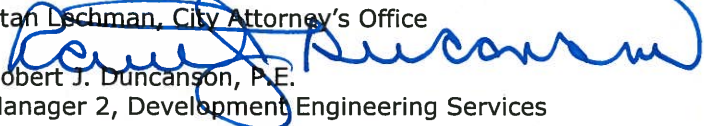




Department of Public Works  
Right-of-Way Services  
201 W. Colfax Avenue, Dept. 507  
Denver, CO 80202  
720-865-3001  
www.denvergov.org/survey

## REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

**TO:** Stan Lechman, City Attorney's Office

**FROM:**   
Robert J. Duncanson, P.E.  
Manager 2, Development Engineering Services

**PROJECT NO:** 2015-RELINQ-0000003

**DATE:** September 21, 2015

**SUBJECT:** This is a proposal to relinquish a sanitary sewer easement created by Ordinance 698, Series of 1988, Council Bill 722.

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

This office has investigated the request of Patrick Chelin of Matrix Design Group.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; the City Councilperson; CPD: Planning Services; Historic Preservation/Landmark; Denver Water; Denver Fire Department; City Forestry; Parks and Recreation; Engineering, Regulatory, and Analytics Transportation and Wastewater; Public Works: Construction Engineering; Public Works – Policy and Planning; Metro Wastewater Reclamation District; Survey; CenturyLink; and Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of the investigations, it has been determined that there is no objection to relinquishing the subject easement.

Therefore, you are requested to initiate Council action to relinquish the easements in the following described areas:

### **INSERT PARCEL DESCRIPTION 2015-RELINQ-0000003-001 HERE**

A map of the area and a copy of the document creating the easement are attached.

RJD:aal

cc:

City Councilperson & Aides  
City Council Staff – Shelley Smith  
Department of Law – Brent Eisen  
Department of Law – Shaun Sullivan  
Public Works, Manager's Office – Alba Castro  
Public Works, Legislative Services – Angela Casias  
Public Works, Survey – Paul Rogalla

**ORDINANCE/RESOLUTION REQUEST**

Please email requests to Angela Casias  
at [angela.casias@DenverGov.org](mailto:angela.casias@DenverGov.org) by 12:00 pm 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: September 21, 2015

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, contract amendment, municipal code change, supplemental request, etc.**)

2015-RELINQ-0000003 14<sup>th</sup> and Speer Apartments Easement Relinquishment

3. **Requesting Agency:** Public Works – Right of Way Services – Survey

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

- **Name:** Adrienne Lorantos, AICP
- **Phone:** 720-865-3119
- **Email:** Adrienne.Lorantos@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:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** Angela.Casias@denvergov.org

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

This is a proposal to clear a sanitary sewer easement over the future 14<sup>th</sup> and Speer Apartment project that is at 13<sup>th</sup> and 14<sup>th</sup> Avenue and between Speer Boulevard and Fox Street. The existing sanitary sewer line has been moved.

**\*\*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 – please do not leave blank.)

- a. **Contract Control Number:** N/A
- b. **Contract Term:** N/A
- c. **Location:** 14<sup>th</sup> and Speer
- d. **Affected Council District:** District #3 – Paul Lopez
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):** 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:

