on Monday**.

**All fields must be completed.*
Incomplete request forms will be returned to sender which may cause a delay in processing.*

Date of Request: November 4, 2013

Please mark one: Bill Request or Resolution Request

1. Has your agency submitted this request in the last 12 months?

Yes No

If yes, please explain:

2. **Title:** *(Include a concise, one sentence description – please include name of company or contractor and contract control number - that clearly indicates the type of request: grant acceptance, contract execution, amendment, municipal code change, supplemental request, etc.)*

This request is to dedicate a City owned land as W. 44th Ave. Located near the intersection of W. 44th Ave. at Pecos St.

3. **Requesting Agency:** Public Works, Right of Way Engineering Services

4. **Contact Person:** *(With actual knowledge of proposed ordinance/resolution.)*

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3153
- **Email:** lisa.ayala@denvergov.org

5. **Contact Person:** *(With actual knowledge of proposed ordinance/resolution who will present the item at Mayor-Council and who will be available for first and second reading, if necessary.)*

- **Name:** Nancy Kuhn
- **Phone:** 720-865-8720
- **Email:** Nancy.Kuhn@denvergov.org

6. **General description of proposed ordinance including contract scope of work if applicable:**

Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as W. 44th Ave.

***Please complete the following fields: (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field.)*

- a. **Contract Control Number:** NO
- b. **Duration:** Permanent
- c. **Location:** W. 44th Ave at Pecos St.
- d. **Affected Council District:** # 9, Judy Montero
- e. **Benefits:** N/A
- f. **Costs:** N/A

7. **Is there any controversy surrounding this ordinance?** *(Groups or individuals who may have concerns about it?)* **Please explain.** None

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date Entered: _____



EXECUTIVE SUMMARY

DENVER
THE MILE HIGH CITY

Project Title: 2013-0512-01 Dedication W. 44th Ave. at Pecos St.

Description of Proposed Project: Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as W. 44th Ave.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: Dedicating City owned land to Public Right of Way, from the vacant parcel program approved through City Council.

Has a Temp MEP been issued, and if so, what work is underway: N/A

What is the known duration of an MEP: N/A

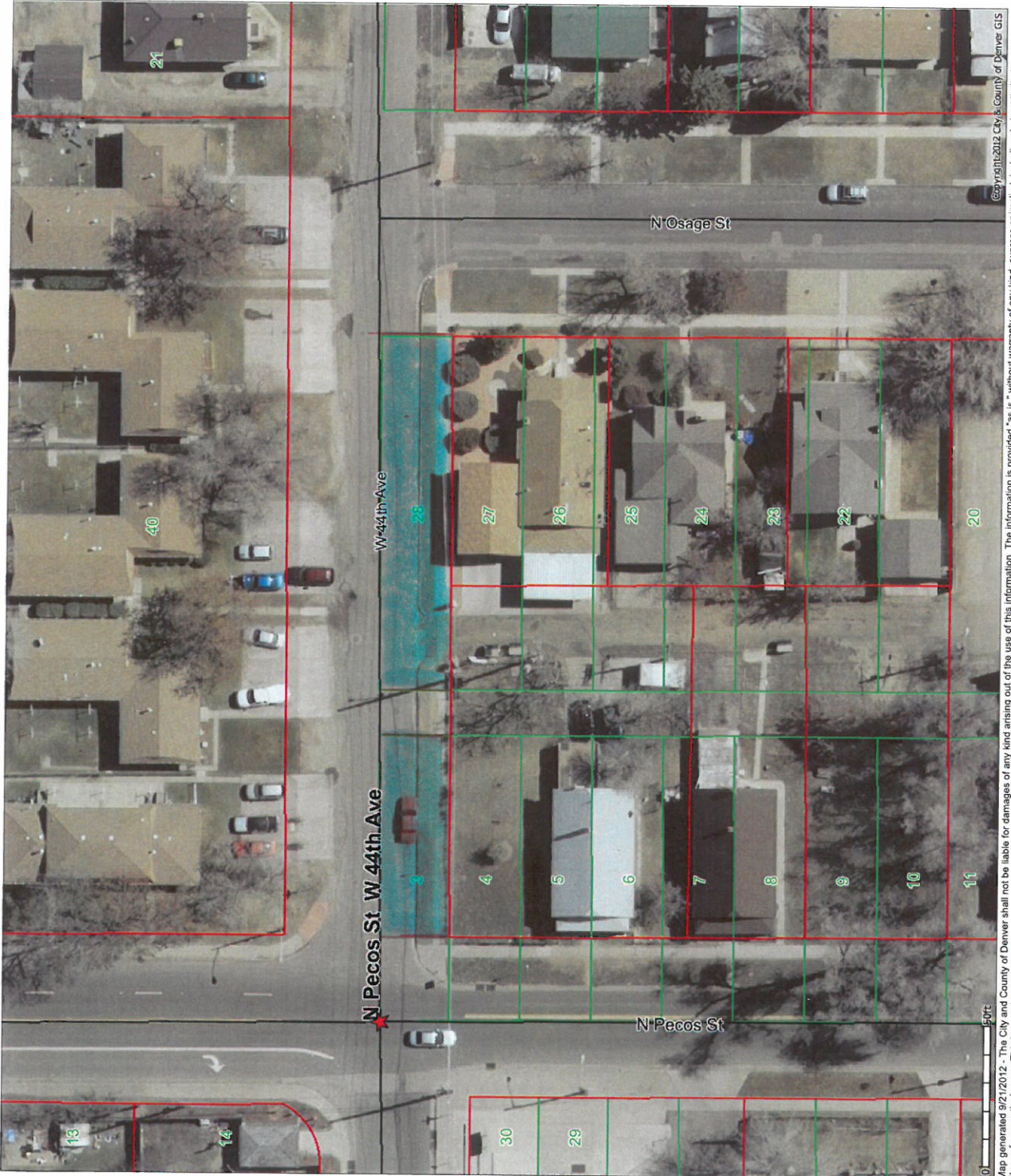
Will land be dedicated to the City if the vacation goes through: N/A

