

1 BY AUTHORITY

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2013

COUNCIL BILL NO. CB13-0495  
COMMITTEE OF REFERENCE:  
Land Use, Transportation & Infrastructure

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5  
6 A BILL

7 **For an ordinance relinquishing the easement to the City established in an**  
8 **instrument recorded in the City records at Book 8377, Page 115, and a portion of**  
9 **the utility easement established in the Pavlakis Subdivision by Ordinance No. 397,**  
10 **Series of 1955.**  
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12 **WHEREAS**, the Manager of Public Works of the City and County of Denver has found and  
13 determined that the public use, convenience and necessity no longer requires the easements in the  
14 area hereinafter described, and subject to approval by ordinance, has relinquished the same;

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

17 **Section 1.** That the action of the Manager of Public Works in relinquishing the easement to  
18 the City established in an instrument recorded in the City records at Book 8377, Page 115 and a  
19 portion of the utility easement established in the Pavlakis Subdivision by Ordinance No. 397, Series of  
20 1955, in the following areas:  
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23 **[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]**  
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**PARCEL DESCRIPTION ROW 2012-0256-04-001**

**ROADWAY EASEMENT**

**LEGAL DESCRIPTION**

THAT PROPERTY DESCRIBED AT BOOK 8377, PAGE 115 OF THE DENVER COUNTY RECORDS, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF PAVLAKIS SUBDIVISION; THENCE ALONG THE EAST LINE OF SAID PAVLAKIS SUBDIVISION ALSO BEING THE WEST LINE OF VIRGINIA VILLAGE FILING NO. 3, N00°01'04"W, 255.00 FEET TO THE POINT OF BEGINNING;

THENCE S89°39'01"N, 315.00 FEET TO THE WEST LINE OF SAID SUBDIVISION, ALSO BEING THE EAST RIGHT-OF-WAY LINE OF SOUTH HOLLY STREET; THENCE ALONG SAID WEST LINE N00°01'02"W, 20.00 FEET; THENCE N89°39'01"E, 315.00 FEET TO SAID WEST LINE OF VIRGINIA VILLAGE FILING NO.3, THENCE ALONG SAID WEST LINE S00°01'04"E, 20.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 6300 SQUARE FEET, MORE OR LESS.

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and

**10' UTILITY EASEMENT**

**LEGAL DESCRIPTION**

A PORTION OF THAT 10 FOOT WIDE UTILITY EASEMENT SHOWN ON THE PLAT OF PAVLAK IS SUBDIVISION, LYING IN THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 4 SOUTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 8, SAID PAVLAKIS SUBDIVISION;

THENCE ALONG THE NORTH LINE OF LOTS 5 THROUGH 8, INCLUSIVE, SAID PAVLAK IS SUBDIVISION N89°39'01"E, 305.00 FEET TO A POINT WHICH IS 10 FEET WEST OF THE EAST LINE OF SAID LOT 5;

THENCE PARALLEL WITH AND 10 FEET WEST OF SAID EAST LINE S00°01'04"E, 10.00 FEET;

THENCE PARALLEL WITH AND 10 FEET SOUTH OF SAID NORTH LINE S89°39'01 "W, 305.00 FEET TO THE WEST LINE OF SAID LOT 8;

THENCE ALONG SAID WEST LINE N00°01'02"W, 10.00 FEET TO THE POINT OF BEGINNING,

CONTAINING 3049 SQUARE FEET, MORE OR LESS

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1 be and the same is hereby approved and that the easement established in the Clerk and Recorder's  
2 records at Book 8377, Page 115 and a portion of the utility easement established in the Pavlakis  
3 Subdivision by Ordinance No. 397, Series of 1955, within such described areas are hereby  
4 relinquished.

5 COMMITTEE APPROVAL DATE: July 25, 2013 [by consent.]

6 MAYOR-COUNCIL DATE: July 30, 2013

7 PASSED BY THE COUNCIL: \_\_\_\_\_, 2013

8 \_\_\_\_\_ - PRESIDENT

9 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2013

10 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
11 EX-OFFICIO CLERK OF THE  
12 CITY AND COUNTY OF DENVER

13 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2013; \_\_\_\_\_, 2013

14 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: August 8, 2013

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

19 Douglas J. Friednash, Denver City Attorney

20 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2013