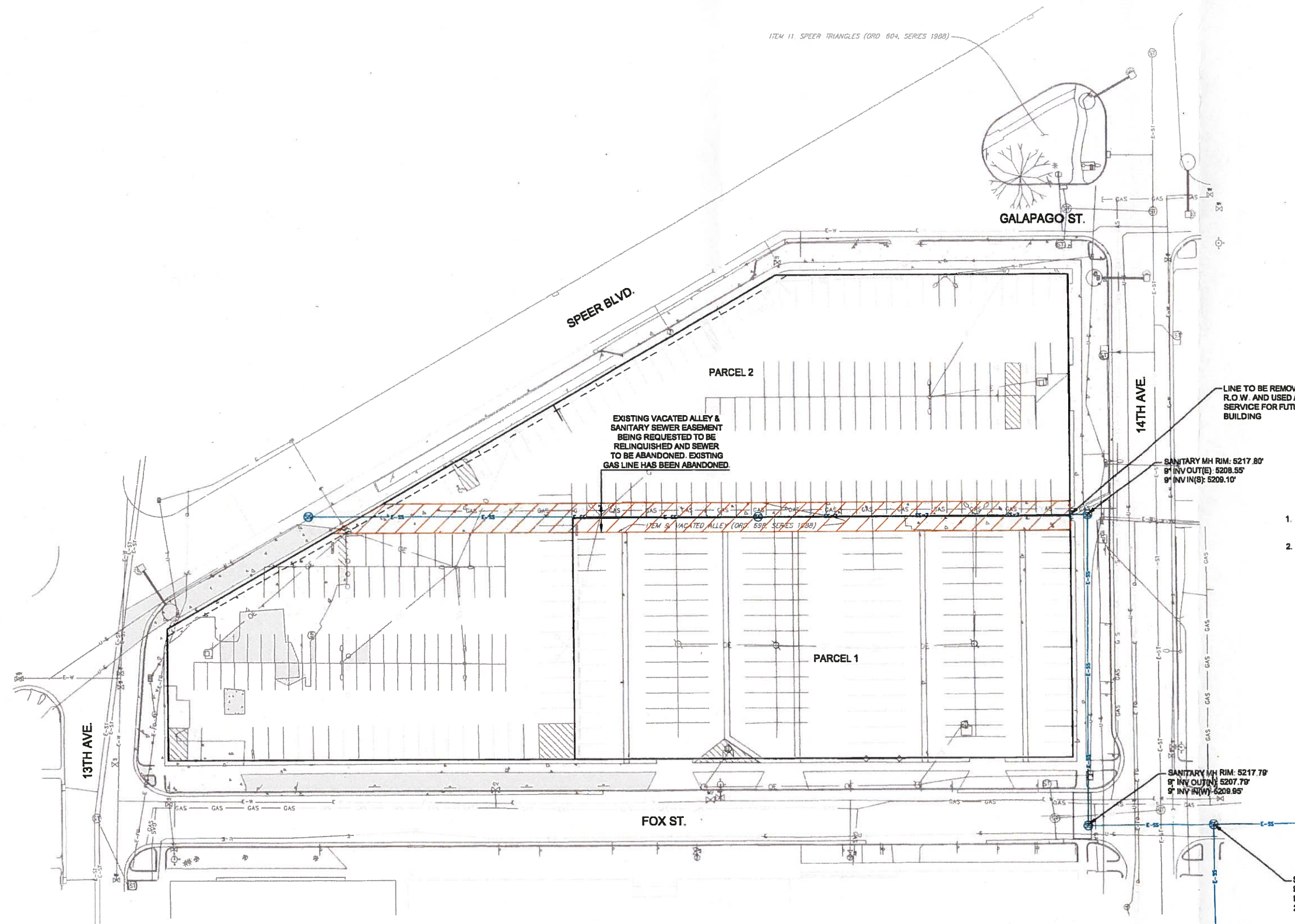
SIRE Tracking Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_



Know what's below.  
Call before you dig.

ITEM 11. SPEER TRIANGLES (ORD. 604, SERIES 1988)



**LEGEND**

- E-ST — EXISTING STORM SEWER
- U-E — UNDERGROUND ELECTRIC
- E-SS — EXISTING SANITARY SEWER
- GAS — GAS LINE
- OE — OVERHEAD ELECTRIC
- E-FO — EXISTING FIBER OPTICS
- ⊙ — SANITARY MH
- ⊙ — LIGHT POLE

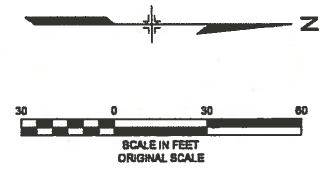
EXISTING VACATED ALLEY & SANITARY SEWER EASEMENT BEING REQUESTED TO BE RELINQUISHED AND SEWER TO BE ABANDONED. EXISTING GAS LINE HAS BEEN ABANDONED.

LINE TO BE REMOVED TO R.O.W. AND USED AS SEWER SERVICE FOR FUTURE BUILDING

SANITARY MH RIM: 5217.80'  
8" INV OUT(N): 5208.55'  
9" INV IN(S): 5209.10'

**NOTES**

1. PARCEL 1 AND PARCEL 2 ARE BEING DEVELOPED AS ONE BUILDING.
2. GAS LINE, PER XCEL, HAS BEEN ABANDONED IN PLACE AND WILL BE REMOVED AS PART OF THIS PROJECT.



