



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

## REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

**TO:** Karen Walton, City Attorney's Office  
**FROM:** Robert J. Duncanson, P.E.  
Manager 2, Development Engineering Services  
**PROJECT NO:** 2014-0610-05  
**DATE:** October 13, 2014  
**SUBJECT:** Request for an Ordinance to relinquish certain easements established in:  
Ordinance # **215**, Series of **1956**

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

This office has investigated the request of Peter Buckley of Martin/Martin, dated September 18, 2014, on behalf of 1415 Lawrence Arapahoe Ltd for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast Corporation; Councilperson; CPD: Planning Services; Denver Water Board; Fire Department; Metro Wastewater Reclamation District; Office of Telecommunications; PW: DES Engineering, and DES 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(s).

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

**INSERT PARCEL DESCRIPTION ROW 2014-0610-05-001 HERE**

A map is attached showing the area in which the subject easement is to be relinquished. A copy of the Ordinance creating the easement is also attached.

Attachments

RJD:aal

c: Asset Management: Steve Wirth  
City Council: Shelley Smith  
Councilperson and Aides  
Department of Law: Karen Aviles  
Department of Law: Brent Eisen  
Department of Law: Karen Walton  
Department of Law: Shaun Sullivan  
Public Works: Alba Castro  
Public Works: Nancy Kuhn  
Public Works Survey: Paul Rogalla

**Property Owner**  
**1415 Lawrence Arapahoe Ltd**  
**5161 E Arapahoe Road, Suite 320**  
**Centennial, CO 80122-4811**

**Agent**  
**Peter Buckley**  
**Martin/Martin Consulting Engineers, Inc**  
**12499 W Colfax Ave**  
**Lakewood, CO 80215**

**ORDINANCE/RESOLUTION REQUEST**

Please email requests to Nancy Kuhn at [Nancy.khun@denvergov.org](mailto:Nancy.khun@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: October 13, 2014**

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.)*

2014-0610-05: This is a proposal to relinquish an easement at 1144 15<sup>th</sup> Street

**3. Requesting Agency:** Public Works Survey

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

- **Name:** Adrienne Lorantos, AICP
- **Phone:** 720-865-3119
- **Email:** [Adrienne.Lorantos@denvergov.org](mailto: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:** Nancy Kuhn
- **Phone:** 720-865-8720
- **Email:** [Nancy.Kuhn@denvergov.org](mailto:Nancy.Kuhn@denvergov.org)

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

This is a request to relinquish a utility easement at 1144 15<sup>th</sup> Street.

**\*\*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:** N/A
- b. Duration:** Permanent
- c. Location:** 1144 15<sup>th</sup> Street
- d. Affected Council District:** #8 - Brooks
- 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: \_\_\_\_\_



**DENVER**  
THE MILE HIGH CITY

## EXECUTIVE SUMMARY

**Project Title: 2014-0610-05 Easement Relinquishment at 1144 15<sup>th</sup> St**

**Description of Proposed Project: This is a proposal to relinquish a utility easement.**

**Explanation of why the public right-of-way must be utilized to accomplish the proposed project: For overall lot redevelopment.**

**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: None.**

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BY AUTHORITY

ORDINANCE NO. 215  
SERIES OF 1956

COUNCILMAN'S BILL NO. 226

INTRODUCED BY COUNCILMAN

Hollers Harrington and Flor

A BILL

FOR AN ORDINANCE VACATING PART OF THE ALLEY IN BLOCK 74, EAST DENVER, SUBJECT TO RESERVATIONS.

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 the portion of that certain alley hereinafter described, and, subject to approval by ordinance, has vacated the same with the reservations 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 portion of an alley in the City and County of Denver, State of Colorado, to-wit;

That portion of the public alley, 16 feet in width in Block 74, East Denver, extending from the northeasterly line of said Block 74 to a line 199 feet southwesterly from and parallel to the said northeasterly line;

reserving (1) to the City and County of Denver at all times an easement for drainage purposes in, upon, across, along, and over the same and the right to construct, operate, maintain, and remove sewers, water pipes, and appurtenances and to authorize the construction, operation, maintenance, and removal of sewers, water pipes, and appurtenances therein and therefrom, and (2) to the utility owners the continued right to maintain and operate existing electric light and power lines, telephone lines, and gas mains and pipes; be and the same is hereby approved and said portion of said alley is hereby vacated and declared vacated, subject to the reservations above set forth.

