

1 **BY AUTHORITY**

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2021

COUNCIL BILL NO. CB20-1478  
COMMITTEE OF REFERENCE:

4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance vacating a portion of right-of-way at the intersection of East**  
7 **Martin Luther King Jr Boulevard and North Moline Street, without reservations.**

8 **WHEREAS**, the Executive Director of the Department of Transportation and Infrastructure of  
9 the City and County of Denver has found and determined that the public use, convenience and  
10 necessity no longer require that certain portion of that certain area in the system of thoroughfares of  
11 the municipality hereinafter described and, subject to approval by ordinance, has vacated the same,  
12 without reservations;

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

14 **Section 1.** That the action of the Executive Director of the Department of Transportation  
15 and Infrastructure in vacating the following described right-of-way in the City and County of Denver  
16 and State of Colorado, to wit:

17 **PARCEL DESCRIPTION ROW NO. 2020-VACA-0000004-001:**

18 A part of Havana Way as described in Book 7504 at Page 176 in the Clerk and Recorder's  
19 Office of the City and County of Denver, State of Colorado, being a part of the Southeast  
20 Quarter of Section 26, Township 3 South, Range 67 West of the Sixth Principal Meridian,  
21 City and County of Denver, State of Colorado, more particularly described as follows:

22  
23 **COMMENCING** at the South Quarter Corner of said Section 26;  
24 thence North 41°52'58" East a distance of 955.25 feet to the northwest corner of Tract F,  
25 Stapleton Filing No. 50 recorded at Reception Number 2018037005 in said Clerk and  
26 Recorder's Office and the **POINT OF BEGINNING**;  
27  
28 thence along the westerly line of said Tract F of an arc of a curve to the right having a radius  
29 of 724.10 feet, a central angle of 06°02'38", an arc length of 76.38 feet and whose chord  
30 bears South 18°25'38" East a distance of 76.35 feet;  
31 thence South 33°04'54" West a distance of 1.11 feet to a point of curve;  
32 thence along the arc of a curve to the left having a radius of 372.00 feet, a central angle of  
33 33°22'22", an arc length of 216.68 feet and whose chord bears South 16°23'44" West a  
34 distance of 213.63 feet;  
35 thence South 00°17'27" East a distance of 17.31 feet;  
36 thence South 89°42'33" West a distance of 13.00 feet to the easterly line of Lot 1, Block 2,

1 Stapleton Filing No. 40 recorded at Reception Number 2013109191 in said Clerk and  
2 Recorder's Office;  
3  
4 thence along said easterly line of Lot 1, Block 2, Stapleton Filing No. 40 the following two (2)  
5 courses:  
6 North 00°17'27" West a distance of 34.06 feet to a point of curve;  
7 along the arc of a curve to the left having a radius of 624.10 feet, a central angle of  
8 37°31'25", an arc length of 408.73 feet and whose chord bears North 19°03'09" West a  
9 distance of 401.46 feet to a point of non-tangent curve;  
10  
11 thence along the arc of a curve to the right having a radius of 1,097.50 feet, a central angle  
12 of 00°03'59", an arc length of 1.27 feet and whose chord bears South 56°57'05" East a  
13 distance of 1.27 feet;  
14 thence South 56°55'06" East a distance of 214.64 feet to the **POINT OF BEGINNING**.

15  
16 Containing 22,607 square feet or 0.519 acres, more or less  
17

18 **BASIS OF BEARING:** Bearings are based on the southerly line of the Southeast Quarter of  
19 Section 26, Township 3 South, Range 67 West of the Sixth Principal Meridian, City and  
20 County of Denver, State of Colorado, bearing North 89°39'23" East based on NAD 83/92  
21 Colorado Central Zone State Plane Coordinates. The South Quarter corner of said Section  
22 26 is a found 3-1/4" aluminum cap in a monument box Stamped: URS CORP PLS 20683.  
23 The Southeast corner of said Section 26 is a found 3" brass cap in a monument box  
24 Stamped: City of Aurora 16419  
25

26 be and the same is hereby approved and the described portion of right-of-way is hereby vacated and  
27 declared vacated, without reservations.

28  
29 **REMAINDER OF PAGE INTENTIONALLY BLANK**

1 COMMITTEE APPROVAL DATE: December 15, 2020 by Consent  
2 MAYOR-COUNCIL DATE: December 22, 2020 by Consent  
3 PASSED BY THE COUNCIL: \_\_\_\_\_ January 11, 2021  
4 *Steve Filmer* - 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: December 23, 2020  
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.  
15  
16 Kristin M. Bronson, Denver City Attorney  
17  
18 BY: *Kristin M. Bronson*, Assistant City Attorney DATE: Dec 23, 2020