SANITARY MH RIM: 5217.79'  
8" INV OUT(N): 5207.79'  
9" INV IN(W): 5209.95'

SANITARY MH RIM: 5217.94'  
8" INV IN(S): 5207.54'  
9" INV IN(E): 5207.14'  
21" INV OUT(N): 5206.94'

REFERENCE DRAWINGS			
No.	DATE	DESCRIPTION	BY
COMPUTER FILE MANAGEMENT			
FILE NAME: R:\15.588.004 (14th & Speer 2015 ALTA)\Dwg\Exhibit\Easement Relinquishment Exhibit.dwg			
PLOT DATE: 6/28/2015 2:11 PM			
THIS DRAWING IS CURRENT AS OF PLOT DATE AND MAY BE SUBJECT TO CHANGE.			

SHEET KEY	

PREPARED BY:

Matrix DESIGN GROUP

SEAL

**PRELIMINARY**  
THIS DRAWING HAS NOT BEEN APPROVED BY GOVERNING AGENCIES AND IS SUBJECT TO CHANGE

FOR AND ON BEHALF OF  
MATRIX DESIGN GROUP, INC.  
PROJECT No. 13.588.002

**14th & Speer Apartments**

City and County of Denver  
Exhibit

**14TH & SPEER APARTMENT SITE**  
**EASEMENT RELINQUISHMENT**

DESIGNED BY: BOB	SCALE: 1" = 50'	DATE ISSUED: 6/25/2015	DRAWING No. EX01
DRAWN BY: BOB	HORIZ: NA	SHEET: 1 OF 1	
CHECKED BY: PDC	VERT: NA		

BY AUTHORITY

ORDINANCE NO. 698  
SERIES OF 1988

COUNCIL BILL NO. 722  
COMMITTEE OF REFERENCE:

PUBLIC WORKS

A B I L L

FOR AN ORDINANCE VACATING A CERTAIN PART OF THE SYSTEM OF THOROUGHFARES OF THE MUNICIPALITY, I.E., VACATING OF ALLEY IN BLOCK 18, WITTER'S FIRST ADDITION TO THE CITY OF DENVER, SUBJECT TO CERTAIN RESERVATIONS. BLOCK IS BOUNDED BY FOX STREET, WEST 13TH AVENUE, SPEER BOULEVARD, GALAPAGO STREET AND WEST 14TH AVENUE.

WHEREAS, the Manager of Public Works of the City and County of Denver has found and determined that the public use, convenience and necessity no longer require that certain alley in the system of thoroughfares of the municipality hereinafter described and, subject to approval by ordinance, has vacated the same with reservations as hereinafter set forth;

NOW, THEREFORE,

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

Section 1. That the action of the Manager of Public Works in vacating the following described alley in the City and County of Denver and State of Colorado, to wit:

The alley in Block 18, Witter's First Addition to the City of Denver, lying between the south line of West 14th Avenue and the northeasterly line of Speer Boulevard as established by Ordinance No. 61, Series of 1908.

be and the same is hereby approved and the described alley is hereby vacated and declared vacated provided, however, said vacation shall be subject to the following conditions and reservations:

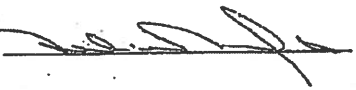
That easements be and are hereby retained to protect the utilities in the vacated alley which utilities include power lines, telephone lines and drainage facilities for water and sewage of the City and County of Denver.

PASSED BY THE COUNCIL November 7 1988

Harvath Davis - PRESIDENT

APPROVED: Edwin P. ... - MAYOR 11/9 1988

ATTEST:



- CLERK AND RECORDER,  
EX-OFFICIO CLERK OF THE  
CITY AND COUNTY OF DENVER

PUBLISHED IN THE DAILY JOURNAL Nov. 4, 1988 Nov. 17, 1988

I have made the findings and determinations as set forth in the above and foregoing draft or form of a proposed Bill for an Ordinance, and subject to approval by Ordinance, have vacated and do hereby vacate the described alley, subject to certain reservations, and request the Council of the City and County of Denver to approve such vacation, subject to certain reservations, by the enactment of an appropriate ordinance. I approve said draft or form of a proposed Bill for an Ordinance and recommend the introduction and passage thereof.