Section 2. The Council finds this Ordinance is necessary for the immediate preservation of the public health and public



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safety, and determines that it shall take effect immediately upon its final passage and publication.

PASSED by the Council June 11 1956

[Signature] - President

APPROVED: June 14, 1956 acting [Signature] Mayer 1956

ATTEST: ROBERT E. LEE - Clerk and Recorder,  
Ex-Officio Clerk of the  
City and County of Denver

By: [Signature] - Deputy City Clerk

PUBLISHED IN The Daily Journal June 9 1956 and June 16 1956

I have made the findings and determinations set forth in the foregoing draft or form of a proposed Bill for an Ordinance, and subject to approval by ordinance, have vacated and do hereby vacate that portion of the alley therein described, subject to the reservations therein set forth, and request the Council of the City and County of Denver to approve such vacation, subject to such 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.

[Signature]  
Manager of Public Works

APPROVED: [Signature] - City Attorney

APPROVED: \_\_\_\_\_ - Planning Director



**LEGAL DESCRIPTION**

A PARCEL OF LAND IN BLOCK 74, EAST DENVER LOCATED IN A PART OF SECTION 33, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE VACATED ALLEY ADJACENT TO LOTS 1 THROUGH 5 INCLUSIVE AND THE NORTHEASTERLY 23.00 FEET OF LOT 6, AND LOTS 28 THROUGH 32 INCLUSIVE AND THE NORTHEASTERLY 23.00 FEET OF LOT 27, BLOCK 74, EAST DENVER, CITY AND COUNTY OF DENVER, STATE OF COLORADO, AS VACATED BY ORDINANCE 215, SERIES OF 1956, RECORDED JULY 3, 1956 IN BOOK 7897 AT PAGE 370, CITY AND COUNTY OF DENVER, STATE OF COLORADO.