Will an easement be placed over a vacated area, and if so explain: N/A

Will an easement relinquishment be submitted at a later date: N/A

Additional information: This land was deeded to the City and County of Denver for the purpose of dedicating it as Public Right-of-Way.

W. 44th Ave.



- Denver County (Boundary)
- Street Centerline
- Interstate
- US Highway
- Other
- Parcels
- Lots/Blocks (Base Map)
- mask
- 2010_Denver.jp2.1r1
- Denver County (Shaded)
- Denver County
- Adams County
- Arapahoe County
- Jefferson County

Map generated 9/21/2012. The City and County of Denver shall not be liable for damages of any kind arising out of the use of this information. The information is provided "as is" without warranty of any kind, express or implied, including, but not limited to, the fitness for a particular use. This is not a legal document.

PW Legal Description 2013-0512-01 - 001

Two parcels of land located in the Southeast 1/4 of Section 21, Township 3 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado.

A portion of the land conveyed by Quit Claim Deed to the City & County of Denver, recorded on the 24th of July 1933 in Book 4729 Page 496 in the City and County of Denver Clerk & Records Office being more particularly described as follows:

Lot 3 except the west 30 feet thereof, all of Lot 28, Block 1, Downings Addition to North Denver.

Reception No. 634846

QUIT-CLAIM DEED

Tom Canino

TO

City and County of Denver,

Filed for Record at 11.45 o'clock 1933

A. M. July 24, A. D. 1933

ALBERT C. MONSON

Clerk and Recorder.

This Deed, Made this 20th

day of June in the year of our Lord one thousand nine hundred and thirty-three between TOM CANINO

of the City and County of Denver and State of Colorado, of the first part, and City and County of Denver, a municipal corporation,

of the City and County of Denver and State of Colorado, of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Ten and no/100 (\$10.00) DOLLARS, of the first part in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, has remised, released, sold, conveyed and QUIT-CLAIMED, and by these presents does remise, release, sell, convey and QUIT-CLAIM unto the said party of the second part, its successors and assigns forever, all the right, title, interest, claim and demand which the said party of the first part has in and to the following described lots situate, lying and being in the City and County of Denver and State of Colorado, to-wit:

Lot 3 in Block 1, Downing's Addition to North Denver, except the west 30 feet thereof,

Also all of Lot 28 and the east 16 feet of the west 27.11 feet of Lots 16 to 27 both inclusive in said Block 1, Downing's Addition to North Denver.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever, of the said party of the first part, either in law or equity, to the only proper use, benefit and behoof of the said party of the second part, its successors and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Tom Canino



STATE OF COLORADO,

CITY AND COUNTY OF DENVER,

ss.

I, Elveta C. Myers

a Notary Public in and for said City and County, in the State aforesaid, do hereby certify that

Tom Canino

who is personally known to me to be the person whose name is subscribed to the foregoing Deed, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument of writing as his free and voluntary act and deed for the uses and purposes therein set forth.

Gave Under my hand and notarial seal this 22nd day of June A. D. 1933. My commission expires January 24, 1934

ELVETA C. MYERS Notary Public.

JAMES D. PARRIOTT, CITY ATTORNEY

By Mary Lamb ASSISTANT ATTORNEY

Description O.K. C. Still