\_\_\_\_\_  
John Mrozek  
Manager, Public Works

PREPARED BY: ROBERT M. KELLY, ASSISTANT CITY ATTORNEY 10/26/88

REVIEWED BY: Patricia Wells - CITY ATTORNEY 10/26 1988

SPONSORED BY COUNCIL MEMBER(S) \_\_\_\_\_



ORDINANCE NO. 698 Series 19 88

Council Bill No. 782 Series 19 88

Meeting Date 10/31 1988

Read by Title, referred to Committee

on PUBLIC WORKS

Committee report adopted/failed

Council Bill ordered published:

Meeting Date Oct. 31, 1988

Council Bill passed/denied by the City Council:

Meeting Date Nov. 7 1988

VETOED: \_\_\_\_\_ 19\_\_

Sustained

Overruled

No Action Taken

CR 46 (Rev. 1/87)

R-88-0333302 11/17/88 14:44 1/ 3 MISC .00  
FELICIA MUFTIC - DENVER COUNTY .00

**ORDINANCE**



1601 Blake Street, Suite 200  
Denver, Colorado 80202  
303-572-0200  
matrixdesigngroup.com

**EXHIBIT A**

THE ALLEY IN BLOCK 18, WITTER'S FIRST ADDITION TO THE CITY OF DENVER AS DESCRIBED IN THE ALLEY VACATION RECORDED ON NOVEMBER 17, 1988 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S OFFICE AT RECEPTION NUMBER R-88-0333302, ORDINANCE NO. 698 SERIES 1988 LOCATED IN THE NORTHWEST ONE-QUARTER OF SECTION 3, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH P.M., CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE NORTHWEST CORNER OF SAID BLOCK 18; THENCE NORTH 89°49'52" EAST, ALONG THE NORTH LINE OF SAID BLOCK 18, A DISTANCE OF 125.04 FEET TO THE NORTHWEST CORNER OF SAID ALLEY AND THE **POINT OF BEGINNING**;

THENCE NORTH 89°49'52" EAST, CONTINUING ALONG THE NORTH LINE OF PREVIOUSLY MENTIONED ALLEY, A DISTANCE OF 16.00 FEET TO THE EAST LINE OF SAID ALLEY;

THENCE SOUTH 00°12'27" EAST, ALONG THE EAST LINE OF SAID ALLEY, A DISTANCE OF 408.08 FEET TO A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF SPEER BOULEVARD AS ESTABLISHED BY ORDINANCE NO. 61, SERIES 1908 IN SAID RECORDS;

THENCE NORTH 29°56'01" WEST, ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 32.27 FEET TO A POINT ON THE WEST LINE OF SAID ALLEY;