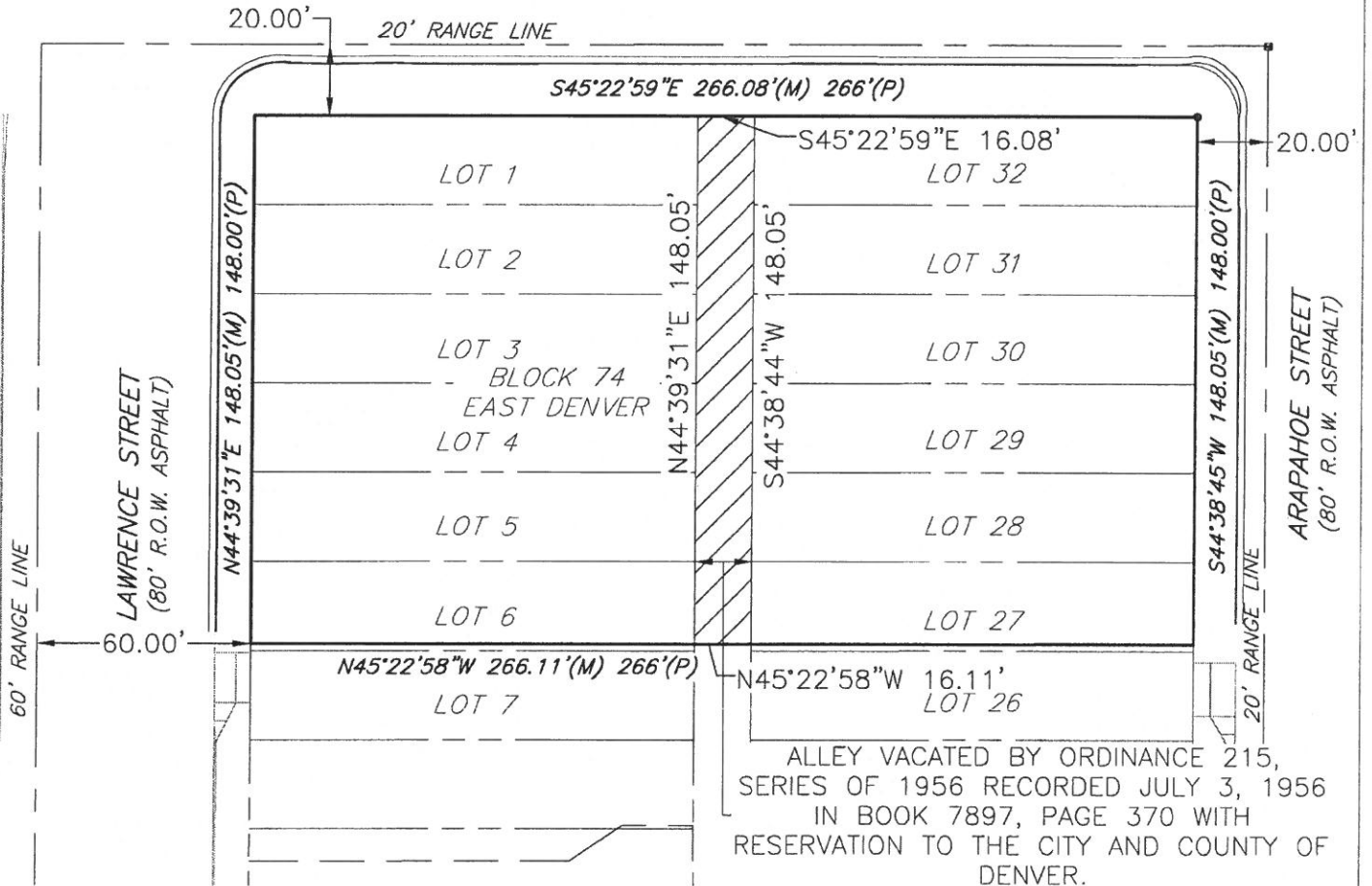
SAID PARCEL CONTAINS 2,383 SQUARE FEET (0.055 ACRES), MORE OR LESS.

PREPARED BY PETER BUCKLEY  
REVIEWED BY RICHARD NOBBE, PLS #23899  
FOR AND ON BEHALF OF  
MARTIN/MARTIN, INC.  
12499 WEST COLFAX AVENUE  
LAKEWOOD, COLORADO 80215

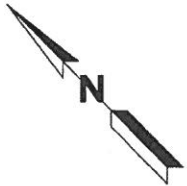


# EXHIBIT A

15TH STREET  
(80' R.O.W. CONCRETE)

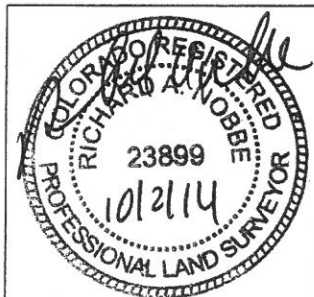


ALLEY VACATED BY ORDINANCE 215,  
SERIES OF 1956 RECORDED JULY 3, 1956  
IN BOOK 7897, PAGE 370 WITH  
RESERVATION TO THE CITY AND COUNTY OF  
DENVER.



SCALE: 1"=50'  
ALL DIMENSIONS ARE  
U.S. SURVEY FEET

THIS EXHIBIT DOES NOT REPRESENT A  
MONUMENTED LAND SURVEY. IT IS ONLY  
TO DEPICT THE ATTACHED DESCRIPTION



OCTOBER 02, 2014

**MARTIN/MARTIN**  
CONSULTING ENGINEERS

12499 WEST COLFAX AVENUE, LAKEWOOD, COLORADO 80215  
MAIN 303.431.6100 MARTINMARTIN.COM

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