

**BY AUTHORITY**

ORDINANCE NO. \_\_\_\_\_  
SERIES OF 2014

COUNCIL BILL NO. CB13-0915  
COMMITTEE OF REFERENCE:

Land Use, Transportation & Infrastructure

**A BILL**

**For an ordinance designating certain property as “park” under section 2.4.5 of the City charter, namely Fishback Park.**

**Whereas**, the following real property, known as Fishback Park, which is under the jurisdiction of the Denver Department of Parks and Recreation, has been or will be used for park purposes within the City and County of Denver (“Park Property”):

A parcel of land located in the Northwest Quarter of Section 33, T3S, R68W, of the 6<sup>TH</sup> P.M., City and County of Denver, State of Colorado, more particularly described as follows:

Commencing at the intersection point of the Southerly right-of-way line of Water Street and the Easterly right-of-way line of 7<sup>th</sup> Street; Thence Northeasterly, along said Southerly right-of-way line of Water Street, 515 feet to the Point of Beginning; Thence Northeasterly, continuing along said Southerly right-of-way line, a distance of 734.60 feet; Thence Northwesterly, on a deflection angle left of 90°00’00”, a distance of 19.70 feet; Thence Northeasterly, on a deflection angle right of 90°00’00”, a distance of 75.40 feet; Thence Southeasterly, on a deflection angle right of 90°00’00”, a distance of 44.95 feet to a point on the Northerly line of that certain parcel of land described in Reception No. 2003027971 in the records of the City and County of Denver; Thence Southwesterly, along said Northerly line, on a deflection angle right of 76°20’02”, a distance of 833.60 feet; Thence Northwesterly, departing said Northerly line, on a deflection angle right of 103°39’58”, a distance of 215.28 feet to the Point of Beginning.

**Whereas**, the Parks and Recreation Advisory Board and the Manager of Parks and Recreation have recommended that said Park Property be formally designated as a “park” under section 2.4.5 of the City Charter.

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

**Section 1.** That the Park Property, known as Fishback Park, is hereby designated as a “park” under section 2.4.5 of the City Charter and shall henceforth be regarded as being a designated park in the City and County of Denver, such designation being subject to the Metro Sewage Disposal District No. 1 Platte River II Interceptor Sewer where it is currently located in the Park Property and any other existing utilities lawfully located in the Park Property as of the date of this park designation.

1 COMMITTEE APPROVAL DATE: December 10, 2013

2 MAYOR-COUNCIL DATE: December 17, 2013

3 PASSED BY THE COUNCIL: \_\_\_\_\_, 2014

4 \_\_\_\_\_ - PRESIDENT

5 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2014

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

9 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2014; \_\_\_\_\_, 2014

10 PREPARED BY: Patrick A. Wheeler - Assistant City Attorney – DATE: January 2, 2014

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 not submitted to the City Council for approval pursuant to  
14 §3.2.6 of the Charter.

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16 D. Scott Martinez, Denver City Attorney

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18 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2014

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