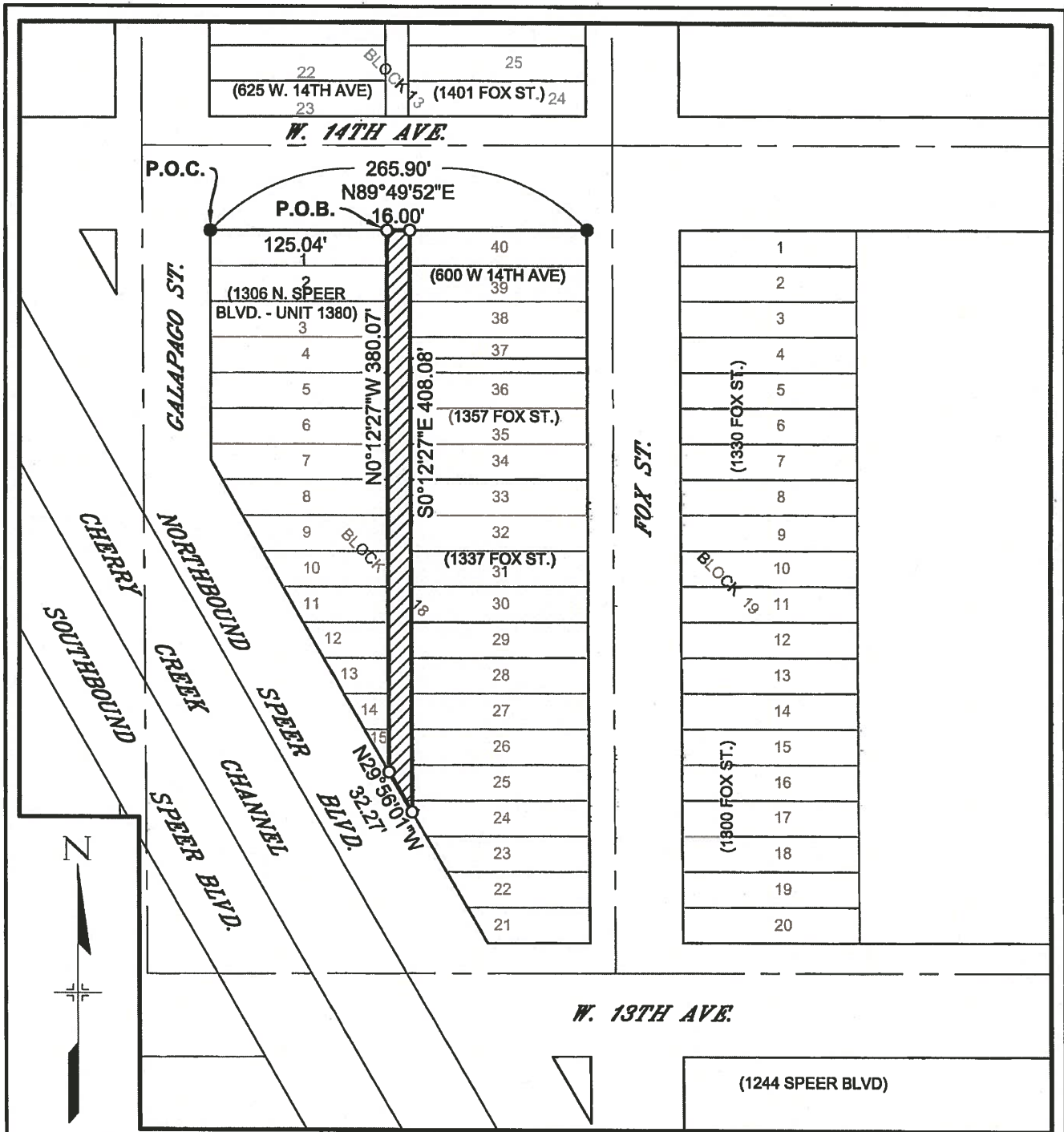
THENCE NORTH 00°12'27" WEST, ALONG SAID WEST LINE, A DISTANCE OF 380.07 FEET TO THE **POINT OF BEGINNING**.

THE ABOVE DESCRIBED PARCEL CONTAINS A CALCULATED AREA OF 6,305 SQUARE FEET OR 0.14475 ACRES, MORE OR LESS.

**BASIS OF BEARINGS:** THE BEARINGS USED IN THIS DESCRIPTION ARE GRID BEARINGS OF THE NAD83 (2011) COLORADO STATE PLANE CENTRAL ZONE AND ARE BASED ON THE NORTH LINE OF THE BLOCK 18, WITTER'S FIRST ADDITION TO THE CITY OF DENVER AS RECORDED ON SEPTEMBER 26, 1870 IN THE ARAPAHOE COUNTY CLERK AND RECORDER'S OFFICE AT BOOK 1 PAGE 54 BEING MONUMENTED AT THE WEST END BY A FOUND 1-1/2" BRASS TAG STAMPED WITH "MATRIX, PLS 34977" AND ON THE EAST END BY A FOUND NUMBER 3 REBAR WHICH BEARS NORTH 89°49'52" EAST, 265.90 FEET.



JUSTIN A. CONNER, PLS NO. 38421  
PREPARED FOR AND ON BEHALF OF  
MATRIX DESIGN GROUP, INC.



50 0 100  
SCALE: 1"= 100'

AREA 6,305 S.F. OR (0.14475 ACRES)



1601 Blake Street, Suite 200  
Denver, CO 80202  
Phone 303-572-0200  
Fax 303-572-0202

THE ALLEY IN BLOCK 18, WITTER'S FIRST ADDITION TO THE CITY OF DENVER, LOCATED IN THE NW 1/4 OF SECTION 3, T4S, R68W, CITY AND COUNTY OF DENVER, COLORADO.

**EXHIBIT A**

DRAWN BY:	JAC	DATE:	AUG. 05, 2015	2 OF 2
CHECKED BY:	JAC	JN:	15.588.004	