

BY AUTHORITY

1
2 ORDINANCE NO. _____
3 SERIES OF 2020

COUNCIL BILL NO. CB20-0125
COMMITTEE OF REFERENCE:

4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance relinquishing a portion of the easement established in the**
7 **Kentucky Gardens plat recorded with the Arapahoe County Clerk & Recorder at**
8 **Plat Book 5, Page 39 located near the intersection of West Tennessee Avenue**
9 **and Morrison Road.**

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 easement in the area hereinafter described, and subject
13 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 easement established in the Kentucky Gardens
17 plat, recorded with the Arapahoe County Clerk & Recorder at Plat Book 5, Page 30, in the following
18 area:

19 **PARCEL DESCRIPTION ROW NO. 2019-RELINQ-0000014-001:**

20 A PARCEL OF LAND SCALED FROM THE SUBDIVISION PLAT OF KENTUCKY GARDENS,
21 BOOK 5, PAGE 39, BEING A 10' EASEMENT LABELED "DITCH" ON SAID SUBDIVISION PLAT
22 ACROSS LOTS 31, 32, AND 33 OF BLOCK 1, SITUATED IN THE SOUTHWEST 1/4 OF
23 SECTION 18, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN,
24 CITY AND COUNTY OF DENVER, STATE OF COLORADO BEING MORE PARTICULARLY
25 DESCRIBED AS FOLLOWS:

26
27 COMMENCING AT THE SOUTHWEST CORNER OF SECTION 18, TOWNSHIP 4 SOUTH,
28 RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN BEING A FOUND 2.5" ALUMINUM CAP
29 "ILLEGIBLE" FROM WHENCE A FOUND 3.25" ALUMINUM CAP "PLS 27269" BEING THE
30 SOUTH 1/4 CORNER TO SAID SECTION 18 BEARS SOUTH 89°52'17"EAST A DISTANCE OF
31 2673.17 FEET WITH ALL BEARINGS HEREIN RELATIVE THERETO;

32
33 THENCE SOUTH 89°52'17" EAST A DISTANCE OF 427.53 FEET ALONG THE SOUTH LINE OF
34 THE SOUTHWEST 1/4 OF SAID SECTION 18;
35 THENCE NORTH 00°23'23" WEST A DISTANCE OF 235.31 FEET ALONG THE WEST LINE OF
36 LOT 33, BLOCK 1, KENTUCKY GARDENS TO THE POINT OF BEGINNING;

37
38 THENCE NORTH 81°34'47" EAST A DISTANCE OF 5.18 FEET;

1 THENCE 28.08 FEET ALONG A NON-TANGENT CURVE TO THE LEFT WITH A RADIUS OF
2 116.53 FEET, A DELTA OF 13°48'26", AND A CHORD WHICH BEARS NORTH 75°18'15" EAST,
3 28.01 FEET;
4 THENCE NORTH 66°46'06" EAST A DISTANCE OF 7.45 FEET;
5 THENCE 26.35 FEET ALONG A NON-TANGENT CURVE TO THE RIGHT WITH A RADIUS OF
6 74.03 FEET, A DELTA OF 20°23'30", AND A CHORD WHICH BEARS NORTH 76°17'06" EAST,
7 26.21 FEET;
8 THENCE NORTH 86°47'59" EAST A DISTANCE OF 19.87 FEET;
9 THENCE NORTH 85°20'04" EAST A DISTANCE OF 15.58 FEET;
10 THENCE 30.89 FEET ALONG A NON-TANGENT CURVE TO THE LEFT WITH A RADIUS OF
11 115.76 FEET, A DELTA OF 15°17'10", AND A CHORD WHICH BEARS NORTH 80°57'08" EAST,
12 30.79 FEET;
13 THENCE NORTH 77°30'38" EAST A DISTANCE OF 7.14 FEET;
14 THENCE NORTH 81°08'00" EAST A DISTANCE OF 9.28 FEET;
15 THENCE 8.76 FEET ALONG A NON-TANGENT CURVE TO THE LEFT WITH A RADIUS OF
16 34.38 FEET, A DELTA OF 14°35'48", AND A CHORD WHICH BEARS NORTH 72°00'57" EAST,
17 8.73 FEET;
18 THENCE NORTH 62°33'11" EAST A DISTANCE OF 13.52 FEET TO A POINT ON THE EAST
19 LINE OF LOT 31, BLOCK 1, KENTUCKY GARDENS;
20 THENCE SOUTH 00°23'23" EAST A DISTANCE OF 11.23 FEET ALONG THE EAST LINE OF
21 LOT 31, BLOCK 1, KENTUCKY GARDENS;
22 THENCE SOUTH 62°33'11" WEST A DISTANCE OF 8.59 FEET;
23 THENCE 11.68 FEET ALONG A NON-TANGENT CURVE TO THE RIGHT WITH A RADIUS OF
24 44.38 FEET, A DELTA OF 15°04'27", AND A CHORD WHICH BEARS SOUTH 71°59'42" WEST,
25 11.64 FEET;
26 THENCE SOUTH 81°08'00" WEST A DISTANCE OF 9.11 FEET;
27 THENCE SOUTH 77°30'38" WEST A DISTANCE OF 6.46 FEET;
28 THENCE 32.89 FEET ALONG A NON-TANGENT CURVE TO THE RIGHT WITH A RADIUS OF
29 125.76 FEET, A DELTA OF 14°59'00", AND A CHORD WHICH BEARS SOUTH 80°58'17" WEST,
30 32.79 FEET;
31 THENCE SOUTH 85°20'04" WEST A DISTANCE OF 15.43 FEET;
32 THENCE SOUTH 86°47'59" WEST A DISTANCE OF 19.97 FEET;
33 THENCE 22.82 FEET ALONG A NON-TANGENT CURVE TO THE LEFT WITH A RADIUS OF
34 64.03 FEET, A DELTA OF 20°25'07", AND A CHORD WHICH BEARS SOUTH 76°14'57" WEST,
35 22.70 FEET;
36 THENCE SOUTH 66°46'06" WEST A DISTANCE OF 7.65 FEET;
37 THENCE 30.64 FEET ALONG A NON-TANGENT CURVE TO THE RIGHT WITH A RADIUS OF
38 126.53 FEET, A DELTA OF 13°52'23", AND A CHORD WHICH BEARS SOUTH 75°16'17" WEST,
39 30.56 FEET;
40 THENCE SOUTH 81°34'23" WEST A DISTANCE OF 6.48 FEET TO A POINT ON THE WEST
41 LINE OF LOT 33, BLOCK 1, KENTUCKY GARDENS;
42 THENCE NORTH 00°23'23" WEST A DISTANCE OF 10.10 FEET ALONG THE WEST LINE OF
43 LOT 33, BLOCK 1, KENTUCKY GARDENS, TO THE POINT OF BEGINNING.

44
45 CONTAINING: 1,719 SQUARE FEET, 0.039 ACRES OF LAND, MORE OR LESS.
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1 be and the same is hereby approved and that the easement within the above-described area is
2 hereby relinquished.

3 COMMITTEE APPROVAL DATE: February 11, 2020 by Consent

4 MAYOR-COUNCIL DATE: February 18, 2020

5 PASSED BY THE COUNCIL: _____
6 _____ - PRESIDENT

7 APPROVED: _____ - MAYOR _____

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

11 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

12 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: February 20, 2020

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

17
18 Kristin M. Bronson, Denver City Attorney

19
20 BY: *Kristin M. Bronson*, Assistant City Attorney DATE: Feb 19, 2020