

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2021

COUNCIL BILL NO. CB21-0728
COMMITTEE OF REFERENCE:

4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance relinquishing a portion of the 10-foot utility easement**
7 **established in Denver Gateway Center Filing No. 5 recorded with the Denver**
8 **Clerk & Recorder at Reception No. 2019153485 located at 62nd Avenue, North**
9 **Ceylon Street and North Dunkirk Street.**

10 **WHEREAS**, the Executive Director of the Department of Transportation and Infrastructure of
11 the City and County of Denver has found and determined that the public use, convenience and
12 necessity no longer requires a portion of the 10-foot utility easement in the area hereinafter
13 described, and subject to approval by ordinance, has relinquished the same;

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

15 **Section 1.** That the action of the Executive Director of the Department of Transportation
16 and Infrastructure in relinquishing a portion of the 10-foot utility easement established in Denver
17 Gateway Center Filing No. 5 recorded with the Denver Clerk & Recorder at Reception No.
18 2019153485, in the following area:

19 **PARCEL DESCRIPTION ROW NO. 2021-RELINQ-0000004-001:**

20 A PORTION OF THAT 10' UTILITY EASEMENT ACROSS LOT 1, BLOCK 1, AS SHOWN ON
21 THE PLAT OF DENVER GATEWAY CENTER FILING NO. 5, RECORDED AT RECEPTION NO.
22 2019153485, SITUATED IN THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 3
23 SOUTH, RANGE 66 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF
24 DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

25
26 BASIS OF BEARINGS: BEARINGS ARE BASED UPON THE EAST LINE OF THE NORTHWEST
27 QUARTER OF SECTION 10, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH
28 PRINCIPAL MERIDIAN, ASSUMED TO BEAR NORTH 00°03'23" WEST, WITH ALL BEARINGS
29 HEREIN RELATIVE THERETO, AS MONUMENTED AT THE CENTER QUARTER CORNER AND
30 THE NORTH QUARTER CORNER BY A 3-1/2" ALUMINUM CAP STAMPED "CALVADA
31 SURVPLS 29412";

32
33 COMMENCING AT THE SAID CENTER QUARTER CORNER OF SECTION 10;

34
35 THENCE NORTH 00°03'23" WEST ALONG THE EAST LINE OF THE NORTHWEST QUARTER
36 OF SAID SECTION 10, A DISTANCE OF 634.19 FEET;

1 THENCE SOUTH 89°56'37" WEST, A DISTANCE OF 42.00 FEET TO THE SOUTHEAST
2 CORNER OF SAID LOT 1;
3
4 THENCE NORTH 00°03'23" WEST ALONG THE EAST LINE OF SAID LOT 1, A DISTANCE OF
5 5.10 FEET, SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING;
6
7 THENCE NORTH 78°52'26" WEST A DISTANCE OF 752.25 FEET;
8
9 THENCE NORTH 01°47'07" WEST A DISTANCE OF 5.13 FEET TO A POINT BEING THE
10 SOUTH WEST ANGLE POINT OF SAID 10' UTILITY EASEMENT DEDICATED BY DENVER
11 GATEWAY CENTER FILING NO. 5;
12
13 THENCE ALONG SAID 10' UTILITY EASEMENT SOUTH 78°52'26" EAST A DISTANCE OF
14 742.21 FEET TO A POINT BEING THE SOUTH EAST ANGLE POINT OF SAID 10' UTILITY
15 EASEMENT DEDICATED BY DENVER GATEWAY CENTER FILING NO. 5;
16
17 THENCE ALONG SAID 10' UTILITY EASEMENT NORTH 00°03'23" WEST A DISTANCE OF
18 637.73 FEET TO A POINT BEING THE NORTH EAST ANGLE POINT OF SAID 10' UTILITY
19 EASEMENT DEDICATED BY DENVER GATEWAY CENTER FILING NO. 5;
20
21 THENCE ALONG SAID 10' UTILITY EASEMENT SOUTH 89°17'25" WEST A DISTANCE OF
22 729.13 FEET TO A POINT BEING THE NORTH WEST ANGLE POINT OF SAID 10' UTILITY
23 EASEMENT DEDICATED BY DENVER GATEWAY CENTER FILING NO. 5;
24
25 THENCE NORTH 00°08'08" WEST A DISTANCE OF 5.00 FEET;
26
27 THENCE NORTH 89°17'25" EAST, A DISTANCE OF 364.83 FEET;
28
29 THENCE NORTH 00°42'35" WEST A DISTANCE OF 5.00 FEET TO A POINT ON THE NORTH
30 LINE OF SAID LOT 1;
31
32 THENCE NORTH 89°17'25" EAST ALONG THE NORTH LINE OF SAID LOT 1 A DISTANCE OF
33 374.37 FEET TO THE NORTH EAST CORNER OF LOT 1;
34
35 THENCE SOUTH 00°03'23" EAST ALONG THE EAST LINE OF SAID LOT 1 A DISTANCE OF
36 654.92 FEET TO THE POINT OF BEGINNING;
37
38 CONTAINING A TOTAL OF 15,717 SQ. FT. OR 0.361 ACRES MORE OR LESS
39 be and the same is hereby approved and that a portion of the 10-foot utility easement within the
40 above-described area is hereby relinquished.

41
42 **REMAINDER OF PAGE INTENTIONALLY BLANK**

1 COMMITTEE APPROVAL DATE: June 29, 2021 by Consent

2 MAYOR-COUNCIL DATE: July 6, 2021 by Consent

3 PASSED BY THE COUNCIL: July 19, 2021

4 *Steve Filmore* - PRESIDENT

5 APPROVED: _____ - MAYOR _____

6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER

9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

10 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: July 8, 2021

11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the Office of
12 the City Attorney. We find no irregularity as to form and have no legal objection to the proposed
13 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6
14 of the Charter.

15
16 Kristin M. Bronson, Denver City Attorney

17
18 BY: *Jonathan Griffin*, Assistant City Attorney DATE: Jul 7